
SENATE JOURNAL

SECOND REGULAR SESSION

Thirty-first Legislature of Oklahoma

1968



JOURNAL

of the

SENATE

SECOND REGULAR SESSION

THIRTY-FIRST LEGISLATURE

STATE OF OKLAHOMA



Convened January 2, 1968

Adjourned May 3, 1968

OFFICERS OF THE SENATE

Thirty-First Legislature
SECOND REGULAR SESSION
1968

GEORGE NIGH, Oklahoma City	PRESIDENT
CLEM McSPADDEN, Claremore	PRESIDENT PRO TEMPORE
ROY BOECHER, Kingfisher	MAJORITY FLOOR LEADER
FINIS W. SMITH, Tulsa	ASSISTANT MAJORITY FLOOR LEADER
DENZIL D. GARRISON, Bartlesville	MINORITY FLOOR LEADER
G. O. WILLIAMS, Woodward	ASSISTANT MINORITY FLOOR LEADER
BASIL R. WILSON, Mangum	SECRETARY
MISS W. E. (BILL) SHIPLEY, Oklahoma City	CHIEF CLERK
VERA AGENT, Oklahoma City	JOURNAL CLERK
BOBBIE L. STEENBERGEN, Bethany	CALENDAR CLERK
FRANK TRUEL, Oklahoma City	SERGEANT-AT-ARMS
REVEREND LLOYD McNEIL, Claremore (1st Week).....	CHAPLAIN
(Pastor 1st Methodist Church and Chaplain Oklahoma Military Academy, Claremore.)	

In Memoriam

THE OKLAHOMA STATE SENATE



Name	Born-Died	Dist.	Legislative Sessions
Finney, Thomas Dunn	1899-1968	24	19, 20, 21
Gooldy, W. T. (Bill)	1896-1968	29	21, 22
Hughes, Wallace G.	1877-1968	1	9, 10
Pugh, M. W.	1878-1967	1	7, 8

Members to be long remembered.

CALENDAR MONTHS OF THE SECOND REGULAR SESSION

31st LEGISLATURE - 1968

Convened January 2, 1968 - Adjourned May 3, 1968

(Legislative Days shown in BOLD FACE type)

1968	JANUARY						1968
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				

1968	FEBRUARY						1968
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			

1968	MARCH						1968
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							

1968	APRIL						1968
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					

1968	MAY						1968
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 on which Legislature convened and actually engaged in business.)

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INTERIM COMMITTEES

(Immediately preceding Page 1)

SENATE STANDING COMMITTEES

Page 1285

MEMBERSHIP OF SENATE

(Terms expire 1968)

D I S T	NAME	P O L	ADDRESS	COUNTIES COMPRISING DISTRICT
1	Robert S. Gee	D	Miami	Craig, Nowata, Ottawa
3	Claude G. Berry	D	Tahlequah	Adair, Cherokee, Wagoner
5	Leroy McClendon	D	Idabel	Choctaw, McCurtain, Pushmataha
7	Gene Stipe	D	McAlester	Haskell, Latimer, Pittsburg
9	John D. Luton	D	Muskogee	Muskogee
11	Allen G. Nichols	D	Wewoka	Hughes, Seminole
13	George A. Miller	D	Ada	Coal, Murray, Pontotoc
15	Glen Ham	D	Pauls Valley	Garvin, McClain
17	Ralph W. Graves	D	Shawnee	Pottawatomie
19	Richard E. Romang	R	Enid	Garfield
21	Robert M. Murphy	D	Stillwater	Payne
23	Don Baldwin	D	Anadarko	Caddo, Grady
25	Anthony M. Massad	D	Frederick	Cotton, Jackson, Tillman
27	Ed Berrong	D	Weatherford	Beckham, Custer, Dewey, Roger Mills
29	Denzil D. Garrison	R	Bartlesville	Washington
31	Jim Taliaferro	D	Lawton	Comanche
33	Ed Bradley	D	Tulsa	Tulsa
35	L. Beauchamp Selman	D	Tulsa	Tulsa
37	Finis W. Smith	D	Tulsa	Tulsa
39	Joseph R. McGraw	R	Tulsa	Tulsa
41	Bryce Baggett	D	Oklahoma City	Oklahoma
43	John L. Garrett	D	Del City	Oklahoma
45	Jimmy Birdsong	D	Oklahoma City	Oklahoma
47	Ted C. Findeiss	R	Oklahoma City	Oklahoma

MEMBERSHIP OF SENATE

(Terms expire 1970)

D I S T	NAME	P O L	ADDRESS	COUNTIES COMPRISING DISTRICT
2	Clem McSpadden	D	Claremore	Delaware, Mayes, Rogers
4	James E. Hamilton	D	Heavener	LeFlore, Sequoyah
6	John Massey	D	Durant	Atoka, Bryan, Johnston, Marshall
8	Tom Payne	D	Okmulgee	McIntosh, Okmulgee
10	Raymond L. Horn	D	Hominy	Osage, Pawnee
12	John W. Young	D	Sapulpa	Creek, Okfuskee
14	Ernest D. Martin	D	Ardmore	Carter, Love
16	Phil Smalley	D	Norman	Cleveland
18	Don F. Ferrell	R	Chandler	Lincoln, Logan, Noble
20	Roy E. Grantham	D	Ponca City	Kay
22	Roy Boecher	D	Kingfisher	Blaine, Canadian, Kingfisher
24	Wayne M. Holden	D	Duncan	Jefferson, Stephens
26	Byron Dacus	D	Hobart	Greer, Harmon, Kiowa, Washita
28	G. O. Williams	R	Woodward	Alfalfa, Ellis, Grant, Major, Woodward
30	Leon Field	D	Texhoma	Beaver, Cimarron, Harper, Texas, Woods
32	Al Terrill	D	Lawton	Comanche
34	George Hargrave, Jr.	D	Tulsa	Tulsa
36	Gene C. Howard	D	Tulsa	Tulsa
38	Peyton A. Breckinridge	R	Tulsa	Tulsa
40	Richard D. Stansberry	R	Oklahoma City	Oklahoma
42	H. B. Atkinson	D	Midwest City	Oklahoma
44	J. Lee Keels	D	Oklahoma City	Oklahoma
46	Jack M. Short	R	Oklahoma City	Oklahoma
48	E. Melvin Porter	D	Oklahoma City	Oklahoma

INTERIM COMMITTEE APPOINTMENTS

by

PRESIDENT PRO TEMPORE CLEM McSPADDEN

(Made during and following the 2d Regular Session of the
31st Legislature)

EXECUTIVE COMMITTEE—Legislative Council (Title 74 § 456, OS 1961-1963 Supp.) (Hold-Over Committee)

Baggett, Birdsong, Boecher, Bradley, Garrison, Gee, Holden, Horn, Howard, Massey, Miller, Nichols, Smith, Terrill, Young.

UNDER SR 81—Study of present laws concerning Workmen's Compensation and Premium Rates, and directing a Report of findings and recommendations:

Birdsong, Luton, Young, Bradley, Berrong.

UNDER SCR 77—Study of ways and means of correcting the deficiencies in the State Highways system; directing filing of report and recommendations:

Nichols, Grantham, Chm., Field, Martin, Ferrell.

UNDER SCR 82—Study of how programs administered by the Department of Public Welfare would be affected by a Constitutional Amendment making it impossible for the Department of Public Welfare to finance such programs with dedicated funds:

McSpadden, Young, Stansberry, Ham, Boecher.

UNDER HCR 559—Study of Board of Regents for Agricultural and Mechanical Colleges and the necessity and feasibility of establishing a separate Board of Regents for Cameron State Agricultural College; and directing the filing of report and recommendations:

Miller, Murphy, Smalley, Taliaferro, Selman.

UNDER HB 1000—Wage Adjustment and Salary Board (Advisory non-voting Members):

Miller, Graves.

Senate Journal

Second Regular Session of the Thirty-first Legislature of Oklahoma

First Legislative Day, Tuesday, January 2, 1968

Pursuant to Article 5, Section 26, of the Constitution of the State of Oklahoma, as amended by State Question 435, Legislative Referendum 156 (referred by **SJR 7** -1965, and adopted by the people on May 24, 1966), the Senate of the Second Regular Session of the Thirty-first Legislature assembled in its Chamber at 12:00 o'clock noon.

The President, Lieutenant Governor George Nigh, called the Senate to order.

COMMUNICATION

The following Communication from the State Election Board was read:

TO THE PRESIDENT,
OKLAHOMA STATE SENATE,
31ST LEGISLATURE,

Dear Sir:

In a Proclamation issued June 1, 1967 by Governor Dewey F. Bartlett, a Special Primary Election to be held July 11, 1967, and a Special General Election to be held July 25, 1967 were called to fill the vacancy in the office of State Senator from Senatorial District No. 4.

At the Special Primary Election held July 11, 1967, Mr. James E. Hamilton was duly certified by this office as the nominee of the Democratic Party.

By virtue of being unopposed in the General Election, July 25, 1967, and pursuant to the provisions of 26 O. S. 1961 § 545, the State Election Board has issued a Certificate of Election as State Senator from Senatorial District No. 4 to the said Mr. James E. Hamilton.

Respectfully submitted,
BASIL R. WILSON, Secretary
State Election Board

OATH OF OFFICE

President Pro Tempore McSpadden announced that the official oath, as provided in Section 2, Article 15, of the Constitution of Oklahoma, was administered to Senator James E. Hamilton, in the Senate Chamber, on July 26, 1967, by Ralph B. Hodges, Justice of the Supreme Court.

The President ordered the roll called of the membership of the Senate for the Second Regular Session of the 31st Legislature, and it resulted as follows:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—46.

Excused: Stipe, Terrill.—2.

The President declared a quorum present.

Prayer was offered by Miss Jody Thompson of Tahlequah, Oklahoma, in Indian sign language.

SENATE OFFICERS- SENATE ORGANIZATION

As provided under Rule 22-f, adopted by the Senate in the First Regular Session of the 31st Legislature, the Organization and selection of Officers for that Session became the Organization and selection of Officers of the Senate for the Second Regular Session of said Legislature; such or-

ganization and selection of Officers being as follows and incorporated herein, by unanimous consent, upon request of Senator Boecher:

OFFICERS OF THE SENATE

George Nigh, Oklahoma City, President
Clem McSpadden, Claremore, President
Pro Tempore

Roy Boecher, Kingfisher, Majority Floor
Leader

Finis W. Smith, Tulsa, Ass't Majority
Floor Leader

Denzil D. Garrison, Bartlesville, Minor-
ity Floor Leader

G. O. Williams, Woodward, Ass't Mi-
nority Floor Leader

Basil R. Wilson, Mangum, Secretary

Miss W. E. "Bill" Shipley, Oklahoma
City, Chief Clerk

Vera Agent, Oklahoma City, Journal
Clerk

Bobbie Steenbergen, Bethany, Calendar
Clerk

Ruth Smith, Oklahoma City, Chief Eng.
and Enr. Clerk

Frank Truel, Oklahoma City, Sergeant-
at-Arms

The Reverend Lloyd McNeil, Claremore
(1st 10 Days) Chaplain (Pastor 1st
Methodist Church and Chaplain, Okla-
homa Military Academy, Claremore.)

STANDING COMMITTEES

AGRICULTURE, CONSUMER AFFAIRS AND WILDLIFE—6

Massad, Chairman

Dacus, Vice-Chairman

Atkinson

Field

Berry

Williams

APPROPRIATIONS AND BUDGET—16

Baldwin, Chairman

Miller, Vice-Chairman

Atkinson

Grantham

Berrong

Hamilton

Dacus

Horn

Findeiss

McClendon

Massey

Romang

Murphy

Selman

Nichols

Taliaferro

BUSINESS, INDUSTRY AND LABOR RELATIONS—13

Payne, Chairman

Birdsong, Vice-Chairman

Berrong

Luton

Bradley

Selman

Findeiss

Stipe

Graves

Terrill

Hargrave

Young

Howard

CONSERVATION AND ECONOMIC DEVELOPMENT—9

Luton, Chairman

Holden, Vice-Chairman

Ferrell

Martin

Horn

Massey

Keels

Murphy

McGraw

EDUCATION—18

Terrill, Chairman

Murphy, Vice-Chairman

Baggett

Holden

Berry

McClendon

Boecher

Massad

Bradley

Massey

Breckinridge

Miller

Field

Short

Findeiss

Smalley

Hamilton

Stansberry

ENGROSSING AND ENROLLING—

Romang, Chairman

Hargrave, Vice-Chairman

GOVERNMENTAL AFFAIRS—13

Baggett, Chairman

Smalley, Vice-Chairman

Berrong

Short

Breckinridge

Smith

Gee

Stansberry

Ham

Stipe

Howard

Williams

McGraw

**HEALTH, WELFARE AND
VETERANS' AFFAIRS—13**

Graves, Chairman

Martin, Vice-Chairman

Berry	Nichols
Birdsong	Payne
Garrett	Porter
Hargrave	Stansberry
McClendon	Williams
Miller	

JUDICIARY—13

Gee, Chairman

Porter, Vice-Chairman

Garrett	McGraw
Garrison	Romang
Grantham	Short
Ham	Smith
Hargrave	Young
Howard	

REVENUE AND TAXATION—7

Taliaferro, Chairman

Keels, Vice-Chairman

Breckinridge	Smalley
Ferrell	Smith
Garrett	

**ROADS, HIGHWAYS AND
PUBLIC SAFETY—20**

Grantham, Chairman

Bradley, Vice-Chairman

Atkinson	Horn
Birdsong	Keels
Dacus	Martin
Ferrell	Nichols
Field	Romang
Garrison	Selman
Ham	Stipe
Hamilton	Terrill
Holden	Young

**COMMITTEE ON COMMITTEES AND
RULES—16**

Smith, Chairman

Payne, Vice Chairman

Baldwin	Garrison
Baggett	Gee
Birdsong	Graves
Boecher	Holden
Bradley	Luton

Miller
TaliaferroWilliams
Young**CARRY-OVER BILLS—Procedure**

Senate Rule 31 (c) and (d), adopted on May 8, 1967, by the Senate of the First Regular Session of the 31st Legislature, provided for the safekeeping of all bills pending before the Committees following adjournment of the First Regular Session and the convening of the Second Regular Session of the 31st Legislature. Below is a compilation of bills and resolutions pending before the several Senate Committees at that time:

**AGRICULTURE, CONSUMER AFFAIRS
AND WILDLIFE****SB**

239 by Selman

HBs

540 by Barr

655 by Harrison

730 by Converse

789 by Field

888 by Cole

APPROPRIATIONS AND BUDGET**SBs**

33 by Baggett

198 by Ham

364 by Murphy

HB

865 by Sandlin

**BUSINESS, INDUSTRY AND LABOR
RELATIONS****SBs**

49 by Murphy

65 by Baggett

116 by Garrett

139 by Graves

140 by Birdsong

187 by Young

207 by Atkinson

233 by Luton

244 by Luton

256 by Ham

257 by Ham

259 by Field

321 by Birdsong

325 by Ham

326 by Ham

361 by Howard

HBs

731 by Bengtson

732 by Hutchens

759 by Graves

820 by Finch

886 by Mountford

SBs

363 by Ham
 417 by Stipe
 426 by Berry
 429 by Romang
 430 by Romang

SJR

22 by Payne

**CONSERVATION AND ECONOMIC
 DEVELOPMENT**

SBs

117 by Field
 238 by Murphy
 255 by Findeiss
 260 by McSpadden
 274 by Field
 299 by Field
 347 by Murphy
 390 by Boecher
 392 by Field

EDUCATION**SBs**

13 by Baggett
 15 by Baggett
 142 by Hamilton
 205 by Taliaferro
 248 by Baggett
 250 by Baggett
 330 by Baggett
 331 by Garrison
 356 by Taliaferro
 433 by Terrill

HBs

592 by Miller
 864 by Abbott

GOVERNMENTAL AFFAIRS**SBs**

22 by Smalley
 25 by Smith
 29 by Berrong
 152 by Atkinson
 157 by Atkinson
 254 by Findeiss
 317 by Young
 357 by Hargrave
 360 by Smith
 365 by Short
 371 by Nichols
 419 by Payne
 425 by McGraw
 427 by Smith
 440 by Luton

HBs

518 by Smalley
 783 by Briscoe
 827 by Grey
 881 by Hill
HJRS
 505 by Poulos
 517 by Dacus

SJR

1 by Baggett
 2 by Baggett
 25 by Baggett
 26 by Baggett
 37 by Smith
 39 by Hamilton
 41 by Murphy
 43 by Howard

**HEALTH, WELFARE AND VETERANS'
 AFFAIRS**

SBs

20 by Nichols
 346 by McGraw

HB

610 by Converse

SJR

24 by Luton
 36 by Graves
 42 by Murphy

JUDICIARY**SBs**

35 by Gee
 95 by Young
 129 by Williams
 135 by Short
 136 by McGraw
 148 by Horn
 156 by Atkinson
 158 by Taliaferro
 159 by Taliaferro
 185 by Massey
 188 by Hargrave
 189 by Hargrave
 190 by Hargrave
 191 by Hargrave
 194 by Hargrave
 201 by McGraw
 202 by Smith
 221 by McGraw
 237 by Young
 251 by Payne
 263 by Young
 264 by Young
 265 by Young
 266 by Young
 267 by Young
 268 by Young
 277 by Smalley

HBs

617 by Young
 637 by Bamberger
 710 by Lawson
 741 by Camp
 795 by Sokolosky
 843 by Mountford
 912 by McCune
 948 by Hill

SBs

279 by Luton
 288 by Short
 367 by Porter
 374 by Romang
 409 by Gee
 418 by Selman
 434 by Smith
 436 by Short

SJR

4 by Massey
 7 by Garrison

REVENUE AND TAXATION**SBs**

301 by Howard
 304 by Terrill
 315 by Holden
 336 by Howard
 368 by Keels
 414 by Ferrell

HBs

742 by McCune
 743 by McCune
 797 by Odom, V. H.
 819 by Odom, V. H.
 936 by Briscoe

SJR

32 by Baldwin

ROADS, HIGHWAYS AND PUBLIC SAFETY**SBs**

31 by Williams
 64 by Young
 137 by McGraw
 171 by Murphy
 253 by Keels
 291 by Murphy
 387 by Baggett
 439 by Terrill

HBs

501 by Grantham
 806 by Holden
 834 by Hopkins

SJR

38 by Hargrave

COMMITTEE ON COMMITTEES AND RULES**SBs**

85 by Berrong
 332 by Smith

HB

757 by Townsend

BILLS AND RESOLUTIONS**INDEFINITELY POSTPONED**

SBs	SBs	SJR	HBs
6	228	9	517
8	262	10	542
19	284	28	596
36	292	29	788
38	293		829
45	294		830

SBs

54
 56
 60
 91
 92
 93
 94
 120
 146
 147
 197
 203
 204
 224
 227

SBs

295
 296
 297
 300
 303
 306
 339
 348
 375
 376
 377
 378
 386
 393
 423

Upon motion of Senator Boecher, the above numbered bills and resolutions were ordered filed with the Calendar Clerk, the originals of which will be returned to the respective Committee boxes for consideration as provided under Rule 31-h.

RE: SENATE RULES

Senator Boecher stated that, in view of the fact that the initial organization of the Oklahoma State Senate, at the opening of the First Regular Session of the Thirty-first Legislature last year, included the adoption of Rules for the operation of the entire Thirty-first Legislature, the Senate of the Second Regular Session of the Thirty-first Legislature is now properly organized.

Senator Boecher moved that a Committee be appointed to notify the Governor of the State of Oklahoma that the Senate is organized and ready to transact business, which motion was declared adopted. The President Pro Tempore appointed Senators Garrison, Nichols, and Selman as such Committee.

Upon motion of Senator Boecher, President Pro Tempore McSpadden appointed Senators Smalley, Hamilton, and Findeiss as a Committee to notify the Honorable House the Senate is organized and ready to transact business.

Senator Boecher moved that the President Pro Tempore appoint a Committee

of three to confer with a like Committee from the Honorable House, in arranging for a Joint Session. The motion was declared adopted and the President Pro Tempore appointed Senators Smith, Ham, and Ferrell as such Committee.

RESOLUTION

SR 60 by McSpadden, McClendon, and Taliaferro was introduced; and by unanimous consent, upon request of President Pro Tempore McSpadden, all other members of the Senate, except Senator Hamilton, were made coauthors of the Resolution.

SR 60, as coauthored, was read at length as follows, adopted upon motion of President Pro Tempore McSpadden and ordered referred for enrollment:

SR 60—By McSpadden, McClendon, Taliaferro, Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams and Young.

A RESOLUTION COMMENDING THE LIFE OF SENATOR CLEM M. HAMILTON; EXPRESSING THE DEEP REGRET AND PROFOUND SORROW OF THE MEMBERS OF THE SENATE FOR THE DEATH OF THE HONORABLE CLEM M. HAMILTON; RECOGNIZING HIS MANY PUBLIC SERVICES; AND DIRECTING DISTRIBUTION OF THIS RESOLUTION.

WHEREAS, on May 30, 1967, the Divine Judge of the Universe called from this earth his faithful servant, the Honorable Clem M. Hamilton; and

WHEREAS, he was first elected to the Oklahoma State Senate on November 7, 1950, and was re-elected to that august body for four terms; and

WHEREAS, he lived a life filled with dedicated public service, including eight-

een years as a member of the State Senate; and

WHEREAS, his innumerable public service and activities in behalf of his community and State, as well as his personal life and integrity, were such as to win, deservedly, the admiration, respect and warm personal regard of all who were privileged to know him; and

WHEREAS, this outstanding Oklahoman exemplified the finest traditions of his Nation, State and Community; and

WHEREAS, he leaves behind a rich legacy of good works and many close friends.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA STATE LEGISLATURE:

SECTION 1. That, in the passing of the Honorable Clem M. Hamilton the State Senate on its own behalf and on behalf of the people of the State of Oklahoma, expresses profound sorrow and extends its sincere sympathy and condolence to his devoted wife, Cecil E. Hamilton, his son James E. Hamilton, his daughter Doris Jane Hamilton, and to the other members of the bereaved family.

SECTION 2. That duly authenticated copies of this Resolution, after consideration and enrollment, be forwarded to Mrs. Cecil E. Hamilton, the Honorable James E. Hamilton, and Doris Jane Hamilton, as a token of the esteem and as a memorial of the admiration the members of the State Senate of the Thirty-first Legislature hold for the Honorable Clem M. Hamilton.

Senator Boecher moved that the Senate stand recessed until 1:55, which motion prevailed.

The Senate reassembled in its Chamber at 1:55 p.m., with President Nigh presiding.

Senator Findeiss, on behalf of the Committee appointed to notify the Honorable

House that the Senate is organized and ready to transact business reported the duty performed, following which the Committee was ordered discharged.

Senator Boecher moved that a Committee on Mileage allowances for members of the Senate be appointed, which motion was declared adopted, President Pro Tempore McSpadden appointing Senators Bradley, Dacus, and Berry as members of such Committee.

A Committee from the Honorable House, composed of Representatives Sandlin, Sparkman and Bickford, was received and advised that the Honorable House is organized and ready to transact business.

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

Senator Smith, on behalf of the Committee appointed to confer with a like Committee from the Honorable House in arranging for a Joint Session of the Second Session of the 31st Legislature, reported the duty performed, and the hour of 2:00 p.m., this day, had been agreed upon for the Joint Session. The Committee was ordered discharged.

The hour of 2:00 p.m. having arrived and that being the hour agreed upon by a Joint Committee for the convening of the Second Regular Session of the 31st Legislature in Joint Session, it was upon motion of Senator Boecher that the Senate, preceded by its Officers, went in a Body to the House Chamber for the purpose of the Joint Session.

JOINT SESSION

The Senate and the Honorable House in the first Joint Session of the Second Regular Session of the 31st Legislature was called to order by Lieutenant Governor George Nigh, President of the Senate.

Upon motion of Senator Boecher, the

attendance roll call of the Senate was considered the roll call of the Senate in Joint Session, which was as follows:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—46.

Excused: Stipe, Terrill.—2.

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

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

Present: Abbott, Allard, Andrews, Bamberger, Barr, Bean, Beauchamp, Bengtson, Bernard, Bickford, Boren, Bradley, Briscoe, Bynum, Camp, Cate, Clemons, Cole, Conaghan, Connor, Converse, Cox, Derryberry, Dickey, Doornbos, Dunn, Fair, Ferguson, Ferrell, Finch, Fine, Ford, Frix, Goodfellow, Green, Greenhaw, Grey, Harrison, Hatchett, Hesser, Holaday, Hopkins, Howard, Hunter, Hutchins (Walter), Inhofe, Johnson, Jones, Kamas, Lane, Lawson, Levergood, McCune, Miskelly, Mountford, Musgrave, Nigh, Odom (Martin), Odom (V. H.), Page, Patterson (Frank), Patterson (Ruth), Peterson, Poulos, Raibourn, Rushing, Sandlin, Sanguin, Skeith, Smith (E. W.), Smith (Norman), Smith (Vondel), Smithey, Sokolosky, Sparkman, Spearman, Tabor, Taggart, Tarwater, Thompson, Thornhill, Townsend, Trent, Vann, Watkins, Williamson, Willis, Witt, Wixson, Wolf (Leland), Mr. Speaker.—91.

Excused: Blankenship, Brown, Fowler, Hargrave, Hill, Hutchens (David), Williams, Wolfe (Stephen).—8.

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

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

Invocation was by the Reverend Russell Owen, Pastor of the First Methodist Church, Cleveland, Oklahoma.

Upon motion of Senator Boecher, the following proposed Joint Rules were ordered printed in the respective Journals of the House and Senate, and consideration deferred:

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES

Rule 1. Joint Session—How Convened

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.

Rule 2. Officers of Joint Session

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.

Rule 3. Manner of Presenting Bills

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

Rule 4. Revenue Bills Originate in House

All bills for raising revenue shall orig-

inate 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. (Art. V, Section 33, Constitution)

Rule 5. Contents of Bills

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 reenacted 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. (Art. V, Section 57, Constitution)

Rule 6. Engrossment of Bills

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

Rule 7. Enrollment of Bills

All bills must be enrolled and reported to each house by the respective house 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 respective house shall hold the same until action is had upon such motion.

Rule 8. Manner of Enrollment

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. (See 75 O. S. 1961, § 12a)

Rule 9. Signing of Bills

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 imme-

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

When a bill or resolution is returned by either house to the other with amendments, and the house where the bill or resolution originated refuses to concur in said amendments, a Conference, by a majority vote of those present and voting, may be requested. Such action shall be transmitted by Message in which shall be included the names of the conferees on the part of the requesting house. Upon receipt of such Message, the other house may, in like manner, grant such Conference, notifying the requesting house by Message and stating the names of conferees.

Rule 10. Conference Committees and Reports

A Conference Committee shall consist of three members of the Senate and three members of the House, unless otherwise specified, to be appointed by the President Pro Tempore of the Senate and the Speaker of the House, respectively. In all cases, the first-named member of the house in which the bill originated shall be chairman of the Conference Committee. The committee shall meet at a convenient time, to be established by the chairman.

No Conference Committee shall proceed with its business until such time as a quorum of each committee 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 of the Conference Committee shall be from the printed Journals of the respective houses, or from an official list furnished by the Presiding Officers of the respective houses.

Only matters in disagreement between

the two houses or matters germane to the bill or resolution shall be subject to consideration by the Conference Committee and a Conference Committee Report shall not be subject to amendment. An original and five copies of the Report shall be submitted and shall always be in order except when the Journal is being read or the roll is being called.

In case of agreement, by a majority of the members of each house, the Conference Committee Report shall first be made, with the papers referred accompanying it, to the house which refused to concur in amendments, and there acted upon, the action taken to be immediately reported, by Message, by the Secretary or the Clerk to the other house, the papers referred accompanying the Message. The agreeing Conference Committee Report shall be signed by all members of the Committee, or by a majority of those of each house.

In case the conferees of the two houses are unable to agree, they shall report that fact to both houses, and the bill shall accompany the report to the house in which it originated. The bill shall revert to the status it occupied before being sent to conference.

In the event of the failure of either house to adopt the Conference Report, the bill or resolution as reported by the Conference Committee shall be considered lost, the papers to remain with the house of origin, except that further conference may be requested and the original or new conferees appointed for the further consideration of amendments.

Rule 11. Announcement of Message

Messages between the houses are to be sent only while the receiving house is sitting.

Rule 12. Adoption and Amendment of Joint Rules; Violations

Joint rules shall be adopted in joint session by a majority vote of the membership of each house. Thereafter said rules

may be amended, modified or repealed only by the adoption of a concurrent resolution by a two-thirds vote of the membership of each house.

If either house violates a joint rule, a question of order may be raised in the other house, and decided in the same manner as in the case of violation of the rules of such house. If it is decided that the joint rules have been violated, the bill or resolution involved in that violation shall be returned to the house wherein the alleged violation occurred without further action.

Except for violation of a joint rule, any bill or resolution passed by one house and transmitted to the second house shall be deemed properly before said second house for consideration.

Rule 13. Appropriation Bills Privileged

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.

Rule 14. Amendment of Bills and Resolutions

Bills or resolutions under consideration must not be interlined or defaced. All amendments offered must be in writing, upon a separate sheet of paper, showing whether House or Senate bill, the number, and the section, line and page, or word, where the amendment begins shall be particularly noted, also the part stricken out, if any. A typewritten copy of all amendments which are adopted shall be attached to the original bill and transmitted to the other house.

Rule 15. Addition of Coauthors

The addition of names, as coauthors, to any bill or resolution, by either house, shall not require the concurrence of the other. Provided, however, if said name offered as a coauthor shall represent a member of the other house, then and in that event it shall require the request in writing by the member. The addition of coauthors shall not constitute an amendment to a bill or resolution.

Rule 16. Designation of Regular Sessions

The regular session of the Legislature which convened in January, 1967, shall be designated as the "First Regular Session of the Thirty-first Oklahoma Legislature," and each Legislature subsequently convening in odd-numbered years shall be designated as the next consecutively-numbered Legislature. Beginning with the session convening in 1968, regular sessions convening in even-numbered years shall be designated as the "Second Regular Session of the ----- (same number as for the immediate prior regular session) Oklahoma Legislature."

Rule 17. Pending Business at Adjournment of First Regular Session

Any business, bill or joint resolution pending in the Legislature at the final adjournment of the first regular session of a legislative term shall carry over to the second regular session with the same status as if there had been no adjournment; provided, however, that this Rule shall not apply to bills and resolutions pending in a Conference Committee at the time of said adjournment.

Rule 18. Procedure for Bills Carried Over from First to Second Session

Any bill or joint resolution pending at the time of final adjournment and to be carried over into the second regular session under the provisions of Rule 17, and which is not in committee at the time of said adjournment, is referred automatically to the standing committee from which it was last reported. All other bills

and joint resolutions shall be referred to a standing committee by the presiding officer prior to the final adjournment.

It shall not be in order for either house, by suspension of the rules or by any other means, to reconsider in the second regular session the vote by which any bill or joint resolution was defeated in the prior regular session.

Rule 19. Numbering of Bills in Second Session

Bills and resolutions (a) pre-filed for introduction, and (b) introduced in the second regular session of a Legislature shall be numbered consecutively with the last bill and resolution, respectively, introduced in the first regular session of the same Legislature.

Rule 20. Recall of Bills and Resolutions from the Governor

Bills and resolutions presented to the Governor, and on which final action by the Governor is pending, may be recalled only by a concurrent resolution introduced in the house of origin of said bill or resolution and adopted by both houses. Provided, however, bills and resolutions may be recalled from the Governor upon a joint request of the Presiding Officers for the exclusive purpose of correcting typographical and grammatical errors therein when such request for recall identifies the errors to be corrected. The amendment of such bill or resolution recalled on request of the Presiding Officers shall be limited to the correction of errors as stated in the recall request.

Rule 21. Form of Bills to Amend Existing Law

All bills and resolutions calling for legislative action to amend any provisions of existing law shall indicate such amendments when typewritten by underlining all new matter; and when printed by the use of capital letter type; and shall show

matter stricken or eliminated from existing law when typewritten by striking through such language to be repealed; and when printed by the use of italic type enclosed in brackets.

Any bill seeking to change existing statutes shall set forth in the title thereof a citation to all statutes to be repealed or amended and a brief summary of the subject matter dealt with in the existing statute.

Rule 22. Numerals in Bills and Joint Resolutions

In all bills and joint resolutions numerals shall be written out in words followed by the corresponding figures enclosed in parentheses.

In all bills or joint resolutions specifying sums of money, such sums shall be written out in words followed in parentheses by the corresponding figures preceded by the dollar sign.

Rule 23. Joint Hearings

With the concurrence of the Speaker and the President Pro Tempore, joint hearings before corresponding subject-matter committees of the two houses may be held upon agreement of the chairmen of said committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby.

Rule 24. Use of Chambers, Offices and Meeting Rooms

The Chambers, offices, and meeting rooms under the jurisdiction and control of the Legislature shall be used only for the official business of the Legislature during legislative sessions. No private organization, non-legislative state agency or department, or the employees thereof, shall be permitted to use said Chambers, offices, or meeting rooms during the interim between sessions without the consent of the Presiding Officer of the house

having jurisdiction and control thereof. Committee meeting rooms under the jurisdiction and control of one house of the Legislature may, with the consent of the Presiding Officer thereof, be used for committee meetings of the other house.

Rule 25. Duration of Joint Rules

Joint rules adopted by the first regular session of a Legislature shall be in full force and effect during both regular sessions of the same Legislature, unless amended, modified or repealed as provided herein.

Senator Boecher moved that the President and the Speaker appoint a Committee from the Senate and the Honorable House as a Joint Committee to notify the Governor the Second Regular Session of the 31st Legislature is now in Joint Session and ready to receive him and hear his Message, which motion was declared adopted, the Committees being:

FOR THE SENATE: Massad, Martin, Miller, Massey, and Breckinridge.

FOR THE HOUSE: Hunter, Green, Camp, Cate, and Grey.

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 arrival of the Chief Executive, the Honorable Dewey F. Bartlett, accompanied by the Joint Committee appointed to advise the Governor the Joint Session awaits his presence.

Governor Bartlett was escorted by the Joint Committee to the Speaker's desk.

The President presented Governor Bartlett to the Joint Session.

The Governor expressed the deep regret and sorrow over the passing of the late Senator Clem Hamilton, beloved and respected by all who knew him, and asked that everyone stand for a moment

of silent prayer in his memory, which was the order.

Governor Bartlett then delivered his Official Message.

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

*

The Senate reassembled in its Chamber, with President Nigh presiding.

Senator Boecher moved that the Message of the Governor delivered in Joint Session be incorporated in the Senate Journal for this day, which motion was declared adopted, the Message being as follows:

GOVERNOR'S MESSAGE TO THE LEGISLATURE

Mr. President, Mr. Speaker, Members of the 2d Session of the 31st Legislature, Ladies and Gentlemen:

As I appear before you today, I am reminded of a story. One night in ancient times, three horsemen were riding across the desert. As they crossed the dry bed of a river, out of the darkness a voice called, "halt". They obeyed. The voice told them to dismount, pick up a handful of pebbles, put the pebbles in their pocket and remount.

The voice then said, "You have done as I commanded. Tomorrow at sunrise you will be both glad and sorry". The horsemen rode on.

The next morning when the sun rose, the horsemen reached into their pockets and found a miracle had happened. The pebbles had been transformed into diamonds, rubies and other precious stones, and they remembered the warning. They were both glad and sorry — glad they had taken some and sorry they had not taken more.

This is the way I feel upon the convening of the second session of the 31st Oklahoma Legislature.

I am glad to have you back. There is

much work to be done for the good of the State of Oklahoma which only you can accomplish. I appreciate your cooperation during the first session and am looking forward to the same unselfish and dedicated cooperation during the second session.

At the same time, I am sorry because in looking over your membership I note the absence of a familiar and beloved face — Senator Clem Hamilton. Through his death the state lost not only one of its most able and dedicated servants, but everyone here lost a personal friend.

I think it only fitting and proper that at this time you join with me in a few moments of silent prayer in memory of our departed friend and colleague, Senator Clem Hamilton. (Pause for a few moments.)

It is my constitutional duty, as Governor to deliver to you a message upon the state of the state. The state of the state is not only good, it is excellent. Furthermore, it is improving and will improve more and more through your efforts and mine, and the citizens of the state.

Many improvements have been made during the past year, as a result of legislation passed by you during your first session.

Judicial reform has been voted by the people—

A new corrections department has been created—

More traffic legislation was passed by you last year than was passed by any other state in any single legislative session—

An Indian Commission was created by you for the first time in history. This commission is undertaking to solve the problems peculiar to our Indian population—

Much other needed legislation was passed by you during your first session.

During the past year the people in the state have been very active in promoting

industrial development in Oklahoma and in improving the image of our state. Industry's confidence in Oklahoma is shown by an investment of over 120 Million Dollars in new and expanded plants during the first 10 months of 1967. This will provide approximately 7739 new jobs for Oklahoma.

Futhermore, we have more industrial prospects looking at Oklahoma than at any other time in the history of this state.

1967 announcements of 88 million dollars of future new plant constructions by eleven companies indicates strong possibilities of record manufacturing construction during this year. With your help, this industrial expansion program will be continued and be further expanded.

In August of 1967, I appointed a Commission for full employment. This Commission in it first few months of operation increased Negro employment in Oklahoma by 15 per cent and Indian employment by 11 per cent. It is continuing to seek employment for the unemployed and the under-employed in Oklahoma, all at no expense to the taxpayers.

During the interim the Oklahoma Management Study Committee, which was financed entirely by private funds, made an in-depth study of Oklahoma government. The final report of this committee contained 399 recommendations for improving efficiency and economy in state government. These recommendations, when fully implemented, either by executive action or legislation, will result in a savings of over 45 million dollars annually to Oklahoma taxpayers.

Many of the recommendations of this committee have already been implemented by the various departments. Others are being implemented at this time. Still others will be implemented as soon as possible.

Many of these recommendations require legislative action. In the program which I will present to you today I will request

your support of many of these recommendations.

Of course, both you and I know that not all of the recommendations of this committee can be accomplished immediately—we also know that many of the recommendations will themselves require the expenditure of funds to accomplish. But, in my opinion, it is our obligation to the people of the State of Oklahoma to accomplish as much of the recommended savings as possible in order to prevent the imposition of unnecessary taxes upon the people of this state.

For the first time in history, the population of Oklahoma has increased to more than two and one-half million people.

During the first five months of this fiscal year, state tax collections have increased by 8.6 million dollars over the first five months of the last fiscal year. This is a 6.14 per cent increase.

From the above, you can see why I consider the state of the state as excellent and why I anticipate improvement in the future.

Although the prospects for the future seem bright, the immediate task of financing state government for the next fiscal year poses many problems.

When I appeared before you last year and submitted my proposed budget for this fiscal year, I stated I anticipated a relatively small increase in available revenues for this session of the legislature. At that time, I stated that the supreme court ruling which prohibited you from appropriating anticipated surplus had reduced substantially the amount you were authorized to appropriate. That ruling of the supreme court has resulted in your having for appropriation from the general revenue fund only 612 thousand dollars more than the amount appropriated by you during the first session of this legislature—notwithstanding the large increase in revenues from existing sources of taxation.

Although our collections from taxes continue to grow each year by several mil-

lions of dollars, the actions of previous legislatures in appropriating anticipated surplus have resulted in your having to face up to the problem of financing state government for the next fiscal year in accordance with the budget balancing amendment, as interpreted by the Oklahoma Supreme Court.

The problem of financing state government for this fiscal year is acute. It is not, however, insurmountable. It is possible if you see fit to adopt the recommendations which I will outline to you.

Let me give you this note of encouragement. The budget director has informed me that he anticipates the next session of the legislature will have from 15 to 25 million dollars more to appropriate than this session of the legislature. In addition, if you see fit to adopt the many recommendations of the management study committee which I will propose to you, the next session of the legislature should have even more funds available.

Official copies of my budget are on your desks and it would be a waste of your time for me to itemize this budget—department by department. The following are the areas with which I feel you are most vitally concerned.

PUBLIC SCHOOLS

Not counting the supplemental appropriations of one million dollars, I have proposed 76.5 million dollars for public schools. This is an increase of 9.5 million dollars over the amount appropriated by you last year. I suggest the basic salary for all teachers in the public schools be increased by three hundred dollars per year for the school year 1968-1969.

In addition, I request that you pass legislation increasing the basic salaries of teachers in public schools by three hundred dollars additional for the school year 1969-1970 and by four hundred dollars for the school year 1970-1971. This will provide an increase in the basic salaries of all teachers in public schools of one thousand

dollars per year over the next three years.

Furthermore, I suggest you pass legislation requiring a minimum salary for any teacher of five thousand dollars for the school year 1968-1969, a minimum salary of five thousand two hundred and fifty dollars for the school year 1969-1970, and a minimum salary of five thousand five hundred dollars for any teacher for the school year 1970-1971. Legislation to this effect will be introduced by my floor leaders.

In addition, I further suggest an increase of three hundred fifty thousand dollars for vocational-technical education and one hundred thousand dollars for vocational rehabilitation. These increases are necessary to provide greatly needed skills in vocational and technical fields.

HIGHER EDUCATION

I propose 47.5 million dollars for higher education. This is an increase of only eight hundred and eighty-five thousand dollars over the amount appropriated by you last session. However, I am informed by the chancellor for higher education that in addition to this amount, higher education will have available for the school year 1968-1969 from unallocated surplus due to fee increases, from enrollment growth, and from Section 13 and New College funds the sum of 4.6 million dollars. This latter amount consists of non-appropriated funds.

The information available to me indicates that by using both appropriated and non-appropriated increased funds, the various boards of regents can, if they so desire, increase faculty salaries in our state colleges and universities by an average of one thousand dollars per faculty member. In my opinion the greatest need in higher education is in the field of faculty salaries and I do request the various boards of regents to use the increased funds available to them for that purpose.

In this connection, I urge you to pass House Bill No. 997, which has been pre-filed by Representative Boren providing

that Section 13 monies shall be used for the purpose of faculty salary increases and other educational expenses, rather than for capital improvements.

In addition, through the implementation of recommendations made by the management study committee, higher education can have available substantial funds over and above those outlined in this budget.

HIGHWAYS

I propose 8 million dollars for highways from General Revenue Funds and 41.6 million dollars for highways from dedicated revenues. This represents a decrease of 2.9 million dollars in total funds.

In this regard, I would call your attention to the recommendations made by the management study committee regarding the state highway department, which recommend an annual savings of 14 million dollars through better management practices.

The State Highway Department through its director, Bill Dane, has cooperated in implementing many of the recommendations of this committee. I have discussed this appropriation with Mr. Dane, and he assured me that through implementation of recommendations made by the management study committee, which he has already inaugurated, he can accept this reduction in revenues without in any way jeopardizing the highway program for the next fiscal year. I want to publicly compliment Mr. Bill Dane and the members of the Highway Commission for their prompt and efficient action in implementing the recommendations of the management study committee.

OTHER APPROPRIATIONS

Generally, the remaining appropriations which I propose approximate the appropriation made by you during the last session of the legislature. However, I have tried to make allowances for certain necessary increases in various departments to comply with existing law and have reduced some appropriations to take advantage of

the recommendatons of the management study committee in accordance with legislation which I shall propose for your consideration.

REVENUE

In order to finance the budget which I have proposed to you, it will be necessary that you enact certain legislation.

First, I ask that you amend the unclaimed property law which you passed during the last session of the legislature by eliminating the twenty-five dollar minimum provided in the bill, by deleting that portion of the bill relating to the statute of limitations and by eliminating that portion of the bill permitting only 20 per cent of the monies collected to be appropriated during each fiscal year.

Second, I ask that you pass legislation charging an annual fee for boiler inspections.

Third, I ask that you increase to one hundred dollars the minimum fees for registration of any security with the Securities Commission.

Fourth, I ask that you increase the fees now charged by the Agricultural Department for licenses issued by them and increase the fees charged by the State Health Department to an amount commensurate with the cost of issuing the license and making the inspection.

Finally, I recommend that two and one-half million dollars of the 1 cent gasoline excise tax now collected under the provisions of title 68, sections 522 and 523 of the Oklahoma Statutes which is now apportioned to the County Commissioners be apportioned instead to the Department of Education to finance State Aid to Public Schools for the fiscal year 1969—only.

This diversion of funds from the County Commissioners to the Department of Education is fully justified under existing conditions.

In 1957, the state apportioned to the counties for local highway use, the sum of 28.9 million dollars. Since that time, the

amount apportioned through earmarking of funds has increased to the approximate sum of forty-two million five hundred thousand dollars for the fiscal year 1968. In recent years the monies going to the county commissioners from these earmarked funds has increased approximately 2.5 million dollars per year. The legislation which I propose will permit counties to receive the same amount from this earmarked tax during the fiscal year 1969 as they received during the fiscal year 1968.

Furthermore, I recommend that you enact legislation requiring the County Commissioners of the several counties of the state, in spending state apportioned funds, to purchase all contractual services, including lease contracts, supplies, equipment and materials under the state's central purchasing laws. In this way it is my opinion the county commissioners can and will save more than two and one-half million dollars which I have requested you to apportion to the State Department of Education.

To the extent that you fail to pass the recommendations which I have made to you regarding additional revenue, education and other necessary functions of government will suffer accordingly.

CAPITAL EXPENDITURES

I propose that you submit to the people of the state for their approval or rejection a resolution authorizing the state to issue bonds for necessary capital improvements. I would hope that you would limit the request for bond authorization to not more than 82 million dollars. If the resolution is adopted by the people, I will then sign into law a bill increasing the tax on cigarettes in an amount sufficient to amortize the bond issue.

VOCATIONAL-TECHNICAL EDUCATION

I propose that you change the composition of the membership of the state board of Vocational Education. This board would be composed of educators designated by

law and businessmen and industrialists appointed by the Governor with the advice and consent of the Senate. The purpose of the new board would be to direct the training of persons interested in vocational technical study towards the needs of industry. The composition of this board would add tremendously to the industrial development of the State of Oklahoma. A full explanation of the purposes and needs of this board is contained in the LTV report, copies of which have been furnished to each of you, and its functions would be patterned after the system inaugurated in South Carolina with which many of you are already familiar.

OTHER RECOMMENDATIONS

During this session of the legislature it will be necessary that you implement the constitutional amendment passed by the people of the state regarding judicial reform. It is my understanding that Representative John McCune, who was one of the most active members of the Legislature in proposing this constitutional amendment, and Senator Bob Gee and their committee have already done substantial work to implement this constitutional amendment.

In the field of civil rights, I support the principles of Senate Bill 367 and will cooperate with you to work out suitable legislation. This must be fair and just to all Oklahomans.

I recommend that you pass legislation creating a state central data processing system.

I support legislation creating a state owned motor pool.

I support legislation calling for a constitutional convention to be held as soon as practical in order to upgrade and update our existing constitution.

I recommend that the State Bureau of Investigation be transferred to and made a part of the department of Public Safety.

I support legislation strengthening the State's Central Purchasing Law.

I ask that you submit to the people, for their approval or rejection, an amendment to the constitution abolishing the office of State Auditor.

I recommend that legislation be adopted providing a mandatory retirement system for all state employees.

I support legislation placing the employees of the Corporation Commission under the State's Merit System.

I recommend that you adopt legislation abolishing the office of county superintendent of schools and authorizing in lieu thereof the appointment by the State Board of Education of not more than fifteen regional coordinators to perform the duties heretofore performed by the county superintendents of schools.

I support legislation granting the State Treasurer greater latitude in investing state funds and authorizing the State Depository Board to appoint an investment specialist to advise the State Treasurer and other departments of government on the investment of idle state funds to provide for the state the maximum return on its investments.

In addition, my floor leaders have introduced other legislation which I support to accomplish the recommendations of the Management Study Committee. This legislation is designed to provide the citizens of Oklahoma better government at a reduced cost.

SUMMARY

In my opinion, these recommendations are essential if we are to meet our responsibilities to the people to provide them the best possible government at the least possible cost.

I repeat that I am opposed to any general tax increase.

We have a great task ahead of us. I am confident of your ability to accomplish the job. I want to continue to work with you for the betterment of the state of Oklahoma.

I want also to reassure you that my of-

fice and home will continue to be always open to you and my mind will never be closed to any of your problems.

Thank you.

Senator Boecher moved that the President Pro Tempore be authorized and directed to approve expense claims for members of the Senate who attended meetings prior to the convening of the Second Regular Session of the 31st Legislature, which motion was declared adopted.

Senator Boecher moved that the President Pro Tempore be authorized and directed to approve claim in payment of Mr. President:

We, your Committee on Mileage, having had under consideration mileage allowance for members of the Senate, submit the following report:

Dist.	Name	Pol.	Town	Miles	Amount
23	Baldwin	D	Anadarko	132	\$13.20
27	Berrong	D	Weatherford	146	14.60
3	Berry	D	Tahlequah	340	34.00
22	Boecher	D	Kingfisher	88	8.80
33	Bradley	D	Tulsa	234	23.40
38	Beckinridge	R	Tulsa	240	24.00
26	Dacus	D	Hobart	250	25.00
18	Ferrell	R	Chandler	100	10.00
30	Field	D	Texhoma	574	57.40
29	Garrison	R	Bartlesville	336	33.60
1	Gee	D	Miami	418	41.80
20	Grantham	D	Ponca City	212	21.20
17	Graves	D	Shawnee	90	9.00
15	Ham	D	Pauls Valley	130	13.00
4	Hamilton	D	Heavener	430	43.00
34	Hargrave	D	Tulsa	250	25.00
24	Holden	D	Duncan	200	20.00
10	Horn	D	Hominy	264	26.40
36	Howard	D	Tulsa	240	24.00
9	Luton	D	Muskogee	284	28.40
5	McClendon	D	Idabel	480	48.00
39	McGraw	R	Tulsa	240	24.00
2	McSpadden	D	Claremore	340	34.00
14	Martin	D	Ardmore	210	21.00

postage to provide each member of the Senate with sufficient postage, which motion was declared adopted.

Upon motion of Senator Boecher, each member of the Senate was allowed the sum of Two Hundred and Fifty Dollars (\$250.00) for expense of purchasing personal stationery and supplies.

COMMITTEE REPORT

Senator Bradley, on behalf of the Committee appointed on Mileage, submitted the following Report, and asked unanimous consent that same be incorporated in The Journal for this legislative day, which was the order:

25	Massad	D	Frederick	308	30.80
6	Massey	D	Durant	320	32.00
13	Miller	D	Ada	180	18.00
21	Murphy	D	Stillwater	136	13.60
11	Nichols	D	Wewoka	144	14.40
8	Payne	D	Okmulgee	220	22.00
19	Romang	R	Enid	174	17.40
35	Selman	D	Tulsa	240	24.00
16	Smalley	D	Norman	52	5.20
37	Smith	D	Tulsa	240	24.00
7	Stipe	D	McAlester	260	26.00
31	Taliaferro	D	Lawton	207	20.70
32	Terrill	D	Lawton	204	20.40
28	Williams	R	Woodward	292	29.20
12	Young	D	Sapulpa	204	20.40

Respectfully submitted,
Bradley, Chairman

FIRST READING (Pre-filed)

As provided under Title 75, Section 26.11-14, O. S. 1961, the following pre-filed Bills and/or Joint Resolutions were presented by President Pro Tempore McSpadden and, upon motion of Senator Boecher, introduced and read for the first time:

SB 444—By Garrison.

An Act relating to cities and towns; amending 11 O. S. 1961, § 404; providing for notice and public hearing prior to establishment or change of building and zoning regulations; and declaring an emergency.

SB 445—By Romang.

An Act relating to anonymous election literature; requiring that such literature be signed; making violation a misdemeanor and providing fine and sentence; excepting certain materials in newspapers, magazines or journals; and declaring an emergency.

SB 446—By Graves.

An Act relating to children; defining terms; dealing with delinquent children, dependent and neglected children, and children in need of supervision; defining powers of district courts; prescribing procedure in certain cases; dealing with care

and custody of children and termination of parental rights; providing for detention of certain children; repealing 10 O. S. 1961, § § 101 to 114.5, inclusive, and 121.1 to 127.12, inclusive, and 20 O. S. 1961, § § 771 to 907, inclusive, and Chapter 122, Oklahoma Session Laws 1963, and Chapters 70, 135, 174, 203, 225, and 507, Oklahoma Session Laws 1965, and Chapters 97, 127, and 159, Oklahoma Session Laws 1967; making provisions of Act severable; fixing effective date of Act; and declaring an emergency.

SB 447—By Smith.

An Act relating to elections; amending 26 O. S. 1961, § 24a, as amended by Section 1, Chapter 489, O. S. L. 1965 (26 O. S. Supp. 1967, § 24a) and 26 O. S. 1961, § § 93.20 and 102.14; repealing 26 O. S. 1961, § 24b, as amended by Sections 1 and 2, Chapter 254, O. S. L. 1967 (26 O. S. Supp. 1967, § 24b); providing increased compensation in certain counties for Secretary of County Election Board; prescribing duties; providing for the appointment and compensation of clerical help; and declaring an emergency.

SB 448—By Breckinridge.

An Act relating to county offices; amending 19 O. S. 1961, § 131; providing that the office of county clerk, court clerk,

county surveyor and county public weigher be appointive; providing manner of appointment; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

SB 449—By Howard.

An Act relating to the public schools of Oklahoma; providing additional incentive aid to school districts under certain conditions; directing codification; and declaring an emergency.

SB 450—By Garrison of the Senate and Connor of the House.

An Act relating to officers; amending 51 O. S. 1961, § 10, as amended by Section 1, Chapter 116, O. S. L. 1965 (51 O. S. Supp. 1967, § 10); providing for manner in which vacancies in public office shall be filled; providing that Governor may use services of judicial nominating commission in filling certain vacancies; providing for reimbursement of expenses; and declaring an emergency.

SB 451—By McSpadden.

An Act relating to the J. M. Davis Memorial Commission providing for the continuation and reappropriation of certain funds; stating the purpose; making the provisions of this Act severable; providing lapse date; and declaring an emergency.

SB 452—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to the State Merit System of Personnel Administration; amending 74 O. S. 1961, § 803; defining certain offices and positions to be in the unclassified service of the state; making employees of the Corporation Commission subject to provisions of the State Merit System of personnel administration; providing for certain exceptions; making provisions of Act severable; and declaring an emergency.

SB 453—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to the Department of

Labor; prescribing fees to be charged by said department for inspection of steam boilers; and declaring an emergency.

SB 454—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to securities; amending 71 O. S. 1961 § 305; providing for minimum fee for filing registration statement; and declaring an emergency.

SB 455—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to revenue and taxation; amending Section 218 of Section 2, Chapter 414, O. S. L. 1965 (68 O. S. Supp. 1965, § 218); providing for manner of remittance of taxes; providing service fees for processing of returned checks; and declaring an emergency.

SB 456—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to the Corporation Commission; amending 17 O. S. 1961 § 43 and 44; abolishing the Department of Cotton Gin Utilities under the Corporation Commission; and declaring an emergency.

SB 457—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to fireworks; amending 63 O. S. 1961, § 755, 756 and 757, as renumbered by Section 1, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1967, § 1605, 1606, and 1607); providing for licenses and prescribing fees; providing for issuance of licenses by State Fire Marshal; requiring proof of license; providing for suspension or revocation of license; making violations of act a misdemeanor; providing for collection and disposition of license fees; providing that State Fire Marshal shall enforce and administer provisions of act; and declaring an emergency.

SB 458—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to revenue and taxation; amending Section 2, Chapter 195, O. S. L. 1965 (68 O. S. Supp. 1967, § 320); requiring bond of wholesalers, jobbers and distributors of cigarettes; and declaring an emergency.

SB 459—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to State officers and employees; amending 67 O. S. 1961, § 214; providing for compliance by State agencies with the Records Management Act; authorizing State agencies to contract for records management; providing for bond; repealing 67 O. S. 1961, § 166, relating to the duties of the records preservation officer and compliance by State agencies; and declaring an emergency.

SB 460—By Short.

An Act relating to criminal procedure; amending 22 O. S. 1961, § 464, as amended by Section 1, Chapter 372, O. S. L. 1967, (22 O. S. Supp. 1967 § 464); providing for right to counsel, for appointment of counsel, and compensating of counsel; and declaring an emergency.

SB 461—By Smalley of the Senate and Jones of the House.

An Act relating to criminal procedure; amending 22 O. S. 1961, § 991; authorizing judge trying cause in which a person is convicted of commission of a crime to suspend execution of sentence; repealing Chapter 261, Section 20, Oklahoma Session Laws 1967 (57 O. S. Supp. 1967, § 520); and declaring an emergency.

SB 462—By Garrison of the Senate and Connor of the House.

An Act relating to schools; providing that the office of County Superintendent of Schools in and for each county in Oklahoma is abolished; authorizing the State Board of Education to appoint not more than fifteen (15) regional coordinators in the discretion of said board and fix their salaries and duties; providing for apportionment of their salary and expenses by the board; providing office space, utili-

ties, communications; supplies, equipment, and maintenance for said coordinators; repealing 70 O. S. 1961, §§ 3-1 through 3-7, 35a, 35b and 35c; and declaring an emergency.

SB 463—By Garrison and Williams of the Senate, and Connor, Hunter and Green of the House.

An Act relating to the Oklahoma Alcoholic Beverage Control Board; amending 37 O. S. 1961, § 514; providing for power and duties; authorizing board to collect statistical data and prescribe charges or fees to be collected from persons provided the same; and declaring an emergency.

SB 464—By Garrison and Williams of the Senate and Connor, Hunter, and Green of the House.

An Act relating to State Officers and Employees; amending 74 O. S. 1961, § 61; creating the State Board of Public Affairs; providing for qualifications, appointment, and terms of members; and declaring an emergency.

SB 465—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to State Fiscal Affairs; amending 62 O. S. 1961, § 41.26; providing for departmental and institutional approval of claims and payrolls; and declaring an emergency.

SB 466—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to state officers and employees; amending 74 O. S. 1961, § 85.3; providing for the organization of the purchasing division of the State Board of Public Affairs; providing for a director and other personnel; providing for qualifications; providing for the transfer of certain personnel; providing for surety bonds; prohibiting certain acts in conflict of interest; making provisions of Act severable; and declaring an emergency.

SB 467—By Garrison and Williams of

the Senate and Connor, Hunter and Green of the House.

An Act relating to state owned motor vehicles; providing for creation of a state owned motor pool under the State Board of Public Affairs; providing for the control and regulation of state owned motor vehicles; providing for the promulgation of rules and regulations; defining terms; providing for the acquisition of motor vehicles; providing for operation, storage, maintenance, repair and replacement thereof; providing for use of personally owned motor vehicles under certain conditions; providing for the marking of state owned motor vehicles with certain exceptions; providing for the establishment of the "State Motor Pool Revolving Fund" and use thereof; requiring reports; prohibiting use of state owned motor vehicles for private purposes; directing codification; making provisions of Act severable; and declaring an emergency.

SB 468—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to public health; amending Sections 1118, 1119, and 1122, Article II, Chapter 325, O. S. L. 1963 (63 O. S. supp. 1967, § 1-1118, 1-1119, and 1-1122); providing for licensing of sellers, manufacturers, wholesalers and brokers of food and drugs, and of frozen food locker plants by State Commissioner of Health; prescribing fees; and declaring an emergency.

SB 469—By Gee.

An Act relating to the termination of joint tenancy and/or life tenancy; prescribing procedure therefor in lieu of, and as an alternative of, judicial determination thereof; directing codification; and declaring an emergency.

SB 470—By Miller.

An Act pertaining to non-intoxicating beverages; making it a crime for any person to purchase for, deliver or furnish to, a person under twenty-one years of age,

any malt beverage containing alcohol; and declaring an emergency.

SB 471—By Miller.

An Act relating to elections; amending 26 O. S. 1961, § 556a, as amended by Section 3, Chapter 489, O. S. L. 1965 (26 O. S. Supp. 1967, § 556a); fixing compensation of precinct officials; and declaring an emergency.

SB 472—By Massad and Dacus of the Senate and Briscoe of the House.

An Act relating to agriculture; amending 2 O. S. 1961, § 5-43; providing for the marking of weights, measures and prices on packaged forms of commodities kept, exposed or offered for sale; providing for placing of date on packages of prepackaged meat; and declaring an emergency.

SB 473—By Hamilton.

An Act relating to game and fish; repealing 29 O. S. 1961, § 604; providing rules and regulation over national forest lands by the federal government; and declaring an emergency.

SB 474—By Hamilton.

An Act relating to schools; amending 70 O. S. 1961, § 9-4; providing all school buses used for the transportation of school children be equipped with safety belts or safety shoulder harness or a combination, for each passenger; providing effective date; providing funds; and declaring an emergency.

SB 475—By Hamilton.

An Act relating to common carriers; providing railroad cars and coaches and all motor vehicles used for transportation of persons for reward, inside or outside the corporate limits of any municipality be equipped with seat belts and shoulder harness; providing the Department of Public Safety approve installation, establish specifications of types of belts and harness; and declaring an emergency.

SB 476—By Hamilton.

An Act relating to railroads; providing for the clearing of rights-of-way of railroad companies through forest lands; pro-

viding for notice, cost and lien; and declaring an emergency.

SB 477—By Stipe and Stansberry.

An Act creating and establishing a State Hospital Construction and Maintenance Fund Board; providing for appointment of members thereon; fixing their terms; prescribing its duties; prescribing an effective date; and declaring an emergency.

SB 478—By Miller.

An Act relating to elections; repealing 26 O. S. 1961, § 197; pertaining to duties of State Election Board in providing for candidates provision for nomination by petition; and declaring an emergency.

SB 479—By Hamilton.

An Act relating to crimes and punishment; providing punishment for person or persons interfering with firemen in the performance of their duty; and declaring an emergency.

SB 480—By Hamilton.

An Act relating to game and fish; providing owners or lessees of lands shall not be restricted as to the manner of catching, gathering, procuring or impounding minnows, fish, frogs or similar water species; repealing all laws or part of laws in conflict herewith; and declaring an emergency.

SB 481—By Hamilton.

An Act relating to the State Department of Agriculture; providing for an appropriation for a research program in conjunction with the experimental program being conducted by the Oklahoma State University for the eradication of ticks; providing that Federal Funds be obtained; and declaring an emergency.

SB 482—By Smalley.

An Act relating to cities and towns; amending 11 O. S. 1961, § 571; providing that municipal officers shall be qualified electors and actual residents of the City and Ward for which they are appointed or elected; providing that removal therefrom creates a vacancy in office to be

filled by appointment of the council; requiring giving of bond and taking oath of office; and declaring an emergency.

SB 483—By Smalley.

An Act relating to wills and succession; amending 84 O. S. 1961, § 257, as amended by Section 1, Chapter 27, O. S. L. 1965 (84 O. S. Supp. 1967, § 257); providing that County Court or District Court shall have jurisdiction to determine heirship; and declaring an emergency.

SB 484—By Grantham.

An Act relating to public buildings; amending Section 1, Chapter 213, O. S. L. 1965, (61 O. S. Supp. 1967, § 11); providing facilities for the handicapped; and declaring an emergency.

SB 485—By Baldwin.

An Act relating to area school districts; authorizing issuance of bonds by area school districts and prescribing procedure therefor; validating certain bond elections and bonds issued by area school districts; directing codification; and declaring an emergency.

SB 486—By Smith.

An Act relating to the State Industrial Court; prescribing fee for the furnishing of copies of documents and papers on file with said court; providing for disposition and use of such fees; creating the "State Industrial Court Revolving Fund"; and declaring an emergency.

SB 487—By Smith.

An Act relating to Workmen's Compensation; amending 85 O. S. 1961, § 22, subsection 3; providing for schedule of compensation for permanent and partial disability; providing for compensation for serious and permanent disfigurement; and declaring an emergency.

SB 488—By Smith.

An Act relating to Workmen's Compensation; requiring employer to furnish, repair or replace certain prosthetic devices necessary in treatment or rehabilitation of injured workman; directing codification; and declaring an emergency.

SB 489—By Romang.

An Act relating to motor vehicles; amending 47 O. S. 1961, § 11-103; relating to obedience to police officers; and declaring an emergency.

SB 490—By Romang.

An Act relating to the commercial code; amending 12A O. S. 1961, § 9-302, Subsection (1); providing for the listing of property on which lien is claimed; and declaring an emergency.

SB 491—By Selman.

An Act relating to banks, trust companies and corporate trust businesses; amending Oklahoma Banking Code of 1965, Chapter 161, Sections 102, A, 219, 305, B, 306, D, 307, B, 415, B, 801, B, 802, A, 809, 1103, D, 1107, D, 1109, C and E 1201, B and C, 1202, C, 1204, D and K, and 1301, O. S. L. 1965 (6 O. S. Supp. 1967, § § 102, A, 219, 305, B, 306, D, 307, B, 415, B, 801, B, 802, A, 809, 1103, D, 1107, D 1109 C and E 1201, B and C, 1202, C, 1204, D and K, and 1301); Chapter 141, Section 303, O. S. L. 1965, as amended by Chapter 258, Section 1, O. S. L. 1967 (6 O. S. Supp. 1967, § 303); Chapter 161, Section 421, C, O. S. L. 1965, as amended by Chapter 244, Section 1, C, O. S. L. 1965 (6 O. S. Supp. 1967, § 421, C); Providing for clarification of language used by said banking code and making the sections compatible and consistent; providing liquidation, dissolution and reorganization of trust companies; directing codification; repealing Chapter 161, Section 406, D, O. S. L. 1965; and declaring an emergency.

SB 492—By Massad and Dacus of the Senate and Briscoe of the House.

An Act relating to weights and measures; amending 83 O. S. 1961, § 84; providing standards of fill of packages and containers of any commodities kept, offered or exposed for sale; and declaring an emergency.

SB 493—By Selman.

An Act relating to community junior

colleges; authorizing certain communities maintaining junior colleges to become area school districts; designating governing boards; and declaring an emergency.

SB 494—By Massad and Young of the Senate and Sandlin and McCune of the House.

An Act relating to the judiciary; establishing a Uniform Retirement System for Justices and Judges; providing eligibility for Justices or Judges for retirement; providing the procedure to become a retired Justice or Judge; providing for filling vacancy in offices created by retirement; providing for retirement compensation and providing for contribution and return of contributions; abolishing the office of State supernumerary judges and providing that they shall become retired Justices or Judges; fixing effective date of Act and its immediate operation as to certain Justices and Judges; repealing 20 O. S. 1961, § 921 through 926, inclusive and repealing all laws or parts of laws in conflict herewith; making the provisions of Act severable; and declaring an emergency.

SB 495—By Ferrell.

An Act relating to domiciliary facilities; defining term "domiciliary facility"; providing for inspections, investigations, and examinations of such facilities and operation thereof, by the State Commissioner of Health, fixing duties and authority of the State Commissioner of Health; providing for transfer of monies from the State Assistance Fund for use in carrying out provisions of Act; directing codification; repealing Sections 1 and 2, Chapter 357, O. S. L. 1967, (74 O. S. Supp. 1967, § § 188 and 189); and declaring an emergency.

SB 496—By Martin.

An Act relating to public health; repealing § § 1301-1308, inclusive, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § § 1-1301-1-1308, inclusive; of the Public Health Code; enacting new sections there-

of pertaining to milk, directing codification; making provisions of Act severable; and declaring an emergency.

SB 497—By Birdsong.

An Act relating to the Oklahoma Department of Public Safety; providing minimum salaries of employees based on forty (40) working hours per week; providing effective date; and declaring an emergency.

SB 498—By Short.

An Act relating to corporations; amending 18 O. S. 1961, § 1.198a; providing that the Secretary of State record certain orders of the Oklahoma Tax Commission suspending, revoking, cancelling or reinstating corporate charters; and declaring an emergency.

SB 499—By Short.

An Act relating to statutes and reports; amending Section 1, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1967, § 301); defining terms; providing that certain agencies of the State be subject to provisions of the Administrative Procedures Act; making provisions of Act severable; and declaring an emergency.

SB 500—By Short.

An Act relating to public contracts for construction, purchase, sale or acquisition of personal property; providing the general principles and specific provisions governing said contracts; repealing 61 O. S. 1961, §§ 21, 25, 26, 27, 28, 30 through 48 inclusive, and §§ 22, 23, 24 and 29 as amended by Sections 3, 4, 5 and 6, Chapter 518, O. S. L. 1965 (61 O. S. Supp. 1967, §§ 22, 23, 24 and 29); making provisions of Act severable; and declaring an emergency.

SB 501—By Short.

An Act relating to revenue and taxation; amending Section 1303 of Section 2, Chapter 367, O. S. L. 1963, as amended by Section 4, Chapter 495, O. S. L. 1965 (68 O. S. Supp. 1967, § 1303); providing revenue from sales tax be deposited in the State Treasury to the credit of the

General Revenue Fund; repealing Section 2, Chapter 367, O. S. L. 1963, as renumbered (68 O. S. Supp. 1967, § 1316); and declaring an emergency.

SB 502—By Murphy.

An Act relating to non-profit corporations; amending 18 O. S. 1961, §§ 541, 542, 544 and 546; providing for incorporation, fees, number of trustees or directors; providing contents of articles; providing for filing of annual reports; providing for meetings; providing for the direction of affairs; providing for corporate authority and capacity, providing for amendments, extension, merger and consolidation and procedure therefor; repealing conflicting laws; making provisions of act severable; and declaring an emergency.

SB 503—By Massad.

An Act relating to insurance; amending 36 O. S. 1961 § 4101, Subsection B; providing maximum amount of insurance on life of debtor; and declaring an emergency.

SB 504—By Massad.

An Act relating to public officers; providing authority of County Commissioners to contract with County Commissioners of adjoining county for use of County Jail facilities; providing and limiting payment therefor; and declaring an emergency.

SJR 45—By Howard of the Senate and Nigh 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 Article VI, Section 5; providing that at any general election in which a Governor and Lieutenant Governor are to be elected, the names of the nominees for Governor and Lieutenant Governor shall appear on the ballot within a single bracket; providing legislative procedure for opening election returns, publishing the same, and in case of a tie vote for any elective state office for the choosing by

the legislature of the persons or person elected; providing for a Ballot Title; and ordering a Special Election.

SJR 46—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment amending section 43 of Article IX thereof to eliminate the necessity of filing certain corporation reports with the Corporation Commission; providing for Ballot Title; and ordering a Special Election.

SJR 47—By Garrison of the Senate and Connor of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 2, Article XXII, of the Constitution of the State of Oklahoma; prohibiting corporations from buying, acquiring or dealing in Real Estate; providing for certain exceptions; providing for a Ballot Title; and ordering a Special Election.

SJR 48—By Gee of the Senate and Spearman of the House.

A Joint Resolution calling a Constitutional Convention on the first Tuesday in September, 1969, for the purpose of altering, revising or amending the present Constitution, or to propose a new Constitution for the State of Oklahoma; fixing the time and place thereof; defining number of delegates; providing for manner of their election and the amount of their compensation; providing for ballot title; ordering a Special Election; and declaring an emergency.

FIRST READING

The following Bills were introduced and read the first time:

SB 505—By Ham of the Senate and Finch of the House.

An Act relating to non-profit corpora-

tions; amending 18 O. S. 1961, § § 541, 542, 544 and 546; providing for incorporation, fees, number of trustees or directors; providing contents of articles; providing for filing of annual reports; providing for meetings; providing for the direction of affairs; providing for corporate authority and capacity; providing for amendments, extension, merger and consolidation and procedure therefor; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

SB 506—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the State Bureau of Investigation and making an appropriation thereto; authorizing the director, with the approval of the Governor, to create positions and fix the salaries of necessary employees; providing for approval of expenditures; making an appropriation for the purchase of automobiles; making an appropriation for the purchase of regulated drugs and other evidence costs; providing lapse date; making the provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

SB 507—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the council on Law Enforcement Education and Training and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions severable; and declaring an emergency.

SB 508—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Governor's Committee on Employment of the Handicapped and making an appropriation thereto; stating the purpose; providing lapse date; repealing all Acts in conflict herewith; and declaring an emergency.

SB 509—By Baldwin and Miller of the

Senate and Willis and Miskelly of the House.

An Act relating to the State Veterans Department, Oklahoma State War Veterans Home Facilities, Sulphur, Oklahoma, the Oklahoma War Veterans Home Facilities, Ardmore, Oklahoma, and the Oklahoma War Veterans Commission and making appropriations thereto; stating the purpose; providing for transfer of funds; authority for administration of affairs of the State Veterans Department, 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; providing for lapse date; making provisions of this Act severable; and declaring an emergency.

SB 510—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the Department of Charities and Corrections and making an appropriation thereto; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 511—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the State Mining Board and making an appropriation thereto; providing for lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 512—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the Department of Labor and making appropriations thereto; providing that the Com-

missioner of Labor shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 513—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Department of Corrections and making an appropriation thereto; stating the purpose; setting minimum and maximum salaries for wardens; providing lapse date; making provisions of this Act severable; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 514—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the Pardon and Parole Board and making an appropriation thereto; providing compensation, travel and operating expenses for Board Chairman and board members; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 515—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the State Treasurer and making appropriations thereto; providing that the State Treasurer shall fix the duties and compensation of employees within certain limitations; providing for lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 516—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the State Personnel Board; making an appropriation thereto; providing transfer of appropriated funds to the Personnel Administration Fund of the State Personnel Board; stating purpose; and declaring an emergency.

SB 517—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the State Board of Public Affairs and making an appropriation thereto; stating the purpose; providing for the appointment and compensation of employees; providing for the method of administering the appropriation for the maintenance and supervision of Oklahoma orphans and destitute and delinquent minor children; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 518—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Board of Equalization and making appropriations thereto; providing that the Assistant Secretary of the Board of Equalization shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 519—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the State Auditor and making appropriations thereto; providing that the State Auditor shall fix the duties and compensation of employees within certain limitations; providing for lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 520—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the Governor and making appropriations thereto; providing that the Governor shall fix the duties and compensations of employees; authorizing reimbursement of travel; providing the transfer of items of appropriation; providing lapse date; making provisions of this Act severable; repealing all

laws in conflict herewith; and declaring an emergency.

SB 521—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of Civil Defense and making appropriations thereto; stating the purpose; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 522—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Oklahoma Adjutant General and making an appropriation thereto; stating the purpose; authority for appointment and compensation of personnel; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

COMMUNICATION

Upon motion of Senator Boecher, the following communication and Resolution of the State Board of Equalization was read and ordered incorporated herein:

RESOLUTION OF THE STATE BOARD OF EQUALIZATION

WHEREAS, according to the provisions of Article X, Section 23, of the Oklahoma Constitution, as amended March 11, 1941, the State Board of Equalization, prior to a regular session of the Oklahoma Legislature, shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate was made for the next fiscal year showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund of the State, and the total amount of such estimate for such 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 a 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 State Board of Equalization, acting in conformity with the Constitutional requirements as articulated above, and in the discharge of the official duty and authority thus conferred upon it, has caused to be laid before it all the data, items, figures and relevant information from the various State Departments concerning the income of the General Revenue Fund and of the various special funds of the State, including detailed and summarized reports and recommendations prepared and presented by the Director of State Finance, and after careful and thoughtful study of the same, being fully advised in the premises, and on due consideration thereof, has determined the figures which properly represent such itemized estimate of revenues of said funds for the next fiscal year; and has also determined the cash surplus now existing in the hands of the State Treasurer to the credit of any such fund and not previously appropriated by the State Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BOARD OF EQUALIZATION, that the sums and amounts reasonably 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 by this Board as the official estimate of monies to accrue for and during the fiscal year ending June 30, 1969, which said sums and amounts are in words and figures as follows, to wit:

State Board of Equalization

State Capitol Building
Oklahoma City, Oklahoma

Gentlemen:

We call your attention to Article 10, Section 23, Oklahoma Constitution, and the pertinent language as follows:

“ . . . The State Board of Equalization shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made for each year (of the next biennium) showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund of the State, and the total amount of such estimate for each fiscal year shall not exceed the average total revenue which accrued to each such fund for the three (3) last preceding fiscal 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 . . . ”

The following report is prepared in accordance with the instructions set forth in the above portion of the Oklahoma Constitution.

Respectfully yours,
Carl Williams
Director of State Finance

Honorable George Nigh,
President of the Senate
Regular Session
Thirty-first Oklahoma Legislature
State Capitol Building
Oklahoma City, Oklahoma

Dear Sir:

In accordance with the provisions of Section 23 of Article 10 of the State Constitution, as amended in 1941, and in compliance with the terms of a Resolution adopted by the State Board of Equaliza-

tion, sitting in called session on December 1, 1967, 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 re-

ceipt of same for the Minutes and records of the Board.

Respectfully yours,
Joe Bailey Cobb
State Auditor and Secretary
State Board of Equalization

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

DECEMBER 1, 1967

GENERAL REVENUE FUND COLLECTIONS

Fiscal Year 1965		\$144,091,640.43
Fiscal Year 1966	\$162,475,116.62	
Less 1c Cigarette Tax (H.B. 511, 30th Leg.)	2,921,674.82	\$159,553,441.80
Fiscal Year 1967	\$164,545.823.65	
Less 1c Cigarette Tax (H.B. 511, 30th Leg.)	2,818,298.52	\$161,727,525.13
Three Year Average		\$155,124,202.45
Plus 1c Cigarette Tax		2,921,674.82
Plus Estimated Funds—Unclaimed Property Act (H.B. 532, 1st Session, 31st Leg.)		200,000.00
ADJUSTED THREE-YEAR AVERAGE		\$158,245,877.27

ANALYSIS OF THE ACTUAL SURPLUS FOR
FISCAL YEAR 1967

General Revenue Fund

1967 Fiscal Year Collections	\$160,758,330.64
Less 1967 Appropriations	144,964,675.00
1967 Surplus	\$ 15,793,655.64

Emergency Appropriation Fund

General Revenue Surplus	\$ 15,793,655.64
Special Funds Surplus	3,223,483.67
Lapsed Appropriations	561,875.66
Statutory Cancellations	2,133.68
GRAND TOTAL	\$ 19,581,148.65

AVAILABLE FOR APPROPRIATION BY 2ND SESSION
OF THE 31st LEGISLATURE

Adjusted Three-Year Average	\$158,245,877.27
Emergency Appropriation	19,581,148.65
TOTAL AVAILABLE FOR APPROPRIATION	\$177,827,025.92

SPECIAL FUND AVERAGE

	Fiscal Year 1965	Fiscal Year 1966	Fiscal Year 1967
OKLAHOMA TAX COMMISSION FUND			
TOTAL FUNDS PROVIDED	\$ 6,829,885.66	\$ 6,830,180.19	\$ 7,531,034.60
THREE YEAR AVERAGE			\$ 7,063,700.15

HIGHWAY CONSTRUCTION AND MAINTENANCE FUND

TOTAL FUNDS PROVIDED	\$39,974,754.75	\$42,288,494.40	\$46,495,416.00
THREE YEAR AVERAGE			\$42,919,555.05

PUBLIC BUILDING FUND

TOTAL FUNDS PROVIDED	\$ 176,399.06	\$ 200,536.53	\$ 163,747.14
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THREE YEAR AVERAGE			\$ 180,227.58
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ALCOHOLIC BEVERAGE FUND			
TOTAL FUNDS PROVIDED	\$ 452,000.00	\$ 525,000.00	\$ 430,000.00
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THREE YEAR AVERAGE			\$ 469,000.00
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PROPERTY & CASUALTY RATES BOARD FUND			
TOTAL FUNDS PROVIDED	\$ 242,734.58	\$ 437,281.36	\$ 393,753.60
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THREE YEAR AVERAGE			357,923.18
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INSURANCE DEPARTMENT FUND			
TOTAL FUNDS PROVIDED	\$ 407,028.14	\$ 437,723.89	\$ 563,583.79
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THREE YEAR AVERAGE			469,445.27
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LIQUEFIED PETROLEUM GAS FUND			
TOTAL FUNDS PROVIDED	\$ 103,707.50	\$ 135,117.50	\$ 118,351.00
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THREE YEAR AVERAGE			\$ 119,058.67
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STATE EXAMINER AND INSPECTOR FUND			
TOTAL FUNDS PROVIDED	\$ -----	\$ 356,234.80	\$ 404,668.00
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TWO YEAR AVERAGE			\$ 390,451.40
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INDUSTRIAL COURT FUND			
TOTAL FUNDS PROVIDED	\$ -----	\$ 29,795.00	\$ 34,005.00
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TWO YEAR AVERAGE			\$ 31,900.00
			<hr/>
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COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE GENERAL REVENUE FUND FOR THE FIRST
FOUR MONTHS OF THE FISCAL YEARS 1967 AND 1968 AND AN ESTIMATED TOTAL FOR 1968 AND 1969

GENERAL REVENUE FUND	First Four Months 1967	First Four Months 1968	Total Last Year 1967	Estimated Total For 1968	Estimated Total For Fiscal Year 1969
Alcoholic Beverage Excise Tax	\$ 1,672,146.56	\$ 1,903,611.22	\$ 4,988,934.20	\$ 5,360,000.00	\$ 5,500,000.00
Beverage Tax	2,739,539.61	2,812,790.08	7,186,373.53	7,200,000.00	7,300,000.00
Cigarette Tax	4,735,502.09	3,146,968.84	16,792,242.03	17,000,000.00	17,000,000.00
Franchise Tax	4,471,373.42	4,793,084.16	4,628,512.23	4,800,000.00	5,000,000.00
Freight Car Tax	227,692.00	236,584.29	228,799.34	230,000.00	250,000.00
Fuels Excise Tax	400,720.99	337,406.11	923,116.56	930,000.00	930,000.00
Gross Production Tax	8,502,271.07	8,871,148.55	26,457,057.06	28,000,000.00	29,500,000.00
Income Tax	15,079,105.04	21,007,007.62	50,990,892.35	52,000,000.00	53,000,000.00
Estate Tax	3,721,660.42	3,453,568.44	12,464,444.68	12,000,000.00	12,000,000.00
Insurance Premium	69,613.35	158,480.87	11,135,904.43	11,500,000.00	12,000,000.00
Motor Vehicle Excise Tax	2,738,081.30	3,238,438.95	11,222,943.15	11,350,000.00	11,500,000.00
Tobacco Products	501,226.79	514,777.29	1,914,319.26	1,900,000.00	1,900,000.00
Use Tax	857,526.37	936,046.33	3,622,144.66	3,600,000.00	3,700,000.00
Charters	183,907.54	210,177.39	266,757.71	280,000.00	300,000.00
Coin Device Licenses	177,107.64	136,951.00	473,658.16	450,000.00	520,000.00
Driver's Licenses	777,281.79	893,669.55	2,838,872.96	2,900,000.00	3,000,000.00
Title Fees	193,884.43	255,451.02	746,922.33	750,000.00	750,000.00
Interest on Bank Deposits	35,098.42	661,964.94	1,218,279.68	2,000,000.00	2,000,000.00
All Other Taxes, Licenses & Fees	427,378.09	554,368.88	2,658,156.32	2,750,000.00	2,850,000.00
TOTAL	\$ 47,511,116.92	\$ 54,122,495.53	\$160,758,330.64	\$165,000,000.00	\$169,000,000.00

First Day, Tuesday, January 2, 1968

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
FOUR MONTHS OF THE FISCAL YEARS 1967 AND 1968 AND AN ESTIMATED TOTAL FOR 1968 AND 1969

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Senate Journal, Second Session of Thirty-first Legislature

SPECIAL FUNDS	First Four Months 1967	First Four Months 1968	Total Fiscal Year 1967	Estimated Fiscal Year 1968	Estimated Fiscal Year 1969
OKLAHOMA TAX COMMISSION					
Percentage of taxes collected	\$ 1,646,808.20	\$ 1,766,368.61	\$ 7,531,034.60	\$ 8,000,000.00	\$ 8,500,000.00
HIGHWAY CONSTRUCTION & MAINTENANCE FUND					
Gasoline Excise Tax	13,565,012.97	14,161,685.63	38,744,943.00	40,600,000.00	42,000,000.00
Special Fuel Tax	1,163,067.50	1,220,202.83	3,506,768.41	3,670,000.00	3,850,000.00
Others	750,568.82	822,987.37	4,243,704.59	4,450,000.00	4,650,000.00
TOTAL	\$ 15,478,649.29	\$ 16,204,875.83	\$ 46,495,416.00	\$ 48,720,000.00	\$ 50,500,000.00
PUBLIC BUILDING FUND					
Income on Investment	48,780.14	90,613.06	163,747.14	235,000.00	- 235,000.00
Royalties, Gas	358.95	218.22	1,116.30	1,000.00	1,000.00
Royalties, Oil	16,871.62	15,272.99	48,657.63	45,000.00	45,000.00
TOTAL	\$ 66,010.71	\$ 106,104.27	\$ 213,521.07	\$ 281,000.00	\$ 281,000.00
ALCOHOLIC BEVERAGE CONTROL BOARD					
Licenses	30,000.00	70,000.00	430,000.00	450,000.00	450,000.00

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
FOUR MONTHS OF THE FISCAL YEARS 1967 AND 1968 AND AN ESTIMATED TOTAL FOR 1968 AND 1969

	First Four Months 1967	First Four Months 1968	Total Fiscal Year 1967	Estimated Fiscal Year 1968	Estimated Fiscal Year 1969
OKLAHOMA TAX COMMISSION					
PROPERTY & CASUALTY RATES BOARD					
Insurance Premium	-----	-----	393,753.60	400,000.00	410,000.00
	=====	=====	=====	=====	=====
INSURANCE DEPARTMENT FUND					
Insurance Premium	-----	125,218.62	563,583.79	600,000.00	640,000.00
	=====	=====	=====	=====	=====
LIQUEFIED PETROLEUM GAS BOARD					
Licenses, Permits & Fees	94,688.50	91,926.00	118,351.00	110,000.00	110,000.00
	=====	=====	=====	=====	=====
STATE EXAMINER AND INSPECTOR FUND					
Fees	134,359.47	124,243.75	404,668.00	410,000.00	420,000.00
	=====	=====	=====	=====	=====
INDUSTRIAL COURT FUND					
Filing Fees	15,050.00	10,555.00	34,005.00	35,000.00	35,000.00
	=====	=====	=====	=====	=====
TECHNICAL & SCIENTIFIC EDUCATION SPECIAL FUND					
Stamps	-----	-----	-----	342,500.00	685,000.00
	=====	=====	=====	=====	=====

First Day, Tuesday, January 2, 1968

COMMITTEE REPORT

The following report of the Investigating Committee appointed pursuant to **SR 30** and **HJR 514** was submitted and upon motion of Senator Grantham ordered incorporated herein:

TO: The Honorable Clem McSpadden,
President Pro Tempore of the
Oklahoma State Senate

We, the undersigned members of the Investigating Committee, appointed by you, under the authority of Senate Resolution No. 30 and House Joint Resolution No. 514, have completed our investigation and herewith submit our report in compliance with said resolutions.

While the authorization for this investigation, as set forth in said resolution, is broad in scope, the complaints received by the Committee as to irregularities and alleged violations of law concerned primarily the Corporation Commission, the employees of said commission, companies subject to regulation by said commission, employees of said companies and attorneys representing said companies.

In the conduct of this investigation, the Committee adopted a policy of hearing any and all witnesses who desired to be heard, either in person or by sworn affidavit or both and no person was denied an opportunity to be heard before the Committee, either in person or by written affidavit. All of said testimony was transcribed by a certified Court Reporter and a complete transcript of said testimony is likewise herewith submitted.

The Committee began the hearing of testimony on the 12th day of April, 1967, and concluded the hearing of testimony on the 8th day of July, 1967. The Committee heard testimony on 16 different days and on a number of said days the testimony was taken from early in the morning to late in the evening. The transcribed testimony of said hearings consisted of ten volumes of testimony, or a total of 2,723 pages of testimony. The Committee was assisted in its investigation by Mr. Jeff

R. Laird, a very capable attorney who has had many years of experience with the Federal Bureau of Investigation, and by a very capable staff consisting of Mr. Fred L. Boettcher, Assistant Investigator, Mrs. Jean Cason, Certified Shorthand Reporter, who transcribed all the testimony in the hearings and Mrs. Margaret Carroll, who was responsible for compiling additional copies of the transcript of the testimony and records and documents to be distributed at the direction of the Committee. Mr. Laird interviewed each witness before he testified before the Committee and those witnesses who were reluctant to appear voluntarily were compelled to appear before the Committee by subpoena or subpoena duces tecum, when records were required.

In addition to the transcript of the testimony and the documents copied therein, a tremendous amount of records and documents were gathered by the counsel of the Committee from the various witnesses, which documents and records were reviewed by the Committee and copies of pertinent documents were reproduced and distributed to the individual members of the Committee.

It should be emphasized that this Committee is a Legislative Investigating Committee and not an accusatory body. It should be further emphasized that this committee sat as an investigating committee and not as a court, and that the Committee is aware that persons accused of wrong - doing or irregularity are not accorded the opportunity of cross-examination of witnesses appearing before the Committee. This was considered by the Committee to be necessary to insure an expeditious and orderly proceedings. However, it should be acknowledged that this Committee received testimony or other evidence that would not be admissible in any judicial proceedings. Recognizing this fact, the Committee would like to report that the members of said Committee in their deliberations have endeavored to discount and discard incom-

petent or irrelevant evidence when considering the question of individual wrongdoing, irregularities or misdeeds, but the Committee does point out that such evidence was somewhat beneficial in formulating recommendations for remedial legislation insofar as it suggested possibilities which could be corrected or improved by legislation.

From the beginning and throughout the conduct of this investigation, the Committee adopted two purposes of this investigation, which are as follows:

1. The determination of needed legislation, if any, and the determination of any needed changes in the Constitution of the State of Oklahoma, if any, which said proposed constitutional changes would have to be approved by a vote of the people.

2. The determination of any wrongdoing or law violations, if any, and the referral of any cases of wrongdoing or probable law violation to the proper governmental agency or the proper association for appropriate action, with the realization that this Committee and the Oklahoma State Senate are without authority to prosecute any person for a law violation or to take disciplinary action against any member of any profession.

After hearing many days of testimony of witnesses sworn and examined under oath and after reviewing the voluminous transcript of the testimony and after reviewing numerous documents, including but not limited to income tax returns, cancelled checks, personal records, pleadings in court cases and bank statements, the Committee makes the following findings:

1. That the members of the Corporation Commission and certain employees of said commission have not been and are not now adequately paid and that this has contributed to the members of the commission and the employees seeking other income to supplement the salary received from the Corporation Commission. However, it is the further finding of

the Committee that improvement of wages and salaries have been made in the passage of recent legislation and that this is particularly true in the oil and gas division of the Corporation Commission and likewise of the salaries of the members of the Corporation Commission.

2. There is a built in conflict of interest in the regulated industries which must be resolved by the Corporation Commission, in that the commission is charged with the duties of regulating utilities in one division of the commission, the regulating of intrastate transportation in another division and the regulation of correlative rights with reference to oil and gas in yet another division. This results, in some instances, to damage to those being regulated in one division when beneficial regulation is imposed on those regulated in another division. It also results in the neglect of the rights of those regulated in one division when the Corporation Commission must devote the major portion of its time to the regulation of those in another division. The Committee also finds that there is not a clearly defined separation of duties and responsibilities in each division of the Corporation Commission.

3. The Corporation Commissioners serve a term of six years, with one commissioner being elected every two years in a statewide election. This has resulted in those commissioners not running, usually lending their support to the commissioner who is running and likewise, in the employees of the Corporation Commission generally giving their support to the person running for re-election or to the person endorsed by a majority of the members of the Corporation Commission and this in turn makes it difficult, if not impossible to have a change of administration in the Corporation Commission. The Committee further finds that the conduct of a statewide campaign necessitates the seeking of large campaign contributions by the candidates.

4. By the very nature of the work of the attorneys of the Corporation Commis-

sion, particularly in the division regulating utilities, there is a close association with the attorneys representing public utility companies, and this gives rise to the question as to whether the attorneys for the utility company may not unduly influence the decisions of the attorneys for the Corporation Commission. This question is further emphasized by the fact that former attorneys of the Corporation Commission, in order to receive a greater income, have left the Corporation Commission to become attorneys for the utility companies. Likewise, the question is further emphasized by the fact that some attorneys in the Corporation Commission have associated themselves, while employed by the commission, with attorneys representing utility companies allegedly in cases not involving the regulation of the Corporation Commission.

5. There is strong evidence of lax administration and inadequate supervision on the part of the members of the Corporation Commission and the administrative heads in said commission of those under their supervision, particularly with reference to the checking to see that policies of the Corporation Commission are carried out, and likewise with reference to seeing that those who are assigned to do a particular job, actually perform the job they are assigned to do, and that persons designated to travel in connection with their duties, actually make the trips they are designated to make.

6. Members of the Corporation Commission and certain employees of the commission accepted free transportation on planes owned by oil companies, but the Committee finds that this is not the type of free transportation in and of itself prohibited by law, and the Committee further finds that in many instances said travel would have otherwise been paid by the State of Oklahoma.

7. Clyde Hale, Sr., during his lifetime, and the law firm of Hale, Welch and Hale, offered rooms to members of the Corporation Commission and to certain

employees of the commission during the Oklahoma - Texas football games and at meetings of associations and likewise provided tickets for the games in Dallas and likewise furnished small presents at Christmas time to members of the Corporation Commission, employees of the commission and other state officials, but there is a conflict of evidence as to whether the rooms in Dallas and elsewhere, and the Texas - O. U. football tickets were accepted in all instances and whether or not Clyde Hale, Sr., and the law firm of Hale, Welch and Hale, were reimbursed for the tickets and the rooms used. The Committee further finds that the mere acceptance of these gratuities is not a violation of law.

8. Harold Freeman and Ray C. Jones, while they were members of the Corporation Commission, and Ferrill Rogers, while he was an employee of said commission, were instrumental in obtaining financial support for Oklahoma Well Servicing Company, Inc., an oil well servicing company doing business in Oklahoma, and likewise assisted Eugene Blalock, the manager of said company, in making contacts with oil companies which resulted in said oil well servicing company obtaining some business from said oil companies. The business of an oil well servicing company in Oklahoma is not directly subject to the regulation of the Corporation Commission but it is indirectly subject to the regulation of the Corporation Commission in its authority over the regulation of correlative rights in the production of oil and gas in Oklahoma. There is evidence that either Ray C. Jones or Harold Freeman, or both, recommended to Skelly Oil Company and other companies, that said oil well servicing company be given business by said companies. Some of the contacts with oil and gas companies by said oil well servicing company did result in business for said oil well servicing company. It is the finding of the Committee that the said persons above named, while

they were either members or employees of the Corporation Commission, were indiscreet in rendering financial assistance to said oil well servicing company and in assisting in contacts by said oil well servicing company with oil and gas companies which gave the appearance of a conflict of interest with the duties of their offices, in that it is subject to being interpreted as coercive in nature by virtue of the office held by said named persons. In this connection, we further find that members of the Corporation Commission refused to use their influence by interceding in behalf of said oil well servicing company with Pan American Oil Company to cause said Pan American Oil Company to continue doing business with said oil well servicing company.

9. Harold Freeman and Ray C. Jones owned shares of stock in Livingston Oil Company while they were members of the Corporation Commission. There is no prohibition in the law of the State of Oklahoma against a member of the Corporation Commission owning stock in an oil company. However, there is a prohibition in the Constitution of the State of Oklahoma against a member of the Corporation Commission being directly or indirectly interested in any pipeline operated for hire in this state or out of it, or any stock, bond, mortgage security or earnings of such pipeline. The Tenth Annual Report of the Livingston Oil Company, on Page 7 of said report, shows in a listing of the Livingston Property, 200 miles of pipeline including oil and gas gathering and distribution systems, and it likewise shows that Livingston Oil Company receives from plants and pipelines 8.8% of its total revenue. Livingston Oil Company denies that it is a pipeline company and it is not clear from the evidence whether the pipelines shown in the Annual Report were owned by Livingston Oil Company or by subsidiary companies whose stock is owned by Livingston Oil Com-

pany. Livingston Oil Company is not chartered as a pipeline company and it is neither assessed or taxed as a pipeline company in the State of Oklahoma. Very well written briefs were submitted by Jeff R. Laird, counsel for the Committee, contending that Livingston Oil Company could be classified as a company operating pipelines for hire, and by Jim A. Rinehart of the law firm of Rinehart, Rinehart and Rinehart, contending that Livingston Oil Company is not a company which operates pipelines for hire. The penalty for a member of the Corporation Commission having an interest in a company which operates pipelines for hire, under the Constitution of the State of Oklahoma, is that said office is declared vacant. The penalty for the violation of this provision of the Constitution of the State of Oklahoma is in effect a forfeiture of office and any forfeiture penalty must be strictly construed. While the evidence is not conclusive and a judicial determination of this question would be desirable, it is the finding of the Committee, based upon the testimony given during the hearings of the Committee, the documents presented to the Committee, and after reviewing the briefs of Mr. Rinehart and Mr. Laird, that the Committee is unable to conclude that Livingston Oil Company was a company which operated pipelines for hire, so as to preclude the ownership of stock in Livingston Oil Company by a member of the Corporation Commission, and the Committee can not conclude that the offices now occupied by Ray C. Jones and Harold Freeman should be declared vacant for this reason. The Committee further finds that appropriate judicial action should be encouraged to resolve the legal issues raised by this stock ownership.

10. James G. Welch and William L. Anderson received payments of money while they were employees of the Corporation Commission from Clyde H. Hale, Sr., while he was representing utility

companies in Oklahoma as an attorney for said companies. The payments to Mr. Anderson were monthly payments over a period of time and were allegedly for campaign expenses. The payments to Mr. Welch were allegedly for a "joint venture," legal services, campaign expenses and loans. While the conduct on the part of said parties is not shown by the evidence to be a violation of law, it does give rise to a question of ethics inasmuch as both of said parties are attorneys at law. There is strong evidence that attorneys representing utility companies before the Corporation Commission split fees with James G. Welch while he was general counsel for the Corporation Commission, and this emphasizes the need for a conflict of interest statute in the State of Oklahoma.

11. The evidence shows that sizeable campaign contributions were made by attorneys for utility companies. There is nothing wrong or illegal about a campaign contribution as such, for if it were otherwise, only a thief or one with great wealth could run for public office. Therefore, in the interest of good government, persons should be encouraged, rather than discouraged, in the making of campaign contributions. However, the time of and the motive for making campaign contributions should be carefully scrutinized. Corporations are prohibited by law in Oklahoma from making campaign contributions. There is no competent evidence that the contributions by attorneys who represent utility companies as well as other clients were made at the direction of said utility companies and said campaign contribution can not be traced to funds advanced by the utility companies, except insofar as said funds were fees collected by said attorneys together with other fees from other clients. The evidence also shows that contributions by attorneys who represent utility companies were made to candidates who were running for office in the city, county, state and federal govern-

ment, and that said contributions were made to candidates in both political parties in the State of Oklahoma. The evidence also shows that in certain instances, contributions were made to opposing candidates running for the same office, by a single law firm. The evidence also shows that in certain instances, the same law firm supported some candidates of each party.

12. The grounds for impeachment set out in the Constitution and the Statutes of the State of Oklahoma are listed as "willful neglect of duty, corruption in office, habitual drunkenness, incompetency or any offense involving moral turpitude committed while in office." There is no competent evidence presented to the Committee which would justify it in the recommending of impeachment proceedings.

13. Morris Head, who is presently an employee of the Corporation Commission, collected travel expenses from the State of Oklahoma at a time when he is shown by the evidence to have been performing services for the Urban Renewal Authority in Oklahoma City, Oklahoma, as an appraiser. The Committee finds that there is strong evidence that Mr. Head made false travel claims and collected expenses from the State of Oklahoma for said travel and that he failed to spend an equivalent time on the job for which he was hired and paid.

14. There is a sharp conflict of testimony among several of the witnesses who testified before the Committee and the testimony of some witnesses is contradicted by documentary evidence. It is the finding of the Committee that there is strong indication in the evidence that false testimony under oath was given by James G. Welch, Clyde H. Hale, Jr., Morris Head and Marguerite Estep. The sharp conflict in the testimony and the convenient lapses of memory of some other witnesses under oath, such as is found in the testimony of Ferrill Rogers, gives rise to the question as to whether some of said witnesses may have given false testimony.

15. There is a code of high ethical conduct for attorneys engaged in the practice of law in the State of Oklahoma, which code of ethical conduct is set forth by the Oklahoma Bar Association and adopted by the Supreme Court of the State of Oklahoma. There is a strong indication in the evidence that James G. Welch, Clyde H. Hale, Jr., William L. Anderson and Ferrill Rogers may have violated the canons of legal ethics required of practicing attorneys in the State of Oklahoma.

16. The Rules of Procedure in the Corporation Commission for proceedings before said commission or any sub - division of the commission are vague and indefinite and there appears to be unnecessary delay in some proceedings in the Corporation Commission. The rules and regulations of the Corporation Commission are not sufficiently codified or updated.

17. The motor carriers of the State of Oklahoma are not furnishing adequate service to the people of the state in the delivery of goods transported by motor carriers. This lack of adequate service is particularly true in the smaller communities of our state and is aggravated by the transfer of permits by those carriers making the long hauls to those making the short hauls. This problem is now under study by the Roads and Highways Committee of the Legislative Council.

18. It is required under the present law that the Corporation Commission submit an annual report to the Governor of the State of Oklahoma. The evidence shows that the last report submitted to the Governor by the said Corporation Commission was for the year of 1964. It is also required by law that with said reports, the Corporation Commission should have any recommended legislation, and it appears that recommended legislation has been omitted from reports of the Corporation Commission filed with the Governor.

19. By practice and by reason of a limited and inadequate staff, the Corporation Commission can not initiate investi-

gations of rates and operations of utility companies in the State of Oklahoma. Limited review of the rates depends upon a complaint duly filed in the Corporation Commission, under present procedure. It appears to the Committee that the present law and procedure is inadequate and that it would be beneficial to all concerned if the Corporation Commission were directly empowered to initiate its own investigations of regulated utilities and industries. In that connection, the Committee would observe that the present personnel of the Corporation Commission are not sufficient in number and not adequately trained to make an analysis of rates of utility companies.

20. The Corporation Commission does not have an adequate system of screening prospective employees and likewise there is an inadequate policy with reference to the retention, promotion, retirement and discharge of employees of the Corporation Commission.

21. There was called to the attention of the Committee, a book entitled Overcharge by Metcalf and Reinemer, and an analysis of this book has been drafted by Senator Don Baldwin, undersigned member of this Committee, summarizing the allegations set forth in said book. This analysis has been made a part of the records of this Committee, together with the comments of the Oklahoma Tax Commission, concerning the effect on Oklahoma taxes as to the allegation contained in said book and summarized in said analysis. The Committee finds that the allegations set forth in said book do not reflect any illegal acts by anyone in the State of Oklahoma and the Committee at this time is unable to determine whether or not any additional legislation is needed in this field.

22. The position of Fuel Inspector of the Corporation Commission is now being filled temporarily by L. D. Hoyt, an attorney at law, who assumed the duties of this office upon the death of the former

fuel inspector in December of 1966. One holding this position is prohibited by law from having any other employment. Mr. Hoyt was engaged in the practice of law in addition to his duties in the Corporation Commission, prior to his assuming the duties of Fuel Inspector. The Committee finds that inasmuch as this is a temporary assignment and inasmuch as the evidence does not show that Mr. Hoyt has accepted employment as an attorney since assuming the temporary duties as Fuel Inspector, there is not sufficient evidence to show a violation of law by Mr. Hoyt.

Based on the above findings, after reviewing the testimony and reviewing the documents and records submitted to the Committee, the Committee makes the following recommendations.

1. That the Legislative Council make a study of the pay of the members of the Corporation Commission and the employees of said commission, which studies should be made by an appropriate committee of the Legislative Council, and that the Oklahoma Legislature, after receiving such study, enact appropriate legislation to adjust the pay of said members and employees of said Corporation Commission in order that they may be adequately paid in keeping with the duties and responsibilities of said members and employees of the Corporation Commission.

2. That the Corporation Commission be re - organized in three separate and distinct divisions, consisting of a utilities division, a transportation division and a conservation division, and that the regulation of cotton gins be transferred to the State Board of Agriculture; that an expert be selected to head each division. The Committee would further recommend that all reports by employees of the Corporation Commission with reference to investigation of complaints and regulations, be reduced to writing and properly filed in the Corporation Commission.

3. That the members of the Corporation Commission should be nominated and elected by districts in the State of Oklahoma and your Committee further strongly recommends a continuing legislative study by an appropriate committee of the Legislative Council of a re - structure of the Corporation Commission with particular reference to the advisability of an increased membership in said Commission.

4. That all attorneys of the Corporation Commission and all attorneys who render legal services in other departments of state government should be placed under the jurisdiction of the Attorney General who would be charged with the responsibility of assigning attorneys to the respective departments as the need arose, and no attorney employed by the State of Oklahoma should be permitted to engage in the private practice of law.

5. That the Administrative Procedures Act of the State of Oklahoma be made applicable to the Corporation Commission with the exception that an appeal from a decision of the Corporation Commission should be made directly to the Supreme Court of the State of Oklahoma.

6. That persons or corporations who are subject to the regulations of the Corporation Commission and their attorneys should be prohibited from furnishing transportation, presents or gratuities of any kind to any member of the Corporation Commission or any employee thereof, with the exception that, during a specified time when there is a political campaign, persons other than corporations may make campaign contributions.

7. That a study of further controls of individuals receiving campaign contributions when a campaign is not in progress, should be made by the appropriate committee of the Legislative Council.

8. That it should be illegal for any member of the Corporation Commission or any employee of said commission to assist in the financing of any business, such as

an oil well servicing company, or to make any contacts whatsoever for, or to associate himself with any business in any way where the influence of the office could be used to benefit the business. That before any member of the Corporation Commission purchases any stock in any oil and gas company or in any company which is subject to the regulation of the Corporation Commission, either directly or indirectly, he shall obtain a written opinion from the Attorney General that the ownership of said stock is not in violation of the Constitution or the Statutes of the State of Oklahoma, and should a member of the Corporation Commission involuntarily obtain stock in said companies through inheritance or otherwise, he should obtain an opinion from the Attorney General immediately upon receiving said stock as to whether he can legally retain said stock.

9. That Morris Head be discharged from the Corporation Commission and that a copy of this report be delivered to the District Attorney of Oklahoma County and to the Attorney General of the State of Oklahoma for investigation and appropriate action concerning travel claims collected by the said Morris Head.

10. That a copy of this report be submitted to the District Attorney of Oklahoma County for investigation and appropriate action, consistent with the findings set forth in Paragraph 14 of said findings.

11. That a copy of this report be submitted to the Oklahoma Bar Association for investigation and appropriate action concerning the question of the violation of the canons of ethics by James G. Welch, Clyde H. Hale, Jr., William L. Anderson and Ferrill Rogers.

12. That the study of legislation which would spell out what constitutes conflict of interest by officials and employees of the State of Oklahoma be continued by the Legislative Council and by the State Legislature, which said study is now in progress, and that legislation be enacted clear-

ly defining what constitutes conflict of interest and prohibiting by law any action by a state official or state employee which would be in conflict with the duties and responsibilities of any state official or state employee.

13. That the problem of inadequate motor carrier freight service to the people of the State of Oklahoma continue to be studied by the Roads and Highways Committee of the Legislative Council with the further recommendation that legislation be drafted which will insure the best possible service to the people of the State of Oklahoma. The Committee further recommends that the Corporation Commission be empowered and required to more carefully regulate and supervise intrastate motor carrier service and likewise more carefully regulate and supervise the issuance of permits to, and the transfer of permits among, the motor carriers of the State of Oklahoma.

14. That the annual report required under the law, from the Corporation Commission to the Governor of the State of Oklahoma, be brought to date and filed with the Governor as required by law and that there be included in future reports, a recommendation by the Corporation Commission as to legislation, and if there is an opinion of the Corporation Commission that no legislation is needed, the report should so state.

15. That the Legislative Council should study the advisability of enacting proper legislation to enable the Corporation Commission to initiate independent investigations of utility rates and investment returns, and the need for, and the manner of, providing additional personnel to make a proper study of the rate structure of utility companies.

16. That legislation be enacted broadening the notice required in all matters heard before the Corporation Commission so as to ensure that all parties affected by the matter under consideration by the Corporation Commission may be ensured

that they have an opportunity to know the time and place said matter is to be heard before the Corporation Commission.

17. That the question be referred to the appropriate committee of the Legislative Council for study of improvement in the selection, tenure, promotion, retirement and discharge of the employees of the Corporation Commission, with the request that legislation be drafted which would set forth a policy which would improve the personnel management of the Corporation Commission. The Committee further recommends that consideration be given to the testing of prospective employees prior to employment and the establishment of a classification for all employees in the Corporation Commission with a job analysis for each class of positions in said Commission, and that minimum standards be set up for each position.

18. That the analysis by Senator Don Baldwin of this committee, of the book entitled *Overcharge* by Metcalf and Reinemer, together with the preliminary comments of the Oklahoma Tax Commission concerning the effect in Oklahoma of the allegations set forth in the said book and the analysis thereof, be referred to the Revenue and Taxation Committee of the Legislative Council for further study and recommendations.

19. That the appropriate committee of the Legislative Council study the question of the expediting the decisions of the Supreme Court in cases appealed from the Corporation Commission.

20. That the Rules of Procedure of the Corporation Commission should follow, insofar as possible, the Administrative Procedures Act, and that the Rules of Procedure and Regulations of the Corporation Commission should be updated and reduced to writing in a comprehensive codified form. Additional Rules of Procedure should be promulgated to insure a speedy hearing and early decisions of all matters before said Commission.

21. That the Constitution of the State of Oklahoma should be amended where necessary and legislation enacted to carry out all recommendations contained in this report.

22. That in addition to this report and the transcript of the testimony submitted to you herewith, that copies of this report, together with copies of the transcript of the testimony, be delivered to the Speaker of the House of Representatives, the Attorney General of the State of Oklahoma, the District Attorney for Oklahoma County, the Oklahoma Bar Association and the Governor of the State of Oklahoma, with the recommendation that the entire transcript be reviewed, together with this report, and that appropriate action be taken. It is also the recommendation of the Committee that copies of this report, together with copies of the transcript of the testimony, be made available to the Legislative Council and to the Bureau of Investigation of the State of Oklahoma.

While the above findings and recommendations do not represent the personal views of any one member of the Committee, they do represent, in most instances, a compromise worked out among all of the members of the Committee, and in all instances, they represent the views of a majority of the Committee.

Respectfully submitted this 19th day of August, 1967.

SPECIAL INVESTIGATING
COMMITTEE OF THE
OKLAHOMA STATE SENATE

Roy E. Grantham, Chairman
Don Baldwin, Member
Finis W. Smith, Member
Richard E. Romang, Member
George A. Miller, Member

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Committees and Rules:

Charles H. Murphy, 4016 South Youngs,
Oklahoma City, Oklahoma, representing
Teamsters.

Upon motion of Senator Boecher, the
Senate adjourned to meet as provided un-
der the Rules, 10:00 a.m., tomorrow.

Second Legislative Day

Wednesday, January 3, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Nichols, Payne, Ro-mang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Wil-liams, Young.—45.

Excused: Ferrell, Murphy.—2.

Absent—Porter.—1.

The President declared a quorum pres-ent.

The Senate Chaplain, the Reverend Lloyd McNeil, Pastor of the First Methodist Church, and Chaplain of the Oklahoma Military Academy, Claremore, Oklahoma, offered the following prayer and same is incorporated herein upon motion of Presi-dent Pro Tempore McSpadden:

Eternal and gracious God, whose ways are higher than our ways, and whose thoughts are higher than our thoughts, help us as we begin the work of another year, to find the Way that is best for each one. Give to every man in this high chamber a sense of mission and a lasting knowledge of his responsibility to the people of Okla-homa and to you, O God. May the rough days ahead be made easier by faith in Your Providential presence and care. Let each man respect the views of others even when they are different or wrong. Our

Father, we pray for guidance in this ses-sion. Help us all to do our honest best so none may be ashamed when the last day comes. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Gee, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to the Golden Norsemen of Northeastern Oklahoma A&M Col-lege.

Upon motion of Senator Gee, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Doug Mathews, Quarterback of the Golden Norsemen of Northeastern Oklahoma A&M.

Upon motion of Senators Gee and Gran-tham, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Chuck Bowman, coach of Northeastern Oklahoma, A&M Golden Norsemen.

The above requests were ordered re-ferred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

Bill numbers listed under "First Read-ing" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bill was introduced and read the first time:

SB 523—By Smith of the Senate and Hopkins of the House—An Act relating to agricultural fairs and expositions; author-izing the establishing of agricultural and industrial expositions and fairs in coun-ties of the State of Oklahoma having a

population of three hundred thousand (300,000) or more, according to the 1960 Federal Decennial Census or any succeeding federal census; and defining the purposes thereof; providing for the appointment of a board of directors, the organization thereof, and prescribing its powers and duties; providing for the custody of funds and manner of disbursement thereof; authorizing a salary to be paid to the secretary-treasurer of the board; providing for the holding annually of an exposition and fair, except as otherwise provided; granting power to the directors, at any time, to provide for exhibitions and contests of speed and athletics; authorizing the charging of general admission fees and other fees and providing that the income therefrom shall be used for the conducting of said exposition and fair, maintenance and repair of buildings and grounds therefor, general purposes of this act; authorizing leasing of buildings and grounds when they are not being used for expositions and fair purposes, and providing that the funds received from such leasing and renting be used for the general purposes of this act; making it the duty of the Board of Commissioners of the County to estimate in the county needs for current expenses for each fiscal year not less than twenty-five thousand dollars (\$25,000.00), unless a lesser sum be requested by the Board of Directors, to be used in payment of premiums, salaries and other expenses in the management and operation of such exposition and fair and for the maintenance of buildings and upkeep of grounds and the construction of new buildings and the general purposes of this act; providing for the custody and disbursement of the miscellaneous funds received by said Board of Directors; making it the mandatory duty of the Excise Board to approve such estimate; providing that the members of the Board of Directors shall not be personally liable for any act of the board, and declaring all property heretofore acquired for exposition and fair purposes to be the property

of the county and subject to the same control as other county property, except as herein provided, and to be used for the purpose of carrying out the provisions of this act; providing that the adoption of the resolution prescribed in Section Two of this Act shall constitute a ratification of all previous actions taken, made or entered into by a county under authority of 2 O. S. 1961, § § 156 to 156 q, inclusive, repealing 2 O. S. 1961, § § 156 to 156 q, inclusive; directing codification; and declaring an emergency.

SECOND READING

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

SB 444—Governmental Affairs.

SB 445—Committee on Committees and Rules.

SB 446—Judiciary.

SB 447—Committee on Committees and Rules.

SB 448—Governmental Affairs.

SB 449—Education.

SB 450—Governmental Affairs.

SB 451—Appropriations and Budget.

SB 452—Governmental Affairs.

SB 453—Governmental Affairs.

SB 454—Business, Industry and Labor Relations.

SB 455—Revenue and Taxation.

SB 456—Business, Industry and Labor Relations.

SB 457—Revenue and Taxation.

SB 458—Revenue and Taxation.

SB 459—Governmental Affairs.

SB 460—Judiciary.

SB 461—Judiciary.

SB 462—Education.

SB 463—Governmental Affairs.

SB 464—Governmental Affairs.

SB 465—Governmental Affairs.

SB 466—Governmental Affairs.

SB 467—Governmental Affairs.

SB 468—Health, Welfare and Veterans' Affairs.

SB 469—Judiciary.

SB 470—Business, Industry and Labor Relations.

SB 471—Committee on Committees and Rules.

SB 472—Agriculture, Consumer Affairs and Wildlife.

SB 473—Agriculture, Consumer Affairs and Wildlife.

SB 474—Education.

SB 475—Roads, Highways and Public Safety.

SB 476—Business, Industry and Labor Relations.

SB 477—Health, Welfare and Veterans' Affairs.

SB 478—Committee on Committees and Rules.

SB 479—Judiciary.

SB 480—Agriculture, Consumer Affairs and Wildlife.

SB 481—Agriculture, Consumer Affairs and Wildlife—Then to Appropriations and Budget.

SB 482—Governmental Affairs.

SB 483—Judiciary.

SB 484—Governmental Affairs.

SB 485—Education.

SB 486—Governmental Affairs.

Senator Baggett asked unanimous consent, which was granted, that the order referring **SB 486** to the Committee on Governmental Affairs be rescinded, and that the Bill be referred to the Judiciary Committee.

SB 487—Business, Industry and Labor Relations.

SB 488—Business, Industry and Labor Relations.

SB 489—Roads, Highways and Public Safety.

SB 490—Judiciary.

SB 491—Business, Industry and Labor Relations.

SB 492—Agriculture, Consumer Affairs and Wildlife.

SB 493—Education.

SB 494—Judiciary.

SB 495—Health, Welfare and Veterans' Affairs.

SB 496—Health, Welfare and Veterans' Affairs.

SB 497—Roads, Highways and Public Safety.

Senator Baldwin asked unanimous consent that following consideration of **SB 497** by Roads, Highways and Public Safety, that it be referred to the Committee on Appropriations and Budget, which was the order.

SB 498—Business, Industry and Labor Relations.

SB 499—Governmental Affairs.

SB 500—Governmental Affairs.

SB 501—Revenue and Taxation.

SB 502—Business, Industry and Labor Relations.

Senator Baggett asked unanimous consent, which was granted, that the order referring **SB 502** to Business, Industry and Labor Relations be rescinded, and that the Bill be referred to the Judiciary Committee.

SB 503—Business, Industry and Labor Relations.

SB 504—Governmental Affairs.

SB 505—Governmental Affairs.

Senator Baggett asked unanimous consent, which was granted, that the order referring **SB 505** to the Committee on Government Affairs be rescinded, and that the Bill be referred to the Judiciary Committee.

SB 506—Appropriations and Budget.

SB 507—Appropriations and Budget.

SB 508—Appropriations and Budget.

SB 509—Appropriations and Budget.

SB 510—Appropriations and Budget.

SB 511—Appropriations and Budget.

SB 512—Appropriations and Budget.

SB 513—Appropriations and Budget.

SB 514—Appropriations and Budget.

SB 515—Appropriations and Budget.

SB 516—Appropriations and Budget.

SB 517—Appropriations and Budget.

SB 518—Appropriations and Budget.

SB 519—Appropriations and Budget.

SB 520—Appropriations and Budget.

SB 521—Appropriation and Budget.

SB 522—Appropriations and Budget.

SJR 45—Governmental Affairs.

SJR 46—Committee on Committees and Rules.

Senator Garrison asked unanimous consent, which was granted, that the order referring **SJR 46** to the Committee on Committees and Rules be rescinded, and that the Resolution be referred to Governmental Affairs.

SJR 47—Governmental Affairs.

SJR 48—Governmental Affairs.

President Pro Tempore McSpadden presiding.

COMMITTEE ASSIGNMENTS

Senator Smith asked unanimous consent, in accordance with the action taken by the Committee on Committees and Rules, that Senator Hamilton be assigned as a member of the Committees on Agriculture; Education; and Roads, Highways, and Public Safety, which was the order.

Senator Smith asked unanimous consent, at the request of Senator Nichols and as approved by the Committee on Committees and Rules, that Senator Nichols be removed as a member of the Committee on Appropriations and Budget and assigned as a Member of the Judiciary Committee, which was the order.

COMMITTEE REPORTS

Upon motion of Senator Bradley, the Report of the Committee on Mileage, sub-

mitted and printed in the Journal of the last legislative day, was declared adopted.

Upon motion of Senator Grantham, the Report of the Investigating Committee, appointed under **HJR 514**, submitted and printed in the Journal of the last legislative day, was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 60 correctly enrolled.

Enrolled **SR 60** was properly signed and ordered transmitted to the Secretary of State.

EDITORIAL

Senator Baggett asked unanimous consent that the editorial appearing in the Daily Oklahoman of this day be read and incorporated in the Journal.

Following the reading of same, Senator Romang objected to its being printed in the Journal.

Senator Dacus moved that said editorial be printed in the Journal, which motion was declared adopted.

Senator Romang raised a point of order against the Dacus motion, stating it would require a suspension of the Rules, which point of order was overruled.

The editorial reads as follows:

An Editorial TOP PRIORITY

The Oklahoma legislature is in session and, for once, we welcome it. Undoubtedly most citizens recognize that there is urgent need of legislative action on many subjects.

In every department of state there doubtless are needs which are unattended. The most crying need, in our judgment, is in revising and up-grading our educational program and its institutions. A recent comprehensive survey shows that not only our schools but our colleges and universities are below par, and most of them offer less efficient training to their students than

comparable institutions in the majority of other states.

It's true we need higher salaries, not only in public schools, but in every institution of higher learning. We cannot and do not employ the best talent because of low salaries. The deficiencies in the teaching staff, the equipment and the program in the school of architecture at the University of Oklahoma were brought to public attention by students of that department. In a survey of our highschools the statement was made that only five highschools in the state were on a par with highschools in comparable cities of many other states. Their courses of study are not as complete and rigid as they should be.

The whole future of Oklahoma as a state depends on the best possible education and training of our children and young people. Our present educational system is not accomplishing this. Raising the teachers' and professors' salaries is only a partial answer. A thorough revision of the curricula and the pace of progress by our students must be advanced.

Such a program requires a large amount of money. An increase in the funds available to the legislators is imperative regardless of the governor's attitude.

Gov. Bartlett made a political promise in his campaign that there would be no new taxes. A bad promise is better broken than kept. The governor has indicated that he is willing to accept increases in taxes on cigarets and liquor. That is fine but it may not be enough.

Whatever is required, even to the extent of adding one cent to the state sales tax, must be provided. There may be better tax increases than in the sales tax but the money should be provided, and if the governor vetoes the increase, the legislators should override the veto for the compelling reason that we must bring our whole educational system up to the equal of other states.

Inflation is here and it won't go away.

Senator Boecher moved that the Senate adjourn as provided under the Rules, which motion was declared adopted.

Third Legislative Day

Thursday, January 4, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Talia-ferro, Terrill, Williams, Young.—43.

Excused: Baldwin, Bradley, Field, Gar-rett, Hargrave.—5.

The President declared a quorum pres-ent.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Pres-ident Pro Tempore McSpadden:

Almighty God, you have given us this good land with all of its blessing and privileges, and we bow in thanks as this session begins. Once again we ask that you will guide these elected by the people of this great state with a wisdom that is more than their own that they may find ways and means to meet the increasing demands that will be considered. O God, may the affairs of state be governed by men who are governed by God. We thank you, O Lord, for the integrity that is a part of every good man and the corner-stone of all good government. In every de-cision that is made in this place may the final consideration always be for the good

of the people at home . . . not for just one county . . . not for just one district . . but for the entire state and the nation. May this session of the Legislature write a noble record and quit themselves like men of honor. Amen.

The Journal for the last legislative day was declared approved.

EDITORIAL

Senator Garrison asked unanimous con-sent, which was granted, that the following editorial appearing in the Oklahoma City Times, under date of December 9, 1967, be read and incorporated in the Journal:

ENJOYING IT LESS

Total taxes collected in fiscal 1967, by all levels of government, were \$3,300 per American family, according to Tax Foun-dation, Inc.

In 1956, just 11 years ago the research organization calculates that the taxes col-lected by all federal, state and local gov-ernments were equivalent to \$1,897 per family.

Stop to figure a minute. The tax take has increased 74 percent. Has your fam-ily income also increased 74 percent since 1956?

Or consider it this way. You now are paying out 74 percent more in taxes. Are you receiving from the various govern-mental agencies 74 percent more in need-ed goods and services?

Of course it could be that we're simply paying more and enjoying it less.

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Committees and Rules:

Jay Summers, Henryetta, Oklahoma, representing Oklahoma State AFL-CIO.

CITATION

Upon motion of Senator Smith, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The Tulsa Choraliers, Gene Roads, Director, Bob Lees, Accompanist, and John Ross.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

COMMITTEE REPORTS

The following Bills were reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 504—Governmental Affairs.

DO PASS, as amended:

SB 25—Governmental Affairs.

RESOLUTION

SR 61 by McSpadden was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 61—By McSpadden.

A RESOLUTION AUTHORIZING THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE TO APPOINT A COMMITTEE OF TWO (2) MEMBERS OF THE SENATE TO ATTEND THE "MOBILE HOME MANUFACTURERS ASSOCIATION CONVENTION"; AND AUTHORIZING REIMBURSEMENT TO COMMITTEE MEMBERS FOR TRAVEL AND EXPENSES AS PROVIDED FOR BY RESOLUTION OF THE SENATE.

WHEREAS, the manufacturing of mobile homes is a growing industry in Oklahoma and is important to the economy of the State; and

WHEREAS, many proposals relating to the taxation and regulation of mobile home manufacturers have been advanced; and

WHEREAS, the Mobile Home Manufacturers Association Convention will be held in Louisville, Kentucky from January 9, 1968 through January 12, 1968, inclusive.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore of the Senate is hereby authorized to appoint a committee of two (2) members of the Senate to proceed to Louisville, Kentucky, to attend the Mobile Home Manufacturers Association Convention on January 9, through January 12, inclusive. Upon their return from such meeting the Committee shall report to the Senate, material presented and matter discussed together with any conclusions such committee may desire to present concerning recommended legislation.

SECTION 2. Reimbursement for necessary travel and expenses for each Committee member shall be paid by the Senate, as provided for by Resolution of the Senate.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 524—By Findeiss and McSpadden—An Act relating to professions and occupations; providing for the regulation and registration of engineers and land surveyors; defining terms; creating the State Board of Registration for professional Engineers and land surveyors; providing for

qualifications, appointment, compensation, organization and removal of members thereof; prescribing powers and duties; establishing the "professional engineers and land surveyors fund"; providing for records and reports; prescribing qualifications for registration of professional engineers and land surveyors; fixing fees; providing for seal of board and issuance of certificates; providing for expiration, renewal and reissuance of certificates; prescribing standards for public works; providing for revocation, suspension or reprimand; providing for code of ethics; providing for notice, hearing and appeal; making it unlawful to file map or survey for record unless attested to by registered land surveyor; making violations of Act a misdemeanor and prescribing penalties; providing exceptions; repealing 59 O. S. 1961, §§ 411, 412, and 421 through 429 inclusive, and 441 through 453 inclusive, and 471; providing for orderly transfer of duties, records, supplies, equipment and funds; making provisions of Act severable; and declaring an emergency.

SB 525—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to public education; making appropriations to the state board for vocational education; providing for cooperation with United States Office of Education; authorizing appointment and compensation of personnel; providing lapse date; making provisions of Act severable; and declaring an emergency.

SB 526—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the office of the liquefied petroleum gas board and making appropriation thereto; 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; providing for lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 527—By Baldwin and Miller of the

Senate and Willis and Miskelly of the House—An Act relating to the office of the chief mine inspector and making an appropriation thereto; providing that the chief mine inspector shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 528—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the school lunch division of the state board of education and making an appropriation thereto; stating the purpose; authority for the appointment and compensation of personnel; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 529—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the State Board for Vocational Education and making an appropriation thereto; for the operation of the Department of Vocational Rehabilitation and the Okmulgee Rehabilitation Center; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 530—By Graves and Garrison—An Act relating to fees; amending 28 O. S. 1961, § 86, as amended by Section 9, Chapter 122, O. S. L. 1967 (28 O. S. Supp. 1967, § 86), and amending 38 O. S. 1961, § 32; providing compensation for jurors; and declaring an emergency.

SB 531—By Horn—An Act relating to aeronautics; amending Section 7, Chapter 354, O. S. L. 1963, (3 O. S. Supp. 1967, § 87); authorizing the use of facilities, services and resources of other agencies of the state, counties and municipalities of the state; and declaring an emergency.

SB 532—By Smith of the Senate and McCune of the House—An Act relating to counties and county officers; amending 19 O. S. 1961, § 956, as last amended by Section 3, Chapter 222, O. S. L. 1967 (19 O. S.

Supp. 1967, § 956); prescribing eligibility for benefits under county employee's retirement system; and declaring an emergency.

SB 533—By Birdsong and Smith—An Act relating to Workmen's Compensation; amending 85 O. S. 1961, § 48; making claims non-assignable; making claims exempt from levy, execution, attachment or other remedy; providing that such exemption may not be waived; providing for payment of death benefits to certain persons, including the surviving husband; and declaring an emergency.

SB 534—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the office of the securities commission and making appropriation thereto; providing that the administrator of the securities commission shall fix the duties and compensation of employees; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SJR 49—By Garrison, Williams and Short of the Senate and Connor, Hunter and Green of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article XXIII of the Constitution of the State of Oklahoma; prohibiting the change in salary or emoluments of elected public officials during their term of office, or the extending of their term of office; providing for Ballot Title; and ordering a Special Election.

SJR 50—By McClendon, Stipe and Garrison of the Senate and Fine of the House—A Joint Resolution relating to parks; designating Rune Stone Historical Site to be designated the "Clem M. Hamilton Rune Stone Park"; directing appropriate markers to be placed; and declaring an emergency.

SJR 51—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection

a proposed amendment to Section 2 of Article XIII-A of the Oklahoma Constitution to include additional members as ex officio members of the Oklahoma State Regents for Higher Education; providing for Ballot Title; and ordering a Special Election.

SECOND READING

The following Bill was read the second time and referred to Committee indicated:

SB 523—Agriculture, Consumer Affairs and Wildlife.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 548**.

Upon request of Senator Boecher, **HCR 548** was taken up for immediate consideration and read as follows:

HCR 548 by Townsend, et al—A Resolution requesting that the Speaker of the House of Representatives and the President Pro Tempore of the Senate be authorized to seek federal funds for a feasibility study of rapid transit of existing rail facilities during the second session of the Thirty-first Oklahoma Legislature.

Senators Boecher, Dacus, Berry, Hamilton, Ham, Payne, Ferrell, Graves, and Atkinson asked to be made coauthors of **HCR 548**, which was the order.

HCR 548, as coauthored, was read at length, adopted upon motion of Senator Boecher, properly signed, and ordered returned to the Honorable House.

COMMITTEE ASSIGNMENT

Senator Smith asked unanimous consent, at the request of Senator Berry and as approved by the Committee on Committees and Rules, that Senator Berry be removed as a member of the Committee on Agriculture and assigned as a member of the Committee on Appropriations and Budget, which was the order.

Upon motion of Senator Boecher, the Senate adjourned to meet as provided under the Rules, 10:00 a.m., Monday, January 8, 1968.

Fourth Legislative Day

Monday, January 8, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—44.

Excused: Boecher, Murphy, Payne, Young.—4.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, The Reverend Phillip Fenn, Pastor of the First Methodist Church, Fairview, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Williams:

Almighty God, our Heavenly Father, we are thankful for the gift of life, especially for the privileges of life which we enjoy in this country and in this state. We are thankful for people and for the good and kind things they do and say. We are thankful for the responsibilities they assume and the services they perform in behalf of others. We ask a special blessing upon the people gathered here as they carry on the work, not only of our state, but also of Thy will as they create order, fairness, and prosperity for Thy children.

Father, we confess in Thy presence that

human wisdom is limited, and for that reason we ask thy divine guidance on our deliberations that what we decide will be a help, not a hindrance, to Thy will. Make us individually so conscious of Thee that what we do here and hereafter might be begun, continued, and ended in Thee.

Amen.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 61 correctly enrolled.

Enrolled SR 61 was properly signed and ordered transmitted to the Secretary of State.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 535—By Williams—An Act relating to criminal procedure; amending 22 O. S. 1961, § 464, as amended by Section 1, Chapter 372, O. S. L. 1967 (22 O. S. Supp. 1967, § 464); providing for right to counsel; requiring that defendant be advised of his right to counsel; providing for appointment and compensation of counsel; and declaring an emergency.

SB 536—By Gee—An Act relating to civil procedure; providing for

the docketing of claims for amounts not exceeding Four Hundred Dollars (\$400.00) in the District Courts under this small claims procedure act; providing for exceptions thereto; prescribing small claims procedure; providing for transfer to another docket of the District Court in certain instances; directing codification; repealing 39 O. S. 1961, § § 651 to 667, inclusive; and providing for an effective date.

SB 537—By Gee—An Act relating to the administration of justice; prescribing procedure in actions for forcible entry and detainer; repealing 39 O. S. 1961, § § 391 through 405 upon the effective date of this act; directing codification; and providing for effective date.

SB 538—By Gee—An Act relating to probate procedure; amending 58 O. S. 1961, § 721, 723 and 724; providing grounds for appeal from judgments or orders of the District Court; providing grounds for motion to vacate judgment; prescribing procedure for appeal; repealing 58 O. S. 1961, § 725 through 730 inclusive and 733 through 740 inclusive; providing for effective date.

SB 539—By Gee—An Act relating to civil procedure; amending 12 O. S. 1961, § 952; providing that the Supreme Court may reverse, vacate or modify any intermediate or final order of the District Court or any other order affecting the substantial rights of any party; prescribing procedure for perfecting appeals; amending Section 1, Chapter 464, O. S. L. 1965 (12 O. S. Supp. 1967, § 990) providing method of lodging appeal in the Supreme Court; amending 12 O. S. 1961, § 976 to provide the decision of the Supreme Court shall be in such form as said court shall specify; repealing 12 O. S. 1961, § 977; repealing 12 O. S. 1961, § § 954 through 967, and 972, except as to appeals commenced prior to the effective date of this act; and declaring an emergency.

SB 540—By McSpadden—An Act re-

lating to game and fish; amending 29 O. S. 1961, § 226, as last amended by Section 1, Chapter 34, O. S. L. 1967 (29 O. S. Supp. 1967, § 226); providing for issuance of commercial fishing licenses, contract or helper's permits; providing for manner of taking of nongame fish; fixing fees and providing for disposition thereof; prohibiting use of nets, traps, seines and other similar devices within certain distance of shore line; making violations of Act a misdemeanor; prescribing penalties; and declaring an emergency.

SB 541—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the office of the State Industrial Court and making appropriations thereto; providing that the judges shall fix the duties and compensations of employees within certain limitations; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 542—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to schools; making an appropriation to the State Board of Education for school textbook program; providing for appointment and compensation of employees; providing lapse date; and declaring an emergency.

SB 543—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the Department of Mental Health and the mental health institutions and making appropriation thereto; stating the purpose; providing for the Director of Mental Health to fix the duties and compensations of employees; fixing salaries of certain employees; authorizing the Board of Mental Health to administer the affairs of the institutions listed herein; providing lapse date; repealing all laws in conflict herewith and declaring an emergency.

SB 544—By Baldwin and Miller of the Senate and Willis and Miskelly of the

House—An Act relating to the Office of the Clerk of the Supreme Court and making appropriation thereto; providing that the Clerk of Supreme Court shall fix the duties and compensations of employees within certain limitations; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 545—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Arts and Humanities Council and making an appropriation thereto; providing lapse date; making the provisions of this act severable; and declaring an emergency.

SB 546—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Attorney General and making an appropriation thereto; providing that the Attorney General shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 547—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the Will Rogers Memorial Commission and making an appropriation thereto; providing that the Commission shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this Act severable; and declaring an emergency.

SB 548—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the State Soil Conservation Board and making an appropriation thereto; providing for the payment of operational expenses by the State Soil Conservation Board; providing for the appointment and compensation of employees; providing for the payment of District Supervisors; making an appropriation to the Small Watershed Control Fund; expressing Legislative intent; providing a lapse date; making the provisions of this

Act severable; and declaring an emergency.

SB 549—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to various state agencies and making supplemental appropriations thereto; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 550—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Oklahoma Historical Society and making an appropriation thereto; providing that the Administrative Secretary shall fix the duties and compensations of employees; providing the Administrative Secretary with authority to buy equipment, pay hourly wages, and other necessary expenses from the appropriation for microfilming; providing lapse date; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

SB 551—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Department of Libraries and making an appropriation thereto; providing that the Director of the Department of Libraries shall fix the duties and compensation of employees; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 552—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Attorney General and offices of District Attorneys and making an appropriation; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 553—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the Court of Tax Review and making an appropriation thereto; providing lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 554—By Baldwin and Miller of the Senate and Willis and Miskelly of the

House—An Act relating to the Petroleum Experiment Station and making an appropriation thereto; providing lapse date; 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 524—Business, Industry and Labor Relations.

SB 525—Appropriations and Budget.

SB 526—Appropriations and Budget.

SB 527—Appropriations and Budget.

SB 528—Appropriations and Budget.

SB 529—Appropriations and Budget.

SB 530—Judiciary.

SB 531—Governmental Affairs.

SB 532—Governmental Affairs.

SB 533—Business, Industry and Labor Relations.

SB 534—Appropriations and Budget.

SJR 49—Governmental Affairs.

SJR 50—Governmental Affairs.

Senator McClendon asked unanimous consent that the order referring **SJR 50** to the Committee on Governmental Affairs be rescinded and that the resolution be printed and placed upon the calendar without reference to a Committee, which was the order.

SJR 51—Governmental Affairs.

Re: CARRY-OVER BILL

Senator Baggett asked unanimous consent that **SB 419** be ordered withdrawn from the Committee on Governmental Affairs and re-referred to the Judiciary Committee, which was the order.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

Senator Horn presiding.

MESSAGE FROM GOVERNOR

TO THE PRESIDENT AND MEMBERS
OF THE HONORABLE SENATE
SECOND SESSION, THIRTY-FIRST
OKLAHOMA LEGISLATURE

Gentlemen:

In the budget message which I presented to you on January 2, 1968, I asked you to amend certain sections of the Unclaimed Property Act enacted by you during the First Session of the 31st Legislature. I informed you that by amending these sections of that Act, you would have available for appropriation an additional \$800,000 during this session of the Legislature which money was included in my proposed budget for the next fiscal year.

Since that time, I have been informed by the Oklahoma Tax Commission that reportings to date under the Unclaimed Property Act exceed \$1,300,000.00 and that additional reportings should be received prior to your adjournment.

Based upon these new figures, it appears that if you adopt my requested amendments to the Unclaimed Property Act, you will have approximately \$1,500,000.00 more available for appropriation this session than is included in my budget. Therefore, I want to again urge your consideration of all these proposed amendments.

If the amendments are adopted by you, I request that the additional \$1,500,000.00 be appropriated by you as follows:

First, I ask that you make an immediate supplemental appropriation to the Board of Regents for Higher Education of \$35,000.00 to be used to finance the Student Loan Program.

Second, I ask that you appropriate for the next fiscal year the sum of \$200,000.00 to be used to Finance the Student Loan Program.

Third, I ask that the remaining \$1,265,000.00 be appropriated to the Board of Regents for Higher Education for the purpose of increasing faculty salaries at our

State Universities and Colleges during the next fiscal year.

BY THE GOVERNOR OF THE STATE
OF OKLAHOMA

Dewey F. Bartlett

Senator Dacus presiding.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1025—By Odom (Martin) and Watkins of the House and Payne of the Senate.—An Act relating to the Oklahoma Aeronautics Commission; providing for the re-appropriation of certain funds; stating

purpose; making appropriation nonfiscal; and declaring an emergency.

HB 1064—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma State Legislature and making an appropriation thereto; stating the purpose; providing for approval of claims; relating to the filing of claims and payrolls; making the appropriations of this Act severable; and declaring an emergency.

The above numbered HBs were read for the first time.

As provided under the Smith motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Fifth Legislative Day

Tuesday, January 9, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Howard, Keels, McSpadden, Murphy, Smalley.—5.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

EDITORIALS

Senator Nichols asked unanimous consent, which was granted, that the following editorial appearing in the Ada Evening News, under date of January 7, 1968, be read and incorporated in the Journal:

EDUCATION? COMPARING RESOURCES, WE DO A GOOD JOB

More militant than ever before, teachers of Oklahoma confront the new legislature. Reduced to the most basic terms, their demands ask more money in salaries. The governor's budget recommends substantial increases, \$1,000 spread over a three-year period. We concur.

The administration of Gov. Dewey F. Bartlett is committed to hold the line against taxes. Why should this position cause outrage in certain quarters? The vote in the recent gubernatorial election indicated this is what Oklahomans want. Gov. Bartlett ran with a pledge to hold the line against taxes. With the exception of some new city sales taxes, the antitax pattern has been repeated in many local elections across the state.

A fair question might be whether or not Oklahoma is doing the best it can for education within the framework of the state's financial resources.

It should be remembered, too, that public school teachers are not the entire picture. Although the salary of the teacher is by far the most important, there are also costs for transportation, administration, buildings and, in the long run, money for higher education. It all comes from the same pot.

Many people believe that Oklahoma has done relatively well in its financial support of education. Educators, on the other hand, will point to statistics that leave the Sooner State far down the list in the educational field. It depends on what you mean and want.

Several sets of figures compare Oklahoma with her sister states. Oklahoma public school instructional staffs rank 32nd among the states, paid an average salary of \$5,921. Oklahoma ranks 39th in public school costs per pupil, \$411, and this 77.1 per cent of the national average.

Just how damning these statistics actually are depends on who is viewing them.

We suggest that a more accurate measurement would be attained if they were set against the over-all economic picture of the state.

There is no doubt that these figures look much better when the state's capability is considered.

In retail sales per capita, Oklahoma ranked as the 33rd state. It was the 45th state in net effective buying income per household at \$6,007 for 1964. It was 43rd among the states in the proportion of households with incomes under \$2,500.

In spite of these "below normal" indices, Oklahoma's expenditure for public schools in 1964 was 3.8 per cent of personal income. This was precisely the national average for that year, which provided the latest set of figures available.

The problem gets even more complicated when considering colleges. Oklahoma was 11th in the nation in per capita expenditures for higher education, $2\frac{1}{2}$ times that of New York and more than four times the per capita expenditure of Massachusetts.

When college and public school expenses of the state are considered together, Oklahoma ranks 18th in the U. S. on a per capita basis. It is 15 per cent above the national average, and put us on an equal with New York, North Carolina and Indiana.

These combined state and local expenditures for higher education and local schools amount to 6.7 per cent of personal income in Oklahoma. We stand 16th among the states, better than the high teacher salary states of Michigan, Illinois, California, and New York.

All these figures indicate a superior and not an inferior effort in Oklahoma to meet the state's overall educational needs.

The governor has recommended salary raises for state teachers. These raises should be supported. The outlined amount would permit the state to work out its

financial problems with the least disservice to all residents.

Senator Young asked unanimous consent that an article appearing in the Tulsa Tribune, under date of January 8, 1968, be read and incorporated in the Journal.

Following the reading of same, Senator Short objected to its being printed in the Journal.

Senator Young moved that the article be printed in the Journal, which motion prevailed. The article reads as follows:

TAXES HIKED BY BARTLETT'S NATIVE STATE

By HARRY CULVER

OKLAHOMA CITY (UPI)—Gov. Bartlett's home state of Ohio, which he has referred to as the industry-gettingest state in the nation, passed a \$200 million tax increase this fiscal year, most of which went for education, a report from the Buckeye state showed over the weekend.

As a result, average pay for Ohio teachers, which was already \$600 ahead of Oklahoma, has increased another \$800 per year.

Ohio, like Oklahoma, had a management study committee survey its government, some years ago. Bartlett cited Ohio's record in appointing a similar study committee for Oklahoma last May and said it had enabled Ohio to save more than \$50 million a year without a tax increase.

IN RECENT YEARS Ohio has borrowed more than \$1 billion for road and building bond issues. And the 1968 legislature, convening Jan. 15, will be asked to consider two more bond issues totaling \$980 million, of which \$700 million would go to highways. Ohio is recognized as having one of the best highway systems in the nation.

The Ohio Legislature, which adjourned last November, boosted the state sales tax from 3 to 4 per cent, eliminated several sales tax exemptions, boosted cigarette taxes 2 cents—to 7 cents a pack—and raised the corporation franchise tax.

The sales tax was extended to beer and cigarettes and some other previously exempted items.

The same legislature also authorized new permissive taxes for counties and cities.

OHIO GOVERNMENT sources say the state attracted \$1 billion in new industry (nearly five times the Oklahoma increase) last year. In auto industry manufacturing, Ohio rates second only to Michigan.

The same private agency, Warren King and Associates, supervised the management study committee reports for Oklahoma and Ohio.

Bartlett, a native of Marietta, Ohio, has frequently pointed to his home state as a model of fiscal efficiency and industrial growth. Republican James Rhodes began his second four-year term as Ohio governor last year. Bartlett has opposed a general tax increase for Oklahoma.

THE NEW 4-CENT sales tax rate in Ohio makes it double the Oklahoma rate of 2 cents. However, the sales tax is 3 cents in many Oklahoma cities, because of 1-cent local levies. Ohio has no city sales taxes but does have city income taxes, ranging from .3 to 1 per cent. The last Ohio Legislature raised the permissive city income tax to 1.5 per cent.

James K. Hunter, director of research and statistics for the Ohio Department of Taxation, said the new tax levies went into effect last Sept. 1 and will raise an estimated \$160 million for the 10 months they are in effect this fiscal year and about \$200 million for a full fiscal year.

He gave this breakdown on anticipated new revenue for the 10 months: sales tax, \$98 million; change in sales tax brackets, \$6 million; sales tax on beer, \$10 to \$13 million; sales tax on cigarettes, \$10 million; removal of other exemptions, \$6 million; two-cent boost in cigarettes, \$20 million; corporation franchise tax, \$10 million.

Hunter said the bulk of the new revenue went to schools and colleges, for operations and buildings.

OHIO, UNLIKE Oklahoma, exempts prescription drugs from sales taxes.

The Ohio sales tax applies to motel and hotel room charges and some types of advertising, including billboards, all of which are exempt in Oklahoma. Newspaper retail sales and advertising are not taxed in either state.

Ohio has no income taxes. In Oklahoma, the personal income is taxed from 1 to 6 per cent, corporations at a flat 4 per cent.

COMMITTEE APPOINTMENT

Senator Boecher, authorized by the President Pro Tempore so to do, announced the appointment of the following committee members pursuant to **SR 61**: Howard and Keels.

Senator Grantham asked unanimous consent that Senators Keels and Howard be shown excused for the remainder of this legislative week, which was the order.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 555—By Berry—An Act relating to counties and county officers; amending 19 O. S. 1961, § 180.65 (c); providing for deputies and other personnel for certain county officers; providing for compensation; and declaring an emergency.

SB 556—By Gee—An Act relating to civil procedure; amending 12 O. S. 1961, § 1280; providing that a party to an action for divorce granted in this State who, while his or her spouse is living, marries and cohabits with another husband or wife within six (6) months from the date of the decree of divorcement, or before the expiration of thirty (30) days after the date when a final judgment in an appeal from the decree of divorcement becomes final shall, upon conviction, be

punished and either party to the second marriage may, within six (6) months, petition for annulment of said marriage; amending 12 O. S. 1961, § 1282; providing that a decree of divorce which is appealed does not become final until determination of the appeal; providing an appeal of a judgment granting or denying a divorce shall be governed by the same procedure as other appeals; repealing 12 O. S. 1961, §§ 1281 and 1281b; and declaring an emergency.

SB 557—By Gee—An Act relating to courts; amending Section 1, Chapter 210, O. S. L. 1965 (20 O. S. Supp. 1967, § 23); providing authorization to the Supreme Court to make rules or orders providing for election by District and Associate District Judges of a presiding judge within Judicial Administrative District; providing Supreme Court may by rule or order prescribe the powers of presiding Judge of Administrative District, provide for meetings of judges, times and places of holding District Court, adopt rules regulating assignment of judges and make other rules and orders; providing that, subject to order of Supreme Court of the presiding judge of a Judicial Administrative District, Court shall be held in the County Seat and at other places in the county and may adopt practices relative to transfer of cases; providing that cases filed in other than a County Seat shall not charge third persons with notice unless the petition be also filed in the County Seat; providing a judge to whom a case is assigned shall have continuing authority over it until its final disposition; providing an effective date; and making provisions of Act severable.

SB 558—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the J. M. Davis Memorial Commission and making an appropriation thereto; stating the purpose; providing lapse date; make provisions of this Act severable; and declaring an emergency.

SB 559—By Baldwin, Miller, Garrison and Findeiss of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma State Regents for Higher Education and making an appropriation thereto; stating Legislative intent; making the appropriation non-fiscal; making the provisions of the Act severable; and declaring an emergency.

SB 560—By Hamilton—An Act relating to civil procedure; amending 12 O. S. 1961, § 1578; providing for exceptions to surties; and declaring an emergency.

SB 561—By Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, Miskelly and Sokolosky of the House—An Act relating to the Capitol Improvement Authority; authorizing the Capitol Improvement Authority to acquire land for and erect buildings for the Oklahoma Tax Commission, The State Department of Education, the State Department of Vocational Education, the School Land Commission, the Teacher Retirement System, the Regents for Higher Education, the Regents for Oklahoma Colleges, and other agencies related to education, the State Highway Department, and the Bureau of Investigation; authorizing the Capitol Improvement Authority to remodel the Jim Thorpe Building; providing for the issuance of revenue bonds therefor; specifying locations; prohibiting commingling of bonds, income or expenses with prior projects; making 73 O. S. 1961, §§ 151 through 166 applicable hereto; specifying codification.

SB 562—By Taliaferro—An Act relating to ad valorem taxation; amending 68 O. S. Supp. 1965, Section 2454, by changing the date the Tax Commission is required to present its recommended assessments of railroad and public service property to the State Board of Equalization; and declaring an emergency.

SJR 52—By Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, Miskelly and Sokolosky of the House—A Joint Resolution directing the Secretary

of State to refer to the people, for their approval or rejection, a proposed amendment to Article X, Oklahoma Constitution, by adding a new Section thereto; providing for a bond issue for capital improvements for the State Institutions of Higher Education, Medical Center of the University of Oklahoma, New Junior Colleges, State Mental Health Hospitals, State Department of Health, State Capitol Complex, Oklahoma Historical Society, Pauls Valley State School, Enid State School, Hisson Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Tecumseh Girls' Town, State Department of Public Safety and State Military Department; providing a ballot title; and ordering a special election.

SECOND READING

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

- SB 535—Judiciary.
- SB 536—Judiciary.
- SB 537—Judiciary.
- SB 538—Judiciary.
- SB 539—Judiciary.
- SB 540—Agriculture, Consumer Affairs and Wildlife.
- SB 541—Appropriations and Budget.
- SB 542—Appropriations and Budget.
- SB 543—Appropriations and Budget.
- SB 544—Appropriations and Budget.
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- SB 552—Appropriations and Budget.

SB 553—Appropriations and Budget.

SB 554—Appropriations and Budget.

HB 1025—Appropriations and Budget.

HB 1064—Appropriations and Budget.

Senator Gee presiding.

GENERAL ORDER

SJR 50 by McClendon, Stipe and Garrison of the Senate and Fine of the House was read and considered.

Senator McClendon asked unanimous consent, which was granted, that all other members of the Senate, except Senator Hamilton, be added as coauthors of the Resolution.

Senator Selman moved to amend **SJR 50**, page 2, line 12, by deleting after the name "Clem" and before the name "Hamilton" the initial "M," which amendment was declared adopted.

Senator Garrison asked unanimous consent, which was granted, that the title be amended to conform thereto.

Upon motion of Senator McClendon, **SJR 50**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McClendon, **SJR 50**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 50 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Luton, McClendon, McGraw, Martin, Masad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Howard, Keels, McSpadden, Murphy, Smalley, Smith, Stipe.—7.

Excused from voting: Hamilton.—1.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Breckinridge, Dacus, Ferrell, Field, Fin-
deiss, Garrett, Garrison, Gee, Grantham,
Graves, Ham, Hargrave, Holden, Horn,
Luton, McClendon, McGraw, Martin, Mas-
sad, Massey, Miller, Nichols, Payne, Por-
ter, Romang, Selman, Short, Stansberry,
Taliaferro, Terrill, Williams, Young.—40.

Excused: Howard, Keels, McSpadden,
Murphy, Smalley, Smith, Stipe.—7.

Excused from voting: Hamilton.—1.

The emergency was declared passed.

SJR 50, as amended, was referred for engrossment.

GENERAL ORDER

SB 504 by Massad was read and con-
sidered.

Senator Terrill asked to be made coauth-
or of **SB 504**, which was the order.

Upon motion of Senator Massad, **SB 504**
was advanced to engrossment.

By unanimous consent, upon request of
Senator Massad, **SB 504** was considered
engrossed and placed upon third reading
and final passage.

THIRD READING

SB 504 was read for the third time at
length.

On the question of passage of Bill, the
roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Breckinridge, Dacus, Ferrell, Field, Fin-
deiss, Garrett, Garrison, Gee, Grantham,
Graves, Ham, Hamilton, Hargrave, Hol-
den, Horn, Luton, McClendon, McGraw,
Martin, Massad, Massey, Miller, Nichols,
Payne, Porter, Romang, Selman, Short,
Smith, Stansberry, Taliaferro, Terrill, Wil-
liams, Young.—42.

Excused: Howard, Keels, McSpadden,
Murphy, Smalley, Stipe.—6.

The bill was declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Breckinridge, Dacus, Ferrell, Field, Fin-
deiss, Garrett, Garrison, Gee, Grantham,
Graves, Ham, Hamilton, Hargrave, Hol-
den, Horn, Luton, McClendon, McGraw,
Martin, Massad, Massey, Miller, Nichols,
Payne, Porter, Romang, Selman, Short,
Smith, Stansberry, Taliaferro, Terrill, Wil-
liams, Young.—42.

Excused: Howard, Keels, McSpadden,
Murphy, Smalley, Stipe.—6.

The emergency was declared passed.

SB 504 was referred for engrossment.

Senator Massad asked unanimous con-
sent, which was granted, that Rule 20-c be
suspended, and that **SB 504** be immedi-
ately transmitted to the Honorable House
upon its being reported properly en-
grossed.

Senator Boecher moved that the Senate
stand recessed until 11:25 a.m., which mo-
tion prevailed.

The Senate reassembled in its Chamber
at 11:25 a.m., with Senator Payne pre-
siding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 504 correctly engrossed.

Engrossed **SB 504** 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 1064—Appropriations and Budget.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned as provided under the Rules, which motion was declared adopted.

The Clerk's desk being clear, the Senate was declared adjourned as provided under the Rules, 10:00 a.m., tomorrow.

Sixth Legislative Day

Wednesday, January 10, 1968

Pursuant to adjournment, the Senate was called to order by Senator Baldwin, designated by the President Pro Tempore so to do.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Boecher, Breckinridge, Findeiss, Hargrave, Howard, Keels, McSpadden, Payne, Stipe.—9.

The Presiding Officer 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 for signature Enrolled HCR 548.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 50 correctly engrossed.

Engrossed SJR 50 was properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Smith, who stated Permits would be issued in the Office of the President Pro Tempore:

Mr. President: The Committee on Committees and Rules to which was referred requests for Lobby Permits after careful consideration respectfully recommends that the following petitioners be granted Lobby Permits:

Murphy, Charles H., 4016 South Youngs, Oklahoma City, Oklahoma, Teamsters.

Summers, Jay, Henryetta, Oklahoma, Oklahoma State AFL-CIO.

COMMITTEE REPORTS

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

DO PASS:

SB 451—Appropriations and Budget.

HB 1025—Appropriations and Budget.

RESOLUTION

SCR 34 by Garrison, McSpadden, Romang, Williams, Short, Findeiss, McGraw, Stansberry, Ferrell, and Breckinridge of the Senate and Connor, et al, of the House was introduced and read as follows:

A Concurrent Resolution expressing profound regret for the untimely death of John W. Tyler of Bartlesville, Oklahoma; and expressing the sympathy of the entire legislature to his widow and family.

By unanimous consent, upon request of Senator Garrison, all other members of the Senate were made coauthors of **SCR 34**.

SCR 34, as coauthored, was read at length, adopted upon motion of Senator Garrison and ordered referred for engrossment.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 563—By Stipe and Luton of the Senate and Finch of the House—An Act relating to Workmen's Compensation, amending 85 O. S. 1961, § 22.5; as amended by Section 1, Chapter 200, O. S. L. 1965 (85 O. S. Supp. 1967, § 22.5); providing maximum and minimum weekly compensation for temporary disability and for permanent disability; and declaring an emergency.

SB 564—By Smalley of the Senate and Wolf and Cate of the House—An Act relating to the Cerebral Palsy Center; reenacting Section 3, Chapter 243 O. S. L. 1967, (63 O. S. Supp. 1967, § 485.10); authorizing withholding of annuity premiums; and declaring an emergency.

SECOND READING

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

SB 555—Governmental Affairs.

SB 556—Judiciary.

SB 557—Judiciary.

SB 558—Appropriations and Budget.

SB 559—Appropriations and Budget.

SB 560—Judiciary.

SB 561—Governmental Affairs.

SB 562—Revenue and Taxation.

SJR 52—Governmental Affairs.

GENERAL ORDER

HB 1064 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1064** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1064** was placed upon third reading and final passage.

THIRD READING

HB 1064 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Berrong, Boecher, Breckinridge, Ferrell, Findeiss, Hargrave, Holden, Howard, Keels, McSpadden, Payne, Porter, Stipe.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Berrong, Boecher, Breckinridge, Ferrell, Findeiss, Hargrave, Holden, Howard, Keels, McSpadden, Payne, Porter, Stipe.—13.

The emergency was declared passed.

Senator Grantham asked unanimous consent, which was granted, that Rule 20-c

be suspended, and that **HB 1064** be immediately returned to the Honorable House.

Engrossed **HB 1064** was properly signed and ordered returned to the Honorable House.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow.

Senator Dacus presiding.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HB 1064**.

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

As provided under the Smith motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Seventh Legislative Day

Thursday, January 11, 1968

Pursuant to adjournment, the Senate was called to order by Senator Baldwin, designated by the President Pro Tempore so to do.

President Nigh presiding.

Upon roll call the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Garrett, Garri-son, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, Mc-Clendon, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Bradley, Breckinridge, Howard, Keels, McSpadden, Massey, Stansberry.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

EDITORIAL

Senator Baggett asked unanimous consent, which was granted, that the following editorial appearing in the Daily Oklahoman, under date of January 9, 1968, be read and incorporated in the Journal:

PIE IN THE DISTANT SKY

Gov. Bartlett looks toward industrial development and greater governmental efficiencies as long-term solutions to the state's worsening financial plight.

But neither of these recommended approaches promises to relieve short-term needs, the most critical of which occur in the realm of public education.

With regard to industrial development, the governor may be putting the cart ahead of the horse, since the evidence strongly suggests that industry goes where the existing schools are at least adequate.

It isn't usually the other way around. But even if it were, industrial development still would play a debatable role in solving the state's school financing problems. For the school taxes that new industries pay go primarily to the communities in which they are located and are not available in significant measure for the solution of statewide educational problems.

It's not uncommon for some favored school district to be relatively free of financial problems because it happens to have a major industry on its tax rolls. But the unusual affluence of an occasional school district doesn't contribute in any important degree to the betterment of the statewide educational structure.

Even for the long pull, the visualized solution through industrial development is hardly promising in smaller communities where school financing problems often are most acute. The very educational deficiencies often encountered in such communities make them improbable sites for new industries. A question always present is whether the townspeople in every instance would be willing to incur the bonded indebtedness necessary to accommodate a sharp upsurge in population.

Governmental efficiency always is welcome, of course, and should accompany

every proposal to increase taxes. But like industrial development, it hardly is anything more than pie in the distant sky, and certainly it can't serve in lieu of higher taxes where immediate needs are concerned.

The suggestions of the governor's management study committee rest on dubious assumptions in some instances, and in any event will require time in which to yield the visualized savings. Meanwhile, the costs of providing essential state services will rise steadily with the general advance of inflation, so that the expected savings may disappear before they are realized.

Not every proposed tax increase was justified in the past. But the day has long since departed when the "growth" revenue resulting largely from inflation could be relied upon to meet the state's increasing needs. The supreme court ruling calling for strict adherence to the budget-balancing amendment has removed this "growth" revenue from the legislature's immediate grasp, anyway.

A tax increase of some description is required urgently now. The needs of education in general and higher education in particular won't wait on industrial development and the problematical savings resulting from increased governmental efficiency.

CITATION

Upon motion of Senator Dacus, joined by Senators, Smalley, Garrison, Baldwin, Taliaferro and Stipe pursuant to Rule 9-b, a Citation of Condolence was ordered issued to Major General James C. Styron for the death of his wife, Mary A. Styron of Hobart, Oklahoma.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1000—By Miskelly, Townsend, Ka-

mas, Bickford, Williamson, Cate, Hatchett, Thornhill, Bengtson, Blankenship, Fine, Fowler, McCune, Nigh, Sparkman, Tabor, Watkins and Witt—An Act relating to uniform compensation for the classified service; amending 74 O. S. 1961, § 805; requiring the State Personnel Board to prepare, maintain and enforce a Uniform Compensation Plan for each class within the classified service based upon investigation and research; and declaring an emergency.

HB 1044—By Peterson, Thompson and Patterson (Ruth) of the House and Grantham of the Senate—An Act relating to civil procedure; amending Section 1, Chapter 344, O. S. L. 1965, as amended by Section 1, Chapter 328, O. S. L. 1967 (12 O. S. Supp. 1967, § 1289); providing for termination of obligations to make support payments upon death or remarriage of former spouse receiving the support except under certain circumstances; and declaring an emergency.

HB 1054—By Bengtson—An Act relating to the school districts; amending 70 O. S. 1961, § 4-27; authorizing clerks of boards of education of any school district to destroy records and documents filed or stored longer than five (5) years; and declaring an emergency.

HB 1056—By Odom (Martin)—An Act relating to the division of the budget and division of central accounting and reporting; amending 62 O. S. 1961, § 41.3, as amended by Section 2, Chapter 2, O. S. L. 1965 (62 O. S. Supp. 1967, § 41.3); defining terms; and declaring an emergency.

HB 1065—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma State Legislative Council; making an appropriation thereto; stating the purpose; providing lapse date; making provisions of Act severable; and declaring an emergency.

HB 1083—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the State Emer-

gency Fund and making appropriation thereto; stating the purpose; making appropriation nonfiscal; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1093—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the State Department of Health and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

The above numbered HBs were read for the first time.

BILL RE-REFERRED

Senator Smith asked unanimous consent that **SB 450** be ordered withdrawn from the Committee on Governmental Affairs and re-referred to the Judiciary Committee, which was the order.

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Committees and Rules:

G. R. Crumpler, 620 Spring Avenue, Checotah, Oklahoma, representing Oklahoma Municipal League.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 34 correctly engrossed.

Engrossed **SCR 34** was properly signed and ordered transmitted to the Honorable House 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:

SB 465—Governmental Affairs—Coauthored by Smalley.

SB 489—Roads and Highways and Public Safety.

SB 531—Governmental Affairs—Coauthored by Gee and Breckinridge of the Senate and Sokolosky of the House.

HB 743—Revenue and Taxation—Coauthored by Smalley.

HB 797—Revenue and Taxation—Coauthored by Taliaferro.

HB 936—Revenue and Taxation—Coauthored by Smalley.

DO PASS, as amended:

SB 453—Governmental Affairs.

SB 468—Health, Welfare and Veterans Affairs.

SB 482—Governmental Affairs.

SB 505—Judiciary—Coauthored by Murphy, Nichols and Gee.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 34**—Coauthored by entire House Membership.

The above numbered Resolution was referred for enrollment.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 565—By Smith—An Act pertaining to elections; amending 26 O. S. 1961, § 21, as amended by Section 1, Chapter 198, O. S. L. 1965 (26 O. S. Supp. 1967, § 21); providing procedure for appointment of members of County Election Boards; prescribing terms of office of members; providing procedure for filling vacancies; repealing 26 O. S. 1961, §§ 22 and 23; and declaring an emergency.

SB 566—By Smith—An Act relating to judgments; amending 15 O. S. 1961, § 274; providing that judgments bear interest at the rate of ten percent from date of judgment; providing for severability; re-

pealing conflicting laws; and declaring an emergency.

SB 567—By Smith—An Act relating to juries; amending 38 O. S. 1961, § 18; providing for the time and place for selecting of jurors; repealing 38 O. S. 1961, § 33; providing that the names of registered voters shall be used in selection of persons qualified for jury service; requiring secretary of County Election Board to provide the County Clerk with a list of registered voters; repealing conflicting laws; providing for severability; and declaring an emergency.

SB 568—By Field, Massad, Boecher, Horn, Payne and Berry of the Senate and Grey of the House—An Act relating to schools; amending 70 O. S. 1961 § 2A-4, as last amended by Section 1, Chapter 300, O. S. L. 1967 (70 O. S. Supp. 1967, § 2A-4); vesting control of State Department of Education in State Board of Education; providing for power, duty and authority of State Board of Education; providing for rules and regulations for the accreditation of schools; and declaring an emergency.

SB 569—By Gee—An Act relating to Municipal Criminal Courts; amending 11 O. S. 1961, § 958.1, as amended by Section 1, Chapter 107, O. S. L. 1965 (11 O. S. Supp. 1967, § 958.1), 11 O. S. 1961, §§ 958.3, 958.5, 958.6, 958.7, 958.8, 958.10, 958.12, 958.14, 958.15, 958.18, 958.20, 958.21, 958.22; creating a Municipal Criminal Court in cities and towns; providing exceptions; prescribing procedures and jurisdiction; providing for a judge, or judges and their bond; imposing duty upon City Attorney of prosecuting in said court; providing that costs, fees and mileage in said court's operation shall be fixed by the municipality's governing body; affording appeal and manner thereof; providing for disposition of revenue collected from fines, fees and forfeitures; continuing courts created under 11 O. S. 1961, §§ 911 through 924, 941 through 955, and 957.1 through 957.23, subject to the provisions of 11 O. S. 1961, § 958.1 and §§ 958.3 through 958.24,

and procedures herein prescribed; authorizing the existence in a city of a Municipal Criminal Court established under 11 O. S. 1961, §§ 781 through 805, and a municipal Criminal Court established under 11 O. S. 1961, § 958.1 through § 958.24; repealing 11 O. S. 1961, §§ 911 through 924, 941 through 955, 957.1 through 957.23, 958.25, 20 O. S. 1961, § 91; providing for transfer of certain actions to the District Court, and for retention of certain other unconcluded actions in Municipal Courts; providing that thirty (30) days after the effective date of this Act 11 O. S. 1961, §§ 711 through 767, 1051, and 1052 are repealed and the courts established thereunder are at such time abolished; and providing for an effective date of this Act.

SB 570—By Miller of the Senate and Abbott of the House—An Act relating to public health and safety; amending Sections 1 and 2, Chapter 190, O. S. L. 1965 (63 O. S. Supp. 1967, § 1-1118, (c)); making it unlawful for any person to manufacture, sell, or offer for sale or exchange any product which seeks to imitate an alcoholic beverage by looks, taste and smell; excluding certain products; making violations of Act a misdemeanor; prescribing penalties; and declaring an emergency.

SB 571—By Murphy—An Act relating to corporations; amending 18 O. S. 1961, § 1.17, as amended by Section 1, Chapter 75, O. S. L. 1963 (18 O. S. Supp. 1967, § 1.17); requiring domestic corporations to maintain registered agent within state; providing for service of process; providing for change or termination of registered agent; and declaring an emergency.

SB 572—By Romang—An Act providing that in all actions brought to recover damages for personal injuries, injuries resulting in death or injury to property, the contributory negligence of the person injured or his agent or the owner of the property, or person having control over the property, shall not be a complete bar to the recovery of damages, but such damages shall

be diminished by the jury in proportion to the contributory negligence shown; providing that all questions of negligence and contributory negligence shall be for the jury to determine; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

SECOND READING

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

SB 563—Business, Industry and Labor Relations.

SB 564—Governmental Affairs.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 34 correctly enrolled.

Enrolled **SCR 34** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1025 by Odom (Martin) and Watkins of the House and Payne of the Senate was read and considered.

Upon motion of Senator Payne **HB 1025** was advanced to engrossment.

By unanimous consent, upon request of Senator Payne, **HB 1025**, was placed upon third reading and final passage.

THIRD READING

HB 1025 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon,

McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—40.

Excused: Bradley, Breckinridge, Howard, Keels, McSpadden, Massey, Stansberry, Williams.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—40.

Excused: Bradley, Breckinridge, Howard, Keels, McSpadden, Massey, Stansberry, Williams.—8.

The emergency was declared passed.

HB 1025 was ordered withheld pursuant to Rule 20-c.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 34**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

BILL RELEASED

As provided under Rule 20-c, **HB 1025** was properly signed and ordered returned to the Honorable House.

Senator Smith moved that the Senate stand adjourned as provided under the Rules, 10:00 a.m., Monday, January 15, 1968, which motion was declared adopted.

Eighth Legislative Day

Monday, January 15, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—40.

Excused: Berrong, Birdsong, Findeiss, Hargrave, Howard, Payne, Porter, Young.—8.

The President declared a quorum present.

The following prayer was offered by the Chaplain, the Reverend Richard Lisk, Pastor of the First Baptist Church, Bristow, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Grantham:

Almighty Father we pray today for a sense of mission that we may not drift aimlessly seeking only the path of least resistance—this is the way of few requirements, but it is also the way of even fewer accomplishments; for a sense of loyalty to someone and some things beyond ourselves—this can be the way of sorrow and suffering for a season, but it is also the way of deep contentment; for a sense of dedication to do what we must even if much is required—this is the way of labor, but this is also the way of service; for a sense of compassion toward the

weakness and failures of others—this is the way of forgiveness and love that you have shown us; for a sense of awareness concerning our own place—this is the way of humility—it is also the way of honor.—In Jesus name, Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

President Pro Tempore McSpadden advised the Senate of the death last night of Dr. Oliver Hodge, Superintendent of Public Instruction, and stated that funeral services would be held tomorrow at 10:00 a.m., in the Crown Heights Christian Church.

Upon his suggestion, it was agreed that the Senate Membership would leave in a body at 9:30 a.m., to attend the Services.

Senator Keels asked unanimous consent, which was granted, that Senator Birdsong be shown excused for the remainder of this legislative week, due to the illness of his wife.

INTRODUCTION

Senator Gee introduced J. R. Reinhardt, former Comptroller of the Senate, now Secretary of the Tulsa County Election Board, and asked unanimous consent that he be made Honorary Comptroller for this legislative day and be granted privilege of the floor, and that this request be entered in the Journal, which was the order.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 573—By Field—An Act relating to taxation; providing for allowance of credit to motor fuel importer for use on gasoline upon which the tax has been paid and which has thereafter been consumed in motor vehicles outside the state of Oklahoma; providing application and procedure for payment of refund; directing codification; and declaring an emergency.

SB 574—By Field—An Act relating to taxation; providing for allowance of credit to special fuel dealer or special fuel user on special fuels upon which the tax has been paid and which has thereafter been consumed in motor vehicles outside the state of Oklahoma; providing application and procedure for payment of refund; providing codification; and declaring an emergency.

SB 575—By Smith—An Act relating to civil procedure; providing methods to enforce discovery rules for oral examinations, written interrogatories, production of documents, inspection and copying of documents, things, or places, requests for admissions with respect to the genuineness of any documents or denial thereof, requests for admissions of the truth of any relevant matters of facts; providing that aggrieved party may apply for an order to enforce and compel any adverse party to comply with the rules of discovery; providing for attorney fees to the prevailing party in a hearing on any application for an order to enforce discovery rules; providing that remedies are in addition to contempt proceedings to compel obedience to the court's orders; providing for severability; repealing conflicting laws; and declaring an emergency.

SB 576—By Smith—An Act relating to revenue and taxation; providing for credits against income tax of donations to institutions of higher education of the state; pro-

viding for limitations; providing for effective date; and declaring an emergency.

SB 577—By Hamilton, Massad and Romang—An Act relating to motor vehicles; amending 47 O. S. 1961, § 11-303; providing for rules governing the overtaking and passing of vehicles by vehicles proceeding in the same direction; and declaring an emergency.

SB 578—By Grantham of the Senate and Peterson and Conaghan of the House—An Act relating to Workmen's Compensation; amending 85 O. S. 1961, § 2, as last amended by Section 1, Chapter 331, O. S. L. 1967 (85 O. S. Supp. 1967, § 2); providing for employments included within coverage of Workmen's Compensation Act; providing coverage for school district employees at discretion of the Board of Education of such district; and declaring an emergency.

SB 579—By Taliaferro—An Act relating to revenue and taxation; amending Section 2413 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 2413); providing for separate listing and assessment of homesteads; providing for homestead exemption where property used for both dwelling and business purposes; providing for homestead exemption on certain area of rural homesteads; and declaring an emergency.

SB 580—By Baggett—An Act relating to higher education; declaring legislative intent; providing for the creation and operation of new junior colleges; providing for feasibility studies and plans; providing for state and local contributions toward cost of construction; authorizing Oklahoma regents for higher education to promulgate rules and regulations; and repealing all Acts or parts of Acts in conflict herewith.

SB 581—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the State Highway Department; making appropriations to said department and specifying purposes for which same may be expended;

making an appropriation and providing for transfer; authorizing expenditure for highway safety coordinating committee; providing that the appropriations made by this Act shall be subject to the provisions of 62 O. S. 1961, § § 41.1 through 41.38 as now or hereafter amended; providing for the filing of budget estimates with the state budget director; making said appropriations nonfiscal; making provisions of this Act severable; repealing conflicting laws; and declaring an emergency.

SB 582—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Industrial Development and Park Commission, making appropriations thereto and stating the purpose; providing for the 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; use of revenue received from the sale of copies or subscriptions of the Magazine Oklahoma Today; providing lapse date; making the provisions of this Act severable; repealing conflicting laws; and declaring an emergency.

SB 583—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the State Department of Agriculture and making appropriation thereto; stating the purpose; authorizing appointment and compensation of personnel; providing lapse date; making the provisions of Act severable; and declaring an emergency.

SB 584—By Baggett—An Act relating to revenue and taxation; providing that all revenues derived from taxes levied on gasoline and other motor fuels shall be deposited in the "Roads, Streets and Highways Fund" in the state treasury; creating such fund and providing for legislative appropriations therefrom; repealing conflicting statutes; providing an effective date; and declaring an emergency.

SB 585—By Baggett—An Act relating to schools; amending 70 O. S. 1961, § 2A-1; providing that state board of education shall be governing board of the State Department of Education; providing for membership, terms and compensation of members; and declaring an emergency.

SB 586—By Gee—An Act relating to civil procedure; amending 12 O. S. 1961, § 152, to provide a copy of petition shall accompany a summons; amending 12 O. S. 1961, § 153, as amended by Chapter 355, Section 1, O. S. L. 1967 (12 O. S. Supp. 1967, § 153), prescribing requisites summons, providing copy of petition and other pleadings be furnished defendants; providing summons may be served by sheriff or by mail by court clerk and restricting amount for which judgment may be taken to accord the amount endorsed; providing jurisdiction shall not be affected by failure to deliver copy of petition with summons; amending 12 O. S. 1961, § 158, to provide that the officer who serves a summons shall state whether or not a copy of the petition accompanied the summons served the defendant; repealing 12 O. S. 1961, § 160; providing for severability; and declaring an emergency.

SB 587—By Gee—An Act relating to civil procedure; amending 12 O. S. 1961 § 268; providing that a demurrer to a petition on the grounds that the petition fails to state a cause of action shall, with supporting authorities, specify the deficiency; and declaring an emergency.

SB 588—By Gee—An Act relating to non-judicial functions of county judges; amending Chapter 325, Article 8, Section 804, O. S. L. 1963, as amended by Chapter 243, Section 3, O. S. L. 1965 (63 O. S. Supp. 1967, § 1-804), substituting district attorney for county judge in membership of county review board; amending 21 O. S. 1961, § § 1102, 1103 and 1105 to provide for substitution of county clerk for county judge in procedure relating to licensing and regulating public pool or billiard halls; amending 37 O. S. 1961, § § 163.11 and

163.11A to provide for substituting county clerk for county judge as the official to whom application for permits to sell non-intoxicating beverages shall be filed, before whom hearing shall be conducted and upon whose order application shall be granted or denied; amending 10 O. S. 1961, § § 175.10 and 175.11, to provide for substituting the welfare director for county court as applicant for appropriations to the Crippled Children's Budget Account and applicant for services for crippled children; providing county judge in 68 O. S. 1961, § 184d, refers to Associate District Judge; making provisions of Act severable; and declaring an emergency.

SB 589 — By Gee — An Act relating to civil procedure; amending 12 O. S. 1961 § 154, relating to venue; to provide where an action has been rightly brought in a county against one defendant and one or more defendants are nonresidents of the county, it may be transferred to another county under certain circumstances; and declaring an emergency.

SB 590 — By Gee — An Act relating to cities and towns; amending 11 O. S. 1961, § 781, as amended by Section 1, Chapter 375, O. S. L. 1965 (11 O. S. Supp. 1967, § 781), 11 O. S. 1961, § § 782, 783, 785, 786, 794, and 804; creating a municipal criminal court as a court of record in cities of population in excess of fifty thousand (50,000) people; prescribing jurisdiction thereof; providing for judges and clerks for prosecution upon informations therein by city attorney or municipal counselors; providing for jury trial, obtaining of jurors, enforcement of judgments and sentences and for appeals; providing for transfer or retention of certain actions pending in municipal courts on the effective date of this Act; and providing an effective date.

SB 591—By Garrison of the Senate and Connor of the House—An Act relating to roads and highways; providing for utilization of services of the purchasing division of the State Board of Public Affairs by county commissioners in expenditure of state apportioned funds; providing for ex-

ceptions; prescribing procedures; repealing 69 O. S. 1961 § § 45.2 and 45.3; repealing all acts or parts of acts in conflict herewith; making provisions of the Act severable; providing for effective date; and declaring an emergency.

SB 592 — By McGraw — An Act relating to revenue and taxation; amending Section 1206 of Section 2, Chapter 366, O. S. L. 1963 (68 O. S. Supp. 1967, § 1206); providing for exemptions from franchise tax; providing for exemption of real estate investment trusts; and declaring an emergency.

SB 593—By McSpadden—An Act relating to Public Finance; amending 62 O. S. 1961, § 430.1; authorizing governing boards of counties, cities and towns, school boards and boards of education to rent or lease, on a monthly basis, road machinery and equipment for county use, such fire fighting equipment as may be authorized by law for county use, street and fire equipment and machinery for city and town use, pupil transportation equipment and movable buildings suitable for school classroom use, and to pay rentals thereon for usage during any fiscal period out of appropriations for such purpose during such fiscal period; providing conditions to be met for validity of lease contracts between lessors and such lessees; and declaring an emergency.

SB 594—By Garrison of the Senate and Connor and Doornbos of the House—An Act relating to removal of officers; amending 22 O. S. 1961, § 1195; providing for suspension from office; providing for time for trial providing for change of venue; providing for continuances; providing for temporary appointment during period of suspension; and declaring an emergency.

SB 595—By Berrong and Dacus of the Senate and Fowler, Dickey and Greenhaw of the House—An Act relating to cities and towns; providing for organization of industrial and economic development foundations, associations and corporations; stating purpose and powers; providing for in-

ter - city and inter - county cooperation; authorizing cities, towns and counties to organize such foundations, association or corporations singly or in joint cooperation; authorizing the acquisition, ownership, lease and operation of necessary personal and real property and facilities; making provisions of Act severable; and declaring an emergency.

SB 596—By Terrill, Berry, Payne, Howard, Luton and Nichols of the Senate and Abbott, Sparkman, Tabor, Finch, Sandlin, Cole, Bengtson, Odom (Martin), and Boren of the House — An Act relating to schools; amending Section 1, Chapter 522, O. S. L. 1965 and Sections 8 and 10, Chapter 397, O. S. L. 1965 (70 O. S. Supp. 1967, § § 18-7A, 18-8A and 18-10A); providing for foundation program aid; providing for level of support by local school districts; recognizing the state's responsibility; providing for minimum level of support; providing for incentive aid and prescribing amount thereof; providing for minimum teachers' salaries; requiring compliance by school districts and fixing penalty for non - compliance; providing that school board members shall not be personally liable for unpaid salary obligations; repealing all acts or parts of acts in conflict herewith; making provisions of Act severable; and declaring an emergency

SB 597 — By Terrill, Payne, Nichols, and Berry of the Senate and Luton, Odom (Martin), Tabor, Finch, Sparkman, Sandlin, Bynum, Cole, Boren, Abbott and Bengtson of the House — An Act relating to schools; creating the "Teachers' Retirement System of Oklahoma"; defining terms; providing for membership; providing for retirement, retirement benefits and retirement options; authorizing public schools to provide for additional retirement benefits; providing for board of trustees, membership, organization, procedures, powers and duties; authorizing board of trustees to promulgate rules and regulations; providing for investment of funds; providing for disposition of interest;

providing for contributions by teachers; creating the "Teacher Savings Fund," the "Retirement Benefit Fund," the "Interest Fund," and other funds; providing for exemptions from taxes; prohibiting false statements or falsification of records, and making violations a felony; naming State Treasurer as custodian; providing for bonds, providing for audit; repealing 70 O. S. 1961, §§ 17-1 through 17-12, inclusive, as last amended by Section 1, Chapter 7, O. S. L. 1963, Section 1, Chapter 52, O. S. L. 1963, Section 1, Chapter 269, O. S. L. 1965, Section 3, Chapter 438, O. S. L. 1965, Section 1, Chapter 160, O. S. L. 1967, Section 1, Chapter 161, O. S. L. 1967, Section 1, Chapter 177, O. S. L. 1967, Section 1, Chapter 378, O. S. L. 1967, Section 1, Chapter 388, O. S. L. 1967 (70 O. S. Supp 1967, § § 17-3, 17-4, 17-5, 17-6 and 17-8); providing for effective date; making provisions of Act severable; and declaring an emergency

SJR 53 — By Baggett — A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 7, Article XXVII, Oklahoma Constitution, providing for allocation of taxes on intoxicating liquors; making population the basis of allocation among incorporated cities and towns; providing for a Ballot Title; and ordering a special election.

SJR 54—By Nichols—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to Section 24 of Article II, Oklahoma Constitution; providing that when private property is taken or damaged for public use any benefits from any public improvements proposed may be considered toward offsetting any damages which may be sustained resulting from severance of the property or reduction in size of the unit; and providing for special election thereon.

SECOND READING

The following Bills were read the second

time and referred to Committees indicated:

SB 565—Committee on Committees and Rules.

SB 566—Judiciary.

SB 567—Judiciary.

SB 568—Education.

SB 569—Judiciary.

SB 570—Business, Industry and Labor Relations.

SB 571—Business, Industry and Labor Relations.

SB 572—Judiciary.

HB 1000—Appropriations and Budget.

HB 1044—Judiciary.

HB 1054—Education.

HB 1056—Appropriations and Budget.

HB 1065—Appropriations and Budget.

HB 1083—Appropriations and Budget.

HB 1093—Appropriations and Budget.

GENERAL ORDER

SB 451 by McSpadden was read and considered.

Senator Smith asked to be shown as a coauthor of **SB 451**, which was the order.

Upon motion of President Pro Tempore McSpadden, **SB 451** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, **SB 451** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 451 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith,

Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Berrong, Birdsong, Dacus, Findeiss, Ham, Hargrave, Howard, Massad, Payne, Porter, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Berrong, Birdsong, Dacus, Findeiss, Ham, Hargrave, Howard, Massad, Payne, Porter, Young.—11.

The emergency was declared passed.

SB 451 was referred for engrossment.

GENERAL ORDER

SB 489 by Romang was read and considered.

Upon motion of Senator Romang, **SB 489** was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **SB 489** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 489 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Berrong, Birdsong, Dacus, Ferrell, Findeiss, Ham, Hargrave, Howard, Payne, Porter, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Berrong, Birdsong, Dacus, Ferrell, Findeiss, Ham, Hargrave, Howard, Payne, Porter, Young.—11.

The emergency was declared passed.

SB 489 was referred for engrossment.

Senators Findeiss, Howard and Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 25 by Smith was read and considered.

As provided under Rule 9-f, upon request of Senator Smith, Representative Hopkins was added as the House Author of SB 25.

Senators Selman, McGraw, Breckinridge, Bradley and Howard asked to be added as coauthors of SB 25, which was the order.

Senator Massad moved to amend SB 25, page 17, line 4, by adding a new section to read as follows: "Section 14. The provisions of this act shall apply to any county having a population of three hundred thousand or more, by the preceding Federal Decennial Census." The amendment was declared adopted.

Upon motion of Senator Smith, SB 25, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 25, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 25 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Stansberry, Williams.—27.

Nay: Atkinson, Boecher, Dacus, Field, Graves, Hamilton, Holden, Horn, McClendon, Martin, Payne, Smalley, Stipe, Taliaferro, Terrill.—15.

Excused: Berrong, Birdsong, Ham, Hargrave, Porter, Young.—6.

The bill was declared passed.

SB 25, as amended, was referred for engrossment.

GENERAL ORDER

SB 482 by Smalley was read and considered.

Senator Smalley asked unanimous consent, which was granted that the Title of SB 482 be amended to conform to the body of the Bill.

Upon motion of Senator Smalley, SB 482, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 482, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 482 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, Mc-

Clendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—41.

Excused: Berrong, Birdsong, Ham, Hargrave, Murphy, Porter, Young.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—41.

Excused: Berrong, Birdsong, Ham, Hargrave, Murphy, Porter, Young.—7.

The emergency was declared passed.

SB 482, as amended, was referred for engrossment.

GENERAL ORDER

SB 468 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Following discussion, Senator Williams asked unanimous consent that further consideration of SB 468 be deferred until some future legislative day, which was the order.

GENERAL ORDER

HB 743 by McCune of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, HB 743 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, HB 743 was 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: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—41.

Excused: Berrong, Birdsong, Hargrave, McClendon, Porter, Taliaferro, Young.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—41.

Excused: Berrong, Birdsong, Hargrave, McClendon, Porter, Taliaferro, Young.—7.

The emergency was declared passed.

HB 743 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 936 by Briscoe, et al, of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, HB 936 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, HB 936 was placed upon third reading and final passage.

President Pro Tempore McSpadden presiding.

Senator Berrong asked to be shown present, which was the order.

THIRD READING

HB 936 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Ferrell, Findeiss, Gee, Holden, Horn, McGraw, McSpadden, Martin, Mas-sad, Payne, Romang, Smalley.—12.

Nay: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Grantham, Ham-ilton, Howard, Keels, Luton, Massey, Mur-phy, Nichols, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—26.

Excused: B i r d s o n g, Breckinridge,

Graves, Ham, Hargrave, McClendon, Mil-ler, Porter, Stansberry, Young.—10.

The bill was declared failed of passage.

BILL RELEASED

As provided under Rule 20-c, **HB 743** was properly signed and ordered returned to the Honorable House.

Senator Boecher moved that when the Clerk's desk is cleared, the Senate stand adjourned until 11:30 a.m., tomorrow, which motion was declared adopted.

The Clerk's desk being clear, the Senate was declared adjourned, as provided un-der the Boecher motion, until 11:30 a.m., tomorrow.

Ninth Legislative Day

Tuesday, January 16, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams, Young.—46.

Excused: Birdsong, Porter.—2.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein, by unanimous consent, upon request of Sena-tor Young.

Eternal God as we come today; we come confessing our faults and sins and shortcomings — we have been silent when we should have spoken—we have spoken when we should have remained silent—we have been unconcerned about others—we have been too concerned about ourselves. For these and faults too numerous to mention or remember, forgive us we pray. Convicted that we do not have enough convictions about the purpose and intent of our life—power of thy Spirit within us—program Thou hast for us. Our Master, we come seeking—compassion for others. Too easily we evade, avoid, ig-nore or deny the legitimate needs of oth-ers—too easily we pass by a brother in

need—too easily we do not hear nor heed our brother's cry. Courage to strive for what we know is right even when we would rather not—to stand for right even at great cost—to see the truth even when it hurts. In Our Saviour's Name, Amen.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 25, 451, 482 and 489 each correctly engrossed.

Engrossed SBs 25, 451, 482 and 489 were properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

The following Bills were reported by the Committees named, ordered printed and placed upon the Calendar unless other-wise indicated:

DO PASS: SB 507—Appropriations and Budget.

SB 508—Appropriations and Budget—Co-authored by Selman, Berrong, Massey, Horn, Grantham, and Dacus.

SB 511—Appropriations and Budget.

SB 514—Appropriations and Budget.

SB 515—Appropriations and Budget.

SB 516—Appropriations and Budget.

SB 518—Appropriations and Budget.

SB 519—Appropriations and Budget.

SB 520—Appropriations and Budget.

SB 521—Appropriations and Budget.

SB 527—Appropriations and Budget.

SB 528—Appropriations and Budget—Co-authored by Selman, Dacus, Taliaferro, and Berry.

SB 544—Appropriations and Budget.

SB 545—Appropriations and Budget.

SB 554—Appropriations and Budget.

SB 559—Appropriations and Budget.

HB 1054—Education.

DO PASS, as amended:

SB 493—E d u c a t i o n—Coauthored by Nichols, Smith, McSpadden, Garrison, Hargrave, Breckinridge, Garrett, Bradley, Keels, McGraw, Young, Boecher, Howard, and Atkinson of the Senate, and Miskelly, Privett, Lawson, Hopkins, Watkins, Green, Musgrave, Smithey, Trent, Derryberry, Hargrave, Boren, Sandlin, Sokolosky, Ferguson, Brown, Inhofe, and Wixson of the House.

SB 553—Appropriations and Budget.

CITATIONS

Upon motion of Senator Hargrave, joined by Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to John Steele Zinc.

Upon motion of Senator Hargrave, joined by Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Skiatook Chamber of Commerce.

Upon motion of Senator Hargrave, joined by Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to J. Milton Patrick.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 598—By Findeiss—An Act relating to public buildings and works; amending 61 O. S. 1961, § 2, as amended by Section 2,

Chapter 518, O. S. L. 1965 (61 O. S. Supp. 1967, § 2); providing for filing of bond taken on public works; providing procedure for filing of action upon bond; and declaring an emergency.

SB 599—By Taliaferro and Terrill of the Senate and Ferrell, Hutchins (Walter), Beauchamp and Raibourn of the House—An Act relating to officers; amending 51 O. S. 1961, § 10, as amended by Section 1, Chapter 116, O. S. L. 1965 (51 O. S. Supp. 1967, § 10); providing for filling of vacancies of offices; providing for filling of vacancies of county offices by election when vacancies occur by reason of death, resignation, removal from office or for any reason; providing procedure and time for calling and conducting said election; providing certain duties of public officials in connection with said election; providing that election shall not be required under certain conditions; repealing 19 O. S. 1961, §§ 361, 362, 363, and 364; providing codification; and declaring an emergency.

SB 600—By Field, McGraw, Terrill and Breckinridge—An Act relating to real estate brokers and salesmen; amending 59 O. S. 1961, §§ 839 and 849; providing for increase of compensation for Real Estate Commissioners; authorizing Real Estate Commission to approve courses of study required for salesmen and brokers; requiring brokers to have experience or equivalent as salesmen; providing effective dates; increasing examination fees for brokers and salesmen; providing for inactive status for licensees; directing codification; providing for severability; and declaring an emergency.

SB 601—By Murphy—An Act relating to professions and occupations; amending 59 O. S. 1961, § 801, 802, 805 and 806, pertaining to the practice of electrology; requiring a dermatologist to be a member of the Board of Electrology; providing for written examinations by the State Board of Electrology; making certain changes in the requirements for an Electrology li-

cense; repealing conflicting laws; and declaring an emergency.

SJR 55—By Romang—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 15 of Article IX, of the Constitution of the State of Oklahoma; providing for the appointment of Corporation Commissioners by the Governor of Oklahoma, by and with the consent of the State Senate; providing that the Corporation Commissioners shall serve at the pleasure of the governor, with such duties as may be prescribed by law; providing for Ballot Title; and ordering a Special Election.

SECOND READING

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

SB 573—Revenue and Taxation.

SB 574—Revenue and Taxation.

SB 575—Judiciary.

SB 576—Revenue and Taxation.

SB 577—Roads, Highways and Public Safety.

SB 578—Business, Industry and Labor Relations.

SB 579—Revenue and Taxation.

SB 580—Education.

SB 581—Appropriations and Budget.

SB 582—Appropriations and Budget.

SB 583—Appropriations and Budget.

SB 584—Revenue and Taxation.

SB 585—Education.

SB 586—Judiciary.

SB 587—Judiciary.

SB 588—Judiciary.

SB 589—Judiciary.

SB 590—Judiciary.

SB 591—Roads, Highways and Public Safety.

SB 592—Revenue and Taxation.

SB 593—Governmental Affairs.

President Pro Tempore McSpadden asked unanimous consent that the order referring **SB 593** to the Committee on Governmental Affairs be rescinded and that the Bill be referred to the Committee on Education, which was the order.

SB 594—Committee on Committees and Rules.

SB 595—Conservation and Economic Development.

SB 596—Education.

SB 597—Education.

SJR 53—Committee on Committees and Rules—Then to Governmental Affairs.

SJR 54—Committee on Committees and Rules—Then to Governmental Affairs.

GENERAL ORDER

SB 505 by Ham, Murphy, Nichols and Gee of the Senate and Finch of the House was read and considered.

Senators McSpadden, Hargrave, Smith, Dacus, Selman, and Berry asked to be made coauthors of **SB 505**, which was the order.

Senator Ham moved to amend **SB 505**, page 4, line 8, by substituting a period for the semi-colon after the word "purposes" and by striking the remainder of Section 2, which amendment was declared adopted.

Senator Ham moved to amend **SB 505**, page 11, line 10, by striking all of Section 12, and substituting therefor the following: "Section 12. The provisions hereof shall be cumulative to existing laws and nothing herein shall be construed to repeal, amend, or otherwise affect in any manner any corporation heretofore or hereafter created under authority of any such other law." The amendment was declared adopted.

Senator Ham asked unanimous consent, which was granted, that the Title of **SB 505** be amended to conform to the body of the Bill.

Upon motion of Senator Ham, **SB 505**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, **SB 505**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 505 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—43.

Excused: Atkinson, Birdsong, Keels, Porter, Williams.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—43.

Excused: Atkinson, Birdsong, Keels, Porter, Williams.—5.

The emergency was declared passed.

SB 505, as amended, was referred for engrossment.

GENERAL ORDER

SB 531 by Horn, Gee and Breckinridge of the Senate and Sokolosky of the House was read and considered.

Upon motion of Senator Horn, **SB 531** was advanced to engrossment.

By unanimous consent, upon request of Senator Horn, **SB 531** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 531 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Berrong, Birdsong, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Berrong, Birdsong, Porter.—4.

The emergency was declared passed.

SB 531 was referred for engrossment.

GENERAL ORDER

SB 465 by Garrison, Williams and Smalley of the Senate and Connor, Hunter and Green of the House was read and considered.

Senators Murphy and Stipe asked to be made coauthors of **SB 465**, which was the order.

Upon motion of Senator Findeiss, **SB 465** was advanced to engrossment.

By unanimous consent, upon request of Senator Findeiss, **SB 465** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 465 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Nay: Baldwin.—1.

Excused: Atkinson, Birdsong, McClen-
don, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Nay: Baldwin.—1.

Excused: Atkinson, Birdsong, McClen-
don, Porter.—4.

The emergency was declared passed.

SB 465 was referred for engrossment.

ANNOUNCEMENT

Senator Smith announced a Joint Session of the Senate and the Honorable House, set for 10:30 a.m., Thursday, January 18, 1968, for the purpose of adopting Joint Rules for the 2nd Session of the 31st Legislature.

Senator Boecher moved, that when the Clerk's desk is cleared, the Senate stand adjourned as provided under the Rules, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1068—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the division of the budget and making an appropriation thereto; authorizing director to appoint and fix the duties and compensation of personnel; reappropriating certain funds; providing lapse date; making provisions of this Act severable; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 1074—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Human Rights Commission and making an appropriation thereto; providing for the appointment and compensation of personnel; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

HB 1075—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Indian Affairs Commission; making appropriations thereto; providing for the appointment and compensation of personnel; providing lapse date; making provisions of Act severable; and declaring an emergency.

HB 1077—By Willis, Miskelly, Andrews and Sparkman of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Cerebral Palsy Center; making appropriation thereto; providing

lapse date; making the provisions of this Act severable; and declaring an emergency.

HB 1080—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Aeronautics Commission and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

HB 1081—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the State Board for Property and Casualty Rates and making appropriations thereto; providing that the State Board for Property and Casualty

Rates shall fix the duties and compensation of employees; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1025**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned to meet, as provided under the Rules, 10:00 a.m., tomorrow.

Tenth Legislative Day

Wednesday, January 17, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Birdsong, Findeiss, Howard, Luton, Porter.—5.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein, by unanimous consent, upon request of Senator Young.

Our Father, we pray that we might have wisdom to see where our duty lies—to understand our responsibility—to accept the challenge presented by these. We ask for a measure of Thy compassion upon us—Thy concern for others—Thy courage to act. We seek wisdom in our dealing with the complexities of life—understanding in our dealing with the contradictions of life—insight in dealing with our own life. We desire honors, but may it not be at the expense of honor itself—honesty, but may it not be only in others—humility, but may it not be a false prideful thing. We beseech Thee above all for forgiveness for our sins—for our pride—for our prejudice

—for our perjury, especially to our own selves. Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Committees and Rules:

Ben Claiborne, 6205 Wildewood Drive, Oklahoma City, Oklahoma, representing the Oklahoma Association of Insurance Agents, Inc.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 465, 505, and 531 each correctly engrossed.

Engrossed SBs 465, 505, and 531 were properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 968—By Cox, Spearman, Goodfellow, Grey, Hatchett and Tabor of the House and Porter of the Senate—An Act relating to crimes and punishments; providing that any person who illegally manufactures, possesses, or throws a Molotov cocktail or bomb is guilty of a felony; prescribing punishment; and declaring an emergency.

HB 988—By Camp, Sokolosky and Hatchett of the House and Hargrave of the Senate—An Act relating to criminal procedure; providing for joinder of offenses and of defendants in indictments and informations; providing for the trial togeth-

er of indictments and/or informations; providing for relief from prejudicial joinder; and repealing 22 O. S. 1961, § § 404, 838, and other conflicting laws.

HB 1033—By Bernard, Bill, Patterson (Frank), Townsend, Trent and Watkins—An Act relating to guide dogs of blind persons; providing that blind persons shall not be additionally charged because of the presence of a guide dog, nor be denied admittance for such reason, in any public conveyance, hotel, cafe, or similar place; providing penalty for violation of the provisions of this Act; and declaring an emergency.

HB 1058—By Hunter and Kamas of the House and Williams of the Senate—An Act relating to livestock brands; amending 2 O. S. 1961, § 4-2, as amended by Section 1, Chapter 199, O. S. L. 1965 (2 O. S. Supp. 1967, § 4-2); providing that the statutory definition of the term "brand" shall mean a permanent identification mark of a specific size made upon the hide of an animal by a process known as freezing, as well as by a hot iron process; and declaring an emergency.

HB 1096—By Camp, Bickford, Hill, Sandlin and Sokolosky—An Act relating to cities and towns; amending Section 9, Chapter 443, O. S. L. 1965 (11 O. S. Supp. 1967, § 1759); providing for the settlement of tort claims; and declaring an emergency.

HB 1117—By Spearman, McCune, Bamberger, Peterson, Patterson (Ruth), Clemons, Cate, Thompson and Hill of the House and Gee of the Senate—An Act relating to elections of judicial officers; amending 26 O.S. 1961, § 227.1; providing that separate ballots shall be furnished for the following categories of candidates: (1) candidates for county offices; (2) candidates for Justice of the Supreme Court and Judge of the Court of Criminal Appeals; (3) candidates for Judge of the District Court; (4) candidates for other state offices; and (5) candidates for seats in the House of Representatives and the Senate of the United States; providing for the filing of declara-

tion of candidacy by Justices of the Supreme Court or Judges of the Court of Criminal Appeals who seek retention in office; providing for exception in certain instances; providing for preparation of ballots where such declarations of candidacy are filed and prescribing procedure where none is filed; providing for ballots without party designations for judicial candidates; repealing inconsistent statutes; making provisions of Act severable; and declaring an emergency.

HB 1118—By Spearman, McCune, Thompson, Bamberger, Clemons, Peterson, Patterson (Ruth) and Hill—An Act relating to the judiciary; amending Section 1, Chapter 210, O. S. L. 1965 (20 O. S. Supp. 1967, § 23); authorizing the Supreme Court to, by rule or order, provide for the election of a presiding judge in each Judicial Administrative District by the District Judges and Associate District Judges thereof; prescribe the functions of such districts; and providing for an effective date.

HB 1119—By Spearman, McCune, Bamberger, Thompson, Clemons, Patterson (Ruth) and Hill—An Act relating to the judiciary; providing for the division of the State into Judicial administrative districts; directing codification; and providing for an effective date.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled HB 743.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

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

DO PASS:

SB 485—Education—Coauthored by Breckinridge.

SB 486—Judiciary.

SB 487—Business, Industry and Labor Relations—Coauthored by Hargrave.

SB 491—Business, Industry and Labor Relations.

SB 560—Judiciary.

DO PASS, as amended:

SB 330—Education.

SB 479—Judiciary—Coauthored by Garrison, McGraw, Young, Ham, Short, Gee and Nichols.

SB 488—Business, Industry and Labor Relations—Show Birdsong as principal author and Smith and Hargrave as Coauthors.

SB 503—Business, Industry and Labor Relations — Coauthored by McSpadden, Boecher and Young.

HB 759—Business, Industry and Labor Relations.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 602—By Gee and Howard—An Act relating to courts; authorizing Court of Criminal Appeals to appoint a referee, four legal secretaries, and each judge a legal assistant; providing one of said employees shall serve as marshal; fixing salaries; authorizing said court to prescribe duties; authorizing the payment of mileage and per diem to referee in performing official duties while away from the seat of said court; amending 20 O. S. 1961, § 37.1; prescribing qualifications of referee and legal assistants; and providing for an effective date.

SB 603—By Grantham and Field of the Senate and Skeith of the House—An Act relating to roads and highways; establish-

ing the Oklahoma Junkyard Control Act; stating purpose; defining terms; requiring that certain junkyards be screened from view from certain roads and highways; providing reimbursement for expenses incurred in fencing or screening; authorizing State Highway Commission to promulgate rules and regulations; making violations a misdemeanor and prescribing penalties; making violations a public nuisance; authorizing State Highway Director to enter into agreements with United States Secretary of Transportation; making provisions of Act cumulative; making Act severable; repealing conflicting laws; and declaring an emergency.

SB 604—By Atkinson of the Senate and Townsend of the House—An Act relating to game and fish; amending Section 1, Chapter 336, O. S. L. 1967 (29 O. S. Supp. 1967, § 252); providing for hunting and fishing licenses; prescribing fees; providing for certain exemptions; requiring reports; 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 598—Governmental Affairs.

SB 599—Committee on Committees and Rules.

SB 600—Business, Industry and Labor Relations.

SB 601—Health, Welfare and Veterans' Affairs.

SJR 55—Committee on Committees and Rules—Then to Governmental Affairs.

HB 1068—Appropriations and Budget.

HB 1074—Appropriations and Budget.

HB 1075—Appropriations and Budget.

HB 1077—Appropriations and Budget.

HB 1080—Appropriations and Budget.

HB 1081—Appropriations and Budget.

GENERAL ORDER

SB 507 by Baldwin and Miller of the

Senate and Willis et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 507** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 507** was considered engrossed and placed upon the third reading and final passage.

THIRD READING

SB 507 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Boecher, Bradley, Breckin-
ridge, Dacus, Ferrell, Field, Garrett, Gar-
rison, Gee, Grantham, Graves, Ham, Ham-
ilton, Hargrave, Holden, Horn, Keels, Mc-
Graw, McSpadden, Massad, Massey, Mil-
ler, Murphy, Nichols, Payne, Romang, Sel-
man, Short, Smalley, Smith, Stansberry,
Stipe, Terrill, Williams, Young.—40.

Excused: Birdsong, Findeiss, Howard,
Luton, McClendon, Martin, Porter, Tal-
iaferro.—8.

The bill was declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Boecher, Bradley, Breckin-
ridge, Dacus, Ferrell, Field, Garrett, Gar-
rison, Gee, Grantham, Graves, Ham, Ham-
ilton, Hargrave, Holden, Horn, Keels, Mc-
Graw, McSpadden, Massad, Massey, Mil-
ler, Murphy, Nichols, Payne, Romang, Sel-
man, Short, Smalley, Smith, Stansberry,
Stipe, Terrill, Williams, Young.—40.

Excused: Birdsong, Findeiss, Howard,
Luton, McClendon, Martin, Porter, Tal-
iaferro.—8.

The emergency was declared passed.

SB 507 was referred for engrossment.

GENERAL ORDER

SB 508 by Baldwin, Miller, Selman, Ber-
rong, Massey, Horn, Grantham, and Da-

cus of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 508** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 508** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 508 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Boecher, Bradley, Breckin-
ridge, Dacus, Ferrell, Field, Garrett, Gar-
rison, Gee, Grantham, Graves, Ham, Ham-
ilton, Hargrave, Holden, Horn, Keels, Mc-
Graw, McSpadden, Martin, Massad, Mas-
sey, Miller, Murphy, Nichols, Payne, Ro-
mang, Selman, Short, Smalley, Smith,
Stansberry, Stipe, Terrill, Williams,
Young.—41.

Excused: Birdsong, Findeiss, Howard,
Luton, McClendon, Porter, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emer-
gency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Boecher, Bradley, Breckin-
ridge, Dacus, Ferrell, Field, Garrett, Gar-
rison, Gee, Grantham, Graves, Ham, Ham-
ilton, Hargrave, Holden, Horn, Keels, Mc-
Graw, McSpadden, Martin, Massad, Mas-
sey, Miller, Murphy, Nichols, Payne, Ro-
mang, Selman, Short, Smalley, Smith,
Stansberry, Stipe, Terrill, Williams,
Young.—41.

Excused: Birdsong, Findeiss, Howard,
Luton, McClendon, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 508 was referred for engrossment.

Senators Howard and Luton asked to be shown present, which was the order.

GENERAL ORDER

SB 511 by Baldwin and Miller of the Sen-

ate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 511** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 511** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 511 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Birdsong, Findeiss, McClen-
don, Porter, Taliaferro.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Birdsong, Findeiss, McClen-
don, Porter, Taliaferro.—5.

The emergency was declared passed.

SB 511 was referred for engrossment.

GENERAL ORDER

SB 515 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Smalley asked to be made a coauthor of **SB 515**, which was the order.

Upon motion of Senator Baldwin, **SB 515** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 515** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 515 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Birdsong, Bradley, Findeiss, Gee, Porter, Taliaferro.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Birdsong, Bradley, Findeiss, Gee, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 515 was referred for engrossment.

GENERAL ORDER

SB 516 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 516** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 516** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 516 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Nay: Baggett, Hamilton, Horn.—3.

Excused: Birdsong, Findeiss, Gee, Hargrave, Holden, Porter, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Nay: Baggett, Hamilton, Horn.—3.

Excused: Birdsong, Findeiss, Gee, Hargrave, Holden, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 516 was referred for engrossment.

GENERAL ORDER

SB 518 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 518** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 518** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 518 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Birdsong, Findeiss, Gee, Porter, Taliaferro.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Birdsong, Findeiss, Gee, Porter, Taliaferro.—5.

The emergency was declared passed.

SB 518 was referred for engrossment.

GENERAL ORDER

SB 519 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 519** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 519** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 519 was read for the third time at length.

On the question of passage of Bill the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Birdsong, Findeiss, Porter.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Birdsong, Findeiss, Porter.—3.

The emergency was declared passed.

SB 519 was referred for engrossment.

GENERAL ORDER

SB 520 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Smalley asked to be made a coauthor of **SB 520**, which was the order.

Upon motion of Senator Baldwin, **SB 520** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 520** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 520 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Berrong, Birdsong, Findeiss, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Berrong, Birdsong, Findeiss, Porter.—4.

The emergency was declared passed.

SB 520 was referred for engrossment.

GENERAL ORDER

SB 521 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Grantham asked to be made a coauthor of **SB 521**, which was the order.

Upon motion of Senator Baldwin, **SB 521** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 521** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 521 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-ri-son, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams, Young.—43.

Excused: Birdsong, Findeiss, Gee, Payne, Porter.—5.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-ri-son, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams, Young.—43.

Excused: Birdsong, Findeiss, Gee, Payne, Porter.—5.

The emergency was declared passed.

SB 521 was referred for engrossment.

GENERAL ORDER

SB 527 by Baldwin and Miller of the Sen-ate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 527** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 527** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 527 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-ri-son, Gee, Grantham, Graves, Ham, Ham-ilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—41.

Excused: Birdsong, Findeiss, Hargrave, Payne, Porter, Stipe, Young.—7.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-ri-son, Gee, Grantham, Graves, Ham, Ham-ilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—41.

Excused: Birdsong, Findeiss, Hargrave, Payne, Porter, Stipe, Young.—7.

The emergency was declared passed.

SB 527 was referred for engrossment.

GENERAL ORDER

SB 528 by Baldwin, Miller, Selman, Da-cus, Taliaferro and Berry of the Senate and Willis, et al, of the House was read and considered.

Senator Grantham asked to be made a coauthor of **SB 528**, which was the order.

Upon motion of Senator Baldwin, **SB 528** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 528** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 528 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-ri-son, Gee, Grantham, Graves, Ham, Ham-ilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-Spadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Sel-man, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Birdsong, Findeiss, Porter.—3.
The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-ri-son, Gee, Grantham, Graves, Ham, Ham-ilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-Spadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Sel-man, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Birdsong, Findeiss, Porter.—3.
The emergency was declared passed.

SB 528 was referred for engrossment.

GENERAL ORDER

SB 544 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 544** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 544** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 544 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-ri-son, Gee, Grantham, Graves, Ham, Ham-ilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-Spadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Sel-man, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Birdsong, Findeiss, Porter.—3.
The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-ri-son, Gee, Grantham, Graves, Ham, Ham-ilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-Spadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Sel-man, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Birdsong, Findeiss, Porter.—3.
The emergency was declared passed.

SB 544 was referred for engrossment.

GENERAL ORDER

SB 545 by Baldwin and Miller of the Sen-ate and Willis, et al, of the House was read and considered.

Senator Terrill moved to amend **SB 545**, page 1, line 5 by striking after the word

"sum of" and before the word "or" the words and figures "Thirty-Five Thousand Dollars (\$35,000.00)" substituting therefor the words and figures "Seventy Thousand Dollars (\$70,000.00)".

Senator Luton asked to be made a co-author of the Terrill amendment, which was the order.

The vote occurring on the Terrill-Luton amendment, it was declared failed of adoption.

Upon motion of Senator Baldwin, **SB 545** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 545**, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 545 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Nay: Keels, Nichols, Stipe.—3.

Excused: Birdsong, Findeiss, Porter.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley,

Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Nay: Keels, Nichols, Stipe.—3.

Excused: Birdsong, Findeiss, Porter.—3.

The emergency was declared passed.

SB 545 was referred for engrossment.

GENERAL ORDER

SB 553 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 553** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 553** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 553 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Birdsong, Findeiss, Holden, Porter, Stansberry.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short,

Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Birdsong, Findeiss, Holden, Porter, Stansberry.—5.

The emergency was declared passed.

SB 553 was referred for engrossment.

GENERAL ORDER

SB 554 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 554 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 554 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 554 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Birdsong, Findeiss, Graves, Holden, Martin, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley,

Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Birdsong, Findeiss, Graves, Holden, Martin, Porter.—6.

The emergency was declared passed.

SB 554 was referred for engrossment.

Senator Porter asked to be shown present, which was the order.

GENERAL ORDER

SB 559 by Baldwin, Miller, Garrison and Findeiss of the Senate and Willis, et al, of the House was read and considered.

Senators Terrill, Smalley, Massad, Hamilton, Field, Murphy, Gee and Atkinson asked to be made coauthors of SB 559, which was the order.

Upon motion of Senator Baldwin, SB 559 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 559 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 559 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—44.

Excused: Birdsong, Findeiss, Holden, Young.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckin-

ridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—44.

Excused: Birdsong, Findeiss, Holden, Young.—4.

The emergency was declared passed.

SB 559 was referred for engrossment.

GENERAL ORDER

SB 493 by Selman, Nichols, Smith, McSpadden, Garrison, Hargrave, Breckinridge, Garrett, Bradley, Keels, McGraw, Young, Boecher, Howard and Atkinson of the Senate and Miskelly et al, of the House was read and considered.

Senators Keels, Martin and Smith asked to be made coauthors of **SB 493**, which was the order.

Senator Hamilton moved to amend **SB 493**, page 2, line 11, by adding after the word "college" and before the word "providing" a semi-colon, which amendment was declared adopted.

Upon motion of Senator Selman, **SB 493**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Selman, **SB 493**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 493 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden,

Martin, Massey, Miller, Murphy, Nichols, Porter, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Baggett, Payne, Romang.—3.

Excused: Birdsong, Findeiss, Massad, Taliaferro.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Baggett, Payne, Romang.—3.

Excused: Birdsong, Findeiss, Massad, Taliaferro.—4.

The emergency was declared passed.

SB 493, as amended, was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

HB 1054 by Bengtson of the House was read and considered.

Senator Hamilton moved to amend **HB 1054**, page 2, line 10, by striking the word and figure "Five (5)" and substituting therefor the word and figure "Seven (7)", which amendment was declared adopted.

Senator Hamilton asked unanimous consent, which was granted, that the Title to **HB 1054** be amended to conform to the body of the Bill, which was the order.

Upon motion of Senator Breckinridge, **HB 1054**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, **HB 1054**, as amend-

ed, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1054 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Hargrave.—1.

Excused: Birdsong, Findeiss, Gee, Massey, Stansberry.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Nay: Hargrave.—1.

Excused: Birdsong, Findeiss, Massey, Stansberry.—4.

The emergency was declared passed.

HB 1054, as amended, was referred for engrossment.

RESOLUTIONS

By unanimous consent, upon request of President Pro Tempore McSpadden, the following Resolution was introduced, read at length, adopted upon his motion and ordered referred for enrollment:

SENATE RESOLUTION NO. 62—By McSpadden.

A RESOLUTION AUTHORIZING AND DIRECTING THE PRESIDENT PRO TEMPORE OF THE SENATE TO PROVIDE FOR THE ATTENDANCE OF THE OKLAHOMA MEMBER OF THE COUNCIL OF STATE GOVERNMENTS SOUTHERN ADVISORY COMMITTEE AT THE MEETINGS OF THE SOUTHERN CONFERENCE OF STATE GOVERNMENT COMMITTEES FOR 1968; AND AUTHORIZING REIMBURSEMENT FOR NECESSARY TRAVEL AND OTHER EXPENSE.

WHEREAS, the President Pro Tempore of the Senate and the Speaker of the House of Representatives have appointed Senator Phil Smalley as the Oklahoma member of the Council of State Governments Southern Conference Advisory Committee; and

WHEREAS, the said Advisory Committee has general responsibility for the management of the Conference and its interim activities between annual meetings; and

WHEREAS, the Southern Conference of State Governments conducts meetings of legislative interest and of value to the Legislature of Oklahoma during the interim and it is desirable that the Oklahoma member attend said meetings.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the President Pro Tempore of the Senate be and he is hereby directed to authorize Senator Phil Smalley to attend the committee meetings of the Southern Conference of The Council of State Governments.

SECTION 2. That Senator Phil Smalley be reimbursed for necessary travel and other expense for his attendance at such meetings, as provided for by Resolution of the Senate.

By unanimous consent, **SCR 35** by McClendon, Terrill, Grantham, Murphy, Bag-

gett, Berry, Boecher, Bradley, Breckinridge, Field, Findeiss, Hamilton, Holden, Massad, Massey, Miller, Stipe, Stansberry and Williams of the Senate and Abbott, et al, of the House was introduced and read as follows:

A Concurrent Resolution in memoriam of Dr. Oliver Hodge, outstanding citizen of Oklahoma; and directing distribution.

By unanimous consent, upon request of Senator McClendon, all other members of the Senate were made coauthors of the Resolution.

SCR 35, as coauthored, was read at length, adopted upon motion of Senator McClendon and ordered 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 Boecher that the Senate closed its doors and went into Executive Session.

*

The Senate reassembled in open session with Senator Payne presiding.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned as provided under the Rules, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 550—By Goodfellow, Patterson (Ruth), Thornhill, Witt, Patterson (Frank), Smith (E. W.), Mountford, Andrews, Bernard, Cox, Spearman, Grey, Trent, Wolfe (Stephen), Barr, Kamas, Hunter, Green, Musgrave, Ferguson, Townsend, Sandlin, Wolfe (Leland), Odom (V. H.), Tabor, McCune, Peterson, Cate, Sparkman, Clemons, Fine, Skeith, Sanguin, Vann, Bengtson, Hill, Sokolosky, Bickford, Watkins, Smith-ey, Raibourn, Harrison, Inhofe, Holaday, Fowler, Williams, Rushing, Miskelly, Briscoe, Ferrell, and Willis—A Concurrent Resolution memorializing the Congress of the United States to present to the various States for ratification a proposed amendment to Section 1, Article III of the Constitution of the United States to provide for limitations in the tenure of office of Judges of Federal Courts; and direct distribution.

HCR 551—By Skeith of the House and Stipe of the Senate—A Concurrent Resolution declaring the week of October 7, 1968 through October 12, 1968, "Indian Week" in Oklahoma.

Consideration of the above numbered **HCRs** was deferred for this day.

As provided under the Boecher motion, the Senate was declared adjourned to meet, as provided under the Rules, 10:00 a.m., tomorrow.

Eleventh Legislative Day

Thursday, January 18, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Miller, Murphy, Nichols, Payne, Por-ter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams, Young.—43.

Excused: Baggett, Birdsong, Hargrave, McClendon, Massey.—5.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein, by unanimous consent, upon request of Sen-ator Young:

Our Father, may Thy Name be honored by what we have done here this week. Our world is in such great need with war and rumors of wars and with wants and needs that it calls for Thy help as we do our best to meet the many challenges be-fore us. We think especially of the conflict in Viet Nam and in other places. Give our leaders wisdom as they deal with this and the many other problems on a local, na-tional and international level. Forgive us for hesitating and hiding when faced with a moral decision. Forgive us for thinking too much of narrow selfish interests in-stead of thinking of the needs of many.

Follow us through the coming days of our lives and desert us not in the time of our need and temptations. Give us the char-acter and the compassion and the con-cern as is befitting Christian people and may Thy Name be glorified in and through us. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Requesting that the Honorable Senate meet in Joint Session with the House of Representatives at 10:30 a.m., on Thurs-day, January 18, 1968, for the purpose of considering and adopting the Joint Rules.

Senator Smith moved that the Honorable House be advised that the Senate concurs in its request for a Joint Session at 10:30 today.

REQUESTS FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following persons and ordered re-ferred to the Committee on Committees and Rules:

Nathan T. Young, 1112 East Ash, El Reno, Oklahoma, representing the Broth-erhood of Locomotive Engineers.

J. T. "Jimmie" Lee, 3633 Northwest 53, Oklahoma City, Oklahoma, representing the Oklahoma Retail Grocers Association.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 980—By Derryberry, Bamberger, Mountford, Peterson, Cate, Thompson,

Patterson (Ruth), Connor, Hunter, Nigh and Wixson—An Act declaring the policy of the State of Oklahoma regarding ethical conduct of State officers and employees; establishing a Code of Ethics; defining terms; prohibiting specified acts of State officers and employees and of State agencies; creating the Oklahoma State Ethics Commission and granting it certain powers; providing for advisory opinions by Attorney General; providing penalties for violations; making provisions of Act severable; and declaring an emergency.

HB 1120—By Spearman, Bamberger, Clemons, Thompson, Cate, McCune and Hill—An Act relating to courts; amending 20 O. S. 1961, § 2; providing for Supreme Court Judicial Districts embracing and including designated counties; and declaring an emergency.

HJR 538—By Fine of the House and Hamilton of the Senate—A Resolution waiving the immunity of the State from liability for damages resulting from tortious Acts of its employees; waiving immunity of the State from suit, and authorizing suit, in the matter of the alleged wrongful death of Wayne Hardin; specifying procedure; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 451**—Coauthored by Briscoe and **SB 504**—Coauthored by Derryberry and Patterson (Frank).

The above numbered Bills were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 493, 507, 508, 511, 515, 516, 518, 519,

520, 521, 527, 528, 544, 545, 553, 554, 559, SCR 35 and HB 1054 each correctly engrossed.

SR 62 correctly enrolled.

Engrossed **SBs 493, 507, 508, 511, 515, 516, 518, 519, 520, 521, 527, 528, 544, 545, 553, 554, 559,** and **SCR 35** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SA** to and Engrossed **HB 1054**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SR 62** was properly signed and ordered transmitted 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 444—Governmental Affairs.

SJR 45—Governmental Affairs.

DO PASS, As Amended:

SB 452—Governmental Affairs.

SB 463—Governmental Affairs.

SB 467—Governmental Affairs.

SB 530—Judiciary.

SJR 43—Governmental Affairs.

SJR 49—Governmental Affairs.

HB 501—Roads, Highways and Public Safety.

HB 710—Judiciary.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 605—By Gee and Howard—An Act relating to animals; amending 4 O. S. 1961, § 135 to substitute “county sheriff” for “Justice of the Peace” in distraint of animals; amending 4 O. S. 1961, § 136 to provide appeals from sheriff’s assessment of damages in animal distraint proceeding shall be to the District Court; amending 4 O. S. 1961, § 141 to provide sheriff shall, in certain circumstances, appoint a fence viewer; providing that the phrase “Justice of the Peace” as used in 18 O. S. 1961, § 197, 19 O. S. 1961, § 331, and 41 O. S. 1961, § 29 be construed to mean the District Court or a judge thereof; and providing an effective date.

SB 606—By Payne—An Act relating to State Officers and employees; granting to successful bidder of State Employees Group Health Insurance plan the exclusive right to establish a group life insurance plan for State employees; providing for payroll deductions; directing codification, and declaring an emergency.

SB 607—By Terrill, Taliaferro, Bradley, Massad, McSpadden and Grantham—An Act relating to motor carriers; amending 47 O. S. 1961, §§ 161, 166 and 169, as amended by Sections 1, 2 and 4, Chapter 183, O. S. L. 1965 (47 O. S. Supp. 1967, §§ 161, 166 and 169); and 47 O. S. 1961, § 167, as last amended by Section 1, Chapter 203, O. S. L. 1967 (47 O. S. Supp. 1967, § 167), and 47 O. S. 1961, §§ 162, 163, 164, 165, 170, 171, 172, 176, 180, 180a, 180b, 180c, 180d, 180e, 180f, 180g, 180h, 180i, 180j, 180k, 180l, 180m, and Sections 2 and 3, Chapter 422, O. S. L. 1965 (47 O. S. Supp. 1967, §§ 177.2 and 177.3); repealing 47 O. S. 1961, §§ 174, 175, 176.1, 176.2, 176.3, 180n, and Section 1, Chapter 422, O. S. L. 1965 (47 O. S. Supp. 1967, § 177-1); stating intent and application; defining terms; providing for supervision and regulation of motor carriers by Corporation Commission; prescribing powers and duties of Cor-

poration Commission; providing for filing and approval of tariffs; making filed tariff schedules public records; providing for hearing of complaints; establishing the Motor Vehicle Act Enforcement Fund; prescribing fees; requiring certificates and permits; providing for suspension or revocation of same; providing for notice, hearing and appeal; prescribing procedure for assignment or transfer of permits or certificates; providing exceptions; requiring coverage for public liability and property damage; making violations of Act a misdemeanor and prescribing penalties; providing for prosecution; authorizing Corporation Commission to fine for contempt; providing for appointment of necessary personnel; providing for notice of cancellation or termination of insurance coverage; requiring devices for identification; providing for order directing return of identification devices; authorizing Corporation Commission to promulgate rules and regulations; providing for registration of motor vehicles; authorizing reciprocal compacts and agreements; prescribing duties of certain state and local officers; directing codification; repealing all laws or parts of laws in conflict herewith; making provisions of Act severable; and declaring an emergency.

SB 608—By Breckinridge—An Act relating to schools; amending 70 O. S. 1961, § 16-10(d); providing for the selection and adoption of textbooks; providing authority for local textbook committee to make own selection of textbooks; providing maximum amount to be expended; providing method of payment; and declaring an emergency.

SB 609—By Payne—An Act relating to State officers and employees; amending Section 14, Chapter 374, O. S. L. 1967 (74 O.S. Supp. 1967 § 1314); exempting certain officers and employees from the “State Employees Group Health Act”; making provisions of Act severable; and declaring an emergency.

SB 610—By Stipe—An Act relating to

motor vehicles; amending 47 O. S. 1961, § 22.4(b) (3); providing prefix letters used on automobile license plates be made smaller; and declaring an emergency.

Senator Payne Presiding.

SECOND READING

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

SB 602—Judiciary.

SB 603—Roads, Highways and Public Safety.

SB 604—Agriculture, Consumer Affairs and Wildlife.

HB 968—Judiciary.

HB 988—Judiciary.

HB 1033—Health, Welfare and Veterans' Affairs.

HB 1058—Agriculture, Consumer Affairs and Wildlife.

HB 1096—Governmental Affairs.

HB 1117—Judiciary.

HB 1118—Judiciary.

HB 1119—Judiciary.

GENERAL ORDER

SB 486 by Smith of the Senate was read and considered.

Upon motion of Senator Smith, **SB 486** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 486** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 486 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, Mc-

Graw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baggett, Birdsong, Hargrave, McClendon, Massey, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baggett, Birdsong, Hargrave, McClendon, Massey, Porter.—6.

The emergency was declared passed.

SB 486 was referred for engrossment.

GENERAL ORDER

SB 479 by Hamilton, Garrison, McGraw, Young, Ham, Short, Gee and Nichols of the Senate was read and considered.

Senators Berry, Grantham, Keels, Ferrell, and Luton asked to be made co-authors of **SB 479**, which was the order.

Upon motion of Senator Hamilton, **SB 479** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 479** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 479 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton,

Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Baggett, Birdsong, Hargrave, McClendon, Massey.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Baggett, Birdsong, Hargrave, McClendon, Massey.—5.

The emergency was declared passed.

SB 479 was referred for engrossment.

The hour of 10:30 a.m., having arrived, it was upon motion of Senator Boecher that the Senate recessed; and, preceded by its Officers, went in a Body to the House Chamber for the purpose of the Joint Session.

JOINT SESSION

The Senate and the Honorable House in the second Joint Session of the Second Session of the 31st Legislature was called to order by President Pro Tempore McSpadden.

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

Present: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols,

Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Baggett, Birdsong, Hargrave, McClendon, Massey.—5.

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

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

Present: Abbott, Allard, Andrews, Bamberger, Bean, Bengtson, Bernard, Bradley, Briscoe, Brown, Camp, Cate, Clemmons, Cole, Conaghan, Connor, Converse, Cox, Derryberry, Dickey, Doornbos, Fair, Ferguson, Finch, Fine, Ford, Fowler, Frix, Goodfellow, Green, Greenhaw, Harrison, Hatchett, Hesser, Holaday, Hopkins, Howard, Hunter, Hutchens (David), Hutchins (Walter), Inhofe, Johnson, Jones, Kamas, Lane, Levergood, McCune, Miskelly, Mountford, Musgrave, Nigh, Odom (Martin), Page, Patterson (Ruth), Peterson, Poulos, Raibourn, Rushing, Sandlin, Sanguin, Skeith, Smith (E. W.), Smith (Norman), Smith (Vondel), Smith, Sokolosky, Sparkman, Spearman, Taggart, Tarwater, Thompson, Thornhill, Townsend, Trent, Vann, Watkins, Williams, Williamson, Willis, Witt, Wixson, Wolf (Leland), Wolfe (Stephen), Mr. Speaker.—84.

Excused: Barr, Beauchamp, Bickford, Blankenship, Boren, Bynum, Dunn, Ferrell, Grey, Hargrave, Hill, Lawson, Odom (V. H.), Patterson (Frank), Tabor.—15.

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

The President Pro Tempore declared quorums of the Senate and the Honorable House present and the Joint Session properly assembled.

Invocation was by the Reverend H. R. Bowen, Pastor of the First Baptist Church, Grandfield, Oklahoma.

Representative Sanguin was recognized to explain the proposed Joint Rules of the

Senate and the Honorable House as shown in the Journal for the first legislative day, beginning on page 8 thereof.

Representative Sanguin moved to amend Rule 17 by striking the word "Business" in the subtitle and substituting therefor the word "Legislation" which amendment was declared adopted.

Representative Sanguin moved to amend Rule 17 by deleting the word "business" appearing in the first line thereof, which amendment was declared adopted.

Representative Sanguin moved to amend Rule 18 by deleting the last paragraph thereof, which amendment was declared adopted.

Representative Sanguin moved to amend Rule 19 by deleting the last paragraph thereof, which amendment was declared adopted.

Upon motion of Representative Sanguin, the Joint Rules of the Senate and the Honorable House, as amended, were declared adopted.

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

*

The Senate reassembled in its Chamber, with Senator Smith presiding.

Senator Baggett asked to be shown present, which was the order.

RESOLUTION

By unanimous consent, upon request of Senator Garrison, **SR 63** was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 63—By Garrison, Atkinson, Baggett, Berry, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Ferrell, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McClendon, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Taliaferro, Williams and Young.

A RESOLUTION COMMENDING THE HONORABLE CLEM R. McSPADDEN FOR HIS MANY ABILITIES AND ACHIEVEMENTS; CONGRATULATING HIM UPON BEING DESIGNATED BY THE INTERNATIONAL RODEO MANAGEMENT ASSOCIATION AS THE "RODEO MAN OF THE YEAR"; AND DIRECTING DISTRIBUTION.

WHEREAS, the Honorable Clem R. McSpadden is a man of many talents and unbounded interests; and

WHEREAS, his energy, vigor and spirit is such that he has reached the very pinnacle of success in everything that he has ever undertaken; and

WHEREAS, he has served the Great State of Oklahoma for many years as an esteemed member of the State Senate; and

WHEREAS, he has served the Senate in an unselfish and dedicated manner as President Pro Tempore; and

WHEREAS, Senator McSpadden has recently been designated by the International Rodeo Management Association as the "Rodeo Man of the Year"; and

WHEREAS, this designation was awarded to Senator McSpadden for his outstanding efforts in rodeo improvement in 1967; and

WHEREAS, he is a man who deserves and receives the respect and admiration of all who are fortunate enough to know him.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The State Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend the Honorable Clem R. McSpadden for his many talents, abilities and achievements, and does hereby congratulate him for having been designated by the International Rodeo Management Association as "The Rodeo Man of the Year".

SECTION 2. A duly authenticated copy

of this Resolution, after consideration and enrollment shall be prepared for and presented to the Honorable Clem R. McSpadden.

PENDING SENATE ACTION

HCR 550 by Goodfellow, et al, was taken up for consideration.

Senators McSpadden, Berrong, Dacus, Nichols, Martin, Gee, Keels, Hamilton, Ham, Horn, Field, Payne, Boecher, Miller, Garrison, Williams, and Terrill asked to be made coauthors of **HCR 550**, which was the order.

Senator McGraw moved to amend **HCR 550**, page 2, line 18, by striking the word and figure "six (6)" and substituting therefor the word and figure "ten (10)" which amendment was tabled upon motion of Senator Field.

Pursuant to Rule 13, **HCR 550** was read at length as follows, adopted upon motion of President Pro Tempore McSpadden, properly signed, and ordered returned to the Honorable House.

HCR 551 by Skeith, et al, of the House and Stipe of the Senate was taken up for consideration.

Senator Dacus asked to be made a co-author of **HCR 551**, which was the order.

HCR 551, as coauthored, was read at length, adopted upon motion of Senator Stipe, properly signed, and ordered returned to the Honorable House.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m. Monday, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration:

HCR 552—By Watkins, et al, of the House and Boecher of the Senate—A Concurrent Resolution requesting the State Board of Public Affairs to require all operators of concession stands in the State Capitol Building and in all State Office Buildings, selling soft drinks in containers, to sell bottled soft drinks and to prohibit the sale of soft drinks in cans.

Consideration of the above Resolution was deferred for this legislative day.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, January 22, 1968.

Twelfth Legislative Day

Monday, January 22, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, B e r r o n g, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

E x c u s e d: Berry, Findeiss, Garrett, Ham, Hamilton, McClendon, Porter.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain, The Reverend Monte L. Gravenstein, Pastor of Yale Avenue Christian Church, Tulsa, Oklahoma.

The Journal for the last legislative day was declared approved.

COMMUNICATIONS

Senator Dacus asked unanimous consent, which was granted, to have read and incorporated in the Journal the following communication:

Senator Byron Dacus,
401 North Washington St.
Hobart, Okla.

Dear Senator:

I wish to express thru you my deep and sincere appreciation to the Oklahoma State Senate, and especially to the sponsors, for the kind and thoughtful resolu-

tion they passed and sent to me upon the death of my wife.

This document will always remain one of my most cherished possessions.

Very Sincerely
James C. Styron
Maj. Gen. Okla. N G Ret.

ANNOUNCEMENTS

President Pro Tempore McSpadden announced the birth of Melissa Lea, 6 pound, 13 ounce daughter of the proud parents, Senator and Mrs. James E. Hamilton of Heavener, Oklahoma, born at 7:30 p.m., January 21, 1968, in the LeFlore County Hospital.

The President Pro Tempore asked unanimous consent that Melissa Lea be made Honorary President of the Senate for this legislative day, and that such request be incorporated in the Journal, which was the order.

President Pro Tempore McSpadden advised the Senate of the high honor bestowed upon Senator Baldwin, chosen as "Anadarko's Outstanding Citizen of 1967", and of his outstanding service in the Oklahoma State Legislature, covering a period of over twenty years, following which Senator Baldwin was given a standing ovation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 479 and 486 each correctly engrossed.

SBs 451 and 504 and SR 63 each correctly enrolled.

Engrossed SBs 479 and 486 were prop-

erly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 451 and 504** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 63** was properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 971—By Sparkman—An Act relating to schools; making an appropriation to the State Board of Education for school textbook program; providing that State Board of Education shall appoint and fix duties of officials and employees; providing lapse date; and declaring an emergency.

HB 1069—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Secretary of the State Election Board and making an appropriation thereto; stating the purpose; fixing the salary of the Secretary of the State Election Board; providing for the employment and compensation of necessary personnel; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

HB 1076—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Public Employees Retirement Fund and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

HB 1079—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Office of the Banking Department and making an appropriation thereto; providing that the Bank Commissioner shall fix the duties and compensation of employees; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 1128—By Willis, Miskelly and Townsend of the House and Baldwin and Miller of the Senate—An Act relating to the Water Resources Board and making an appropriation thereto; providing board shall fix the duties and compensation of employees; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 1130—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Educational Television Authority and making an appropriation thereto; stating the purpose; providing lapse date; repealing all acts in conflict herewith; and declaring an emergency.

HB 1132—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Office of the Superior Courts and making appropriation thereto; providing that the Superior Court Judges shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 1133—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Office of the District Courts and making an appropriation thereto; providing that the District Court Judges shall fix the duties and compensations of employees within certain limitations; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 1137—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Department of Corrections; amending Section 22 of Chapter 261, O. S. L. 1967 (57 O. S. Supp. 1967, § 522); providing expenditures from the Department of Corrections Fund shall be in accordance with appropriations therefrom by the legislature; fixing effective date of act; and declaring an emergency.

The above numbered HBs were read for the first time.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 611—By Boecher of the Senate and Watkins of the House—An Act relating to Oil and Gas; amending 52 O. S. 1961, § 5; authorizing Corporation Commission to promulgate and enforce rules and regulations governing safety in construction, maintenance and operation of natural gas pipe lines; providing for assessment of costs; providing additional personnel for Corporation Commission; validating presently adopted rules and regulations; authorizing cooperation with other agencies of government, state and federal; repealing 52 O. S. 1961, § 6, and all other laws in conflict; making provisions of Act severable; and declaring an emergency.

SB 612—By Gee of the Senate and Thompson of the House—An act relating to elections in cities and towns; amending 11 O. S. 1961, §§ 23c and 1281; providing for election of certain city and town officers at specified times and fixing their respective terms of office; providing that any action pending in a justice of the peace court at the effective date of this Act shall be transferred to the District Court in the county; providing an effective date; providing for codification; and repealing 39 O. S. 1961, §§ 1 through 374, 421 through 527, 531 through 613, 28 O. S. 1961, §§ 51, 52, 53 and 104, 12 O. S. 1961, §§ 491, 492, 973, 981, 982 and 986, 21 O. S. 1961, §§ 558, 560 and 561, and 11 O. S. 1961, §§ 1102 and 1286.

SECOND READING

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

SB 605—Judiciary.

SB 606—Business, Industry and Labor Relations.

SB 607—Governmental Affairs.

SB 608—Education.

SB 609—Business, Industry and Labor Relations.

SB 610—Roads, Highways and Public Safety.

HB 980—Judiciary.

HB 1120—Judiciary.

HJR 538—Judiciary.

GENERAL ORDER

SB 503 by Massad, McSpadden, Boecher and Young was read and considered.

Senator Dacus asked to be made a co-author of **SB 503**, which was the order.

Senator Massad moved to amend **SB 503**, page 4, line 9, by striking the word "less" and substituting therefor the word "greater" which amendment was declared adopted.

Upon motion of Senator Massad, **SB 503**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, **SB 503**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 503 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Boecher, Breckinridge, Dacus, Ferrell, Garrison, Gee, Graves, Hargrave, Holden, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Smith, Young.—20.

Nay: Baggett, Baldwin, Berrong, Birdsong, Bradley, Field, Grantham, Horn, Howard, Keels, Luton, McGraw, Nichols, Selman, Short, Smalley, Stansberry, Stipe, Terrill, Williams.—20.

Excused: Berry, Findeiss, Garrett,

Ham, Hamilton, McClendon, Porter, Taliaferro.—8.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Massad moved that the vote be reconsidered by which **SB 503**, as amended, failed of passage.

Senator Baggett asked unanimous consent, which was granted, that the Rules be suspended for the immediate consideration of the Massad motion to reconsider the vote by which **SB 503**, as amended, failed of passage.

The vote occurring upon the Massad motion to reconsider the vote by which **SB 503**, as amended, failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excuse d: Berry, Findeiss, Garrett, Ham, Hamilton, McClendon, McGraw, Porter.—8.

THIRD READING

Upon motion of Senator Massad, the vote was reconsidered by which **SB 503**, as amended, was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Massad, the vote was reconsidered by which **SB 503** was advanced to engrossment.

GENERAL ORDER

Senator Massad moved to reconsider the vote by which his amendment to **SB 503**, page 4, line 9, was adopted, which motion was declared adopted.

Senator Massad asked unanimous con-

sent that his amendment be withdrawn, which was the order.

Upon motion of Senator Massad, **SB 503** was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, **SB 503** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 503 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—40.

Excuse d: Berry, Findeiss, Garrett, Ham, Hamilton, McClendon, Porter, Williams.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excuse d: Berry, Findeiss, Garrett, Ham, Hamilton, McClendon, Porter.—7.

The emergency was declared passed.

SB 503 was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SB 468 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senator Stipe moved to amend SB 468, page 2, line 15, by striking the words and figures "Twenty-five Dollars (\$25.00)" and substituting therefor the words and figures "One Hundred Dollars (\$100.00)" which amendment was declared adopted.

Senator Findeiss asked to be shown present, which was the order.

Senator Young, moved to amend SB 468, page 2, line 16, by striking the period following the figure "(\$100.00)" and adding the language "\$25.00 if the license does not have over \$100,000 gross sales and if the gross sales exceed \$100,000 said license fees shall be fixed at \$5.00 per \$25,000 all over \$100,000 gross sales but in no event shall said license fee exceed \$150.00" which amendment was tabled upon motion of Senator Romang.

President Pro Tempore McSpadden presiding.

Senator Williams moved to amend SB 468, page 4, line 6, by striking the words "which do not" and by striking all of lines 7 and 8, which amendment was declared adopted.

Senator Baggett moved to amend SB 468, page 6, line 5, by substituting the word "less" for the word "greater" and on line 6, page 6, by striking the period and adding the words "nor more than One Hundred Dollars (\$100.00)." which amendment was declared adopted.

Senator Baggett moved to amend SB 468, page 6, line 17, by substituting the word "less" for the word "greater" and on line 18, page 6, by striking the period and adding the words "nor more than One Hundred Dollars (\$100.00)," which amendment was declared adopted.

Senator McGraw moved to amend SB 468, page 5, line 7, by striking the words and figures (One Hundred Dollars (\$100.00))" and substituting therefor the words

and figures "Five Hundred Dollars (\$500.00)" which amendment was declared adopted.

Upon motion of Senator Williams, SB 468, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, SB 468, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 468 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Gran-tham, Graves, Ham, Hargrave, Holden, Horn, Howard, McGraw, McSpadden, Mar-tin, Murphy, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams.—31.

Nay: Birdsong, Dacus, Field, Keels, Lu-ton, Massad, Massey, Miller, Nichols, Payne, Young.—11.

Excused: Berry, Garrett, Hamilton, Mc-Clendon, Porter, Smalley.—6.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Ro-mang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Dacus, Keels, Massad, Massey, Nichols, Payne.—6.

Excused: Berry, Garrett, Hamilton, Mc-Clendon, Porter, Smalley.—6.

The emergency was declared passed.

SB 468, as amended, was referred for engrossment.

Senator Payne Presiding.

GENERAL ORDER

SB 530 by Graves and Garrison was read and considered.

Senator Graves moved to amend **SB 530**, page 2, line 7, by striking the language on line 7, and substituting therefor the words "day of actual travel" which amendment was tabled upon motion of Senator Young upon a roll call as follows:

Aye: Berrong, Birdsong, Bradley, Breckinridge, Findeiss, Gee, Grantham, Ham, Howard, Keels, Luton, McGraw, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smith, Stipe, Terrill, Williams, Young.—24.

Nay: Atkinson, Baggett, Baldwin, Boecher, Dacus, Ferrell, Field, Garrison, Graves, Hargrave, Holden, Horn, McSpadden, Martin, Murphy, Payne, Taliaferro.—17.

Excused: Berry, Garrett, Hamilton, McClendon, Porter, Smalley, Stansberry.—7.

Senator Murphy moved to amend **SB 530**, page 2, line 4, by inserting after the word "travel" and before the word "in" the words "outside the corporate limits of the municipality where the court meets" which amendment was declared adopted.

Upon motion of Senator Graves, **SB 530**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **SB 530**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 530 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, McGraw, McSpadden, Murphy, Payne, Romang,

Smith, Taliaferro, Terrill, Williams, Young.—26.

Nay: Baggett, Berrong, Birdsong, Ham, Howard, Keels, Luton, Martin, Massey, Miller, Nichols, Selman, Short, Stipe.—14.

Excused: Berry, Garrett, Hamilton, McClendon, Massad, Porter, Smalley, Stansberry.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—33.

Nay: Baggett, Birdsong, Ham, Keels, Massey, Nichols, Stipe.—7.

Excused: Berry, Garrett, Hamilton, McClendon, Massad, Porter, Smalley, Stansberry.—8.

The emergency was declared passed.

SB 530, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Stipe moved that the vote be reconsidered by which **SB 530**, as amended, passed.

GENERAL ORDER

SB 485 by Baldwin and Breckinridge was read and considered.

Senator Murphy asked to be made a co-author of **SB 485**, which was the order.

Upon motion of Senator Baldwin, **SB 485** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 485** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 485 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Mas-sey, Miller, Murphy, Nichols, Payne, Ro-mang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Berry, Garrett, Hamilton, Mc-Clendon, Massad, Porter, Stansberry.—7.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Mas-sey, Miller, Murphy, Nichols, Payne, Ro-mang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Berry, Garrett, Hamilton, Mc-Clendon, Massad, Porter, Stansberry.—7.

The emergency was declared passed.

SB 485 was referred for engrossment.

BILL RE-REFERRED

Senator Short asked unanimous consent that **SB 453** be ordered withdrawn from

the Calendar and re-referred to the Com-mittee on Governmental Affairs, 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 Boecher that the Senate closed its doors and went into Executive Session.

*

The Senate reassembled in open session with Senator Payne presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Baggett, seconded by Senators Dacus and Garrison, advised and consented to the confirmation of the executive nomination of CLARENCE DE-WEES, of Oklahoma City, as Chairman, Oklahoma Tax Commission, to serve a six (6) year term ending 2nd Monday, Janu-ary, 1973, and effective upon Senate con-firmation. Mr. DeWees succeeds Commis-sioner Dunn.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which was the order.

MESSAGES FROM HOUSE

Advising fourth reading of and return-ing Enrolled **SBs 451** and **504**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

As provided under the Boecher motion, the Senate was declared adjourned to meet at 10:00 a.m., tomorrow.

Thirteenth Legislative Day

Tuesday, January 23, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Breckinridge, Findeiss, Garrett, McClendon, Porter.—5.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE FROM GOVERNOR

Advising approval by him, January 22, 1968, of Enrolled SB 451 entitled:

SB 451—By McSpadden and Smith of the Senate and Briscoe of the House.

AN ACT RELATING TO THE J. M. DAVIS MEMORIAL COMMISSION; PROVIDING FOR THE CONTINUATION AND REAPPROPRIATION OF CERTAIN FUNDS; STATING THE PURPOSE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; PROVIDING LAPSE DATE; AND DECLARING AN EMERGENCY.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 35—Coauthored by entire House membership.

The above numbered Resolution was referred for enrollment.

BILL RE-REFERRED

Senator Bradley asked unanimous consent that SB 607 be ordered withdrawn from the Committee on Governmental Affairs and re-referred to the Committee on Roads, Highways and Public Safety, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 485 and 503 each correctly engrossed.

Engrossed **SBs 485 and 503** were 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 454—Business, Industry and Labor Relations.

SB 472—Agriculture, Consumer Affairs and Wildlife.

SB 492—Agriculture, Consumer Affairs and Wildlife.

SB 547—Appropriations and Budget.

SB 558—Appropriations and Budget.

SB 563—Business, Industry and Labor Relations.

HB 655—Agriculture, Consumer Affairs and Wildlife.

HB 1056—Appropriations and Budget—Coauthored by Miller and Baldwin.

HB 1058—Agriculture, Consumer Affairs and Wildlife.

HB 1083—Appropriations and Budget.

DO PASS, As Amended:

SB 461—Judiciary.

SB 526—Appropriations and Budget.

SJR 22—Business, Industry and Labor Relations.

RESOLUTIONS

SR 64 by Senator Smith, was introduced, read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 64—By Smith.

A RESOLUTION PROVIDING FOR PAYMENT OF NECESSARY EXPENSES OF COMMITTEES, DELEGATIONS AND INDIVIDUALS TRAVELING TO AND FROM POINTS OUTSIDE THE STATE OF OKLAHOMA, ON TRIPS AUTHORIZED BY THE SENATE OF THE STATE OF OKLAHOMA.

WHEREAS, during the Second Session of the Thirty-first Session of the Oklahoma Legislature certain committees, delegations and individual members of the Senate may be required to make certain trips to points outside the State of Oklahoma; and

WHEREAS, it is deemed necessary and proper that a uniform rate of payment of mileage and expenses of such trips be fixed.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA STATE LEGISLATURE:

SECTION 1. That each Member of the Senate who travels to and from any point outside the State of Oklahoma, under authority of the Senate, whether as a mem-

ber of a committee, delegation or individually, shall be paid, out of the funds appropriated for the Senate, the sum of Twenty-five Dollars (\$25.00) per day for necessary expenses, and an additional sum for first class transportation.

SCR 36 by Field and Garrison of the Senate and Grey of the House was introduced and read as follows:

A Concurrent Resolution taking notice of the passing of Henry C. Hitch, Sr.; commemorating his useful and dedicated life; expressing the sympathy of the Oklahoma Legislature to the bereaved family; and directing distribution.

By unanimous consent, upon request of Senator Field, all other members of the Senate were made coauthors of the Resolution.

SCR 36, as coauthored, was read at length, adopted upon motion of Senator Field and ordered referred for engrossment.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 613—By Young—An Act relating to cities and towns; amending 11 O. S. 1961, § 54lk, as amended by Section 1, Chapter 90 O. S. L. 1967, (11 O. S. Supp. 1967, § 54lk); providing for service pension to policemen; providing eligibility and amount; providing certain credit for employment by sheriff's office; providing applicant claiming credit shall make application by certain date; providing payment to widows and children; providing return of contributions; providing increases and decreases based on salaries; and declaring an emergency.

SB 614—By Gee—An Act relating to waters and water rights; amending Section 18, Chapter 266, O. S. L. 1963 (82 O. S.

Supp. 1967, § 1318); providing for dissolution of rural water districts; and declaring an emergency.

SB 615—By Murphy—An Act relating to motor vehicles; amending 47 O. S. 1961, § 1-142; defining terms “park, parking, and public parking lot”; and declaring an emergency.

SB 616—By Murphy—An Act relating to public lands; amending Section 2, Chapter 90, O. S. L. 1963, as amended by Section 1, Chapter 402, O. S. L. 1065 (64 O. S. Supp. 1967 § 52); providing rules and regulations for investment of permanent school funds and other educational funds in farm mortgages by the Commissioners of the Land Office; and declaring an emergency.

SB 617—By Luton and Garrett—An Act relating to liens; amending Sections 1 and 2, Chapter 58, O. S. L. 1965 (42 O. S. Supp. 1967, § 152 and 153); making the proceeds of any building or remodeling contract, or from sale of real estate under warranty deed, or by reason of mortgage given for purpose of construction or remodeling, trust funds for payment of lienable claims due and owing; providing for manner of disbursement of such funds; and declaring an emergency.

SB 618—By Miller of the Senate and Cox of the House—An Act relating to the Office of the Adjutant General and making an appropriation thereto; stating the purpose; providing that the appropriation shall be non-fiscal; making provisions of the Act severable; and declaring an emergency.

SECOND READING

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

SB 611—Business, Industry and Labor Relations.

SB 612—Judiciary.

HB 971—Appropriations and Budget.

HB 1069—Appropriations and Budget.

HB 1076—Appropriations and Budget.

HB 1079—Appropriations and Budget.

HB 1128—Appropriations and Budget.

HB 1130—Appropriations and Budget.

HB 1132—Appropriations and Budget.

HB 1133—Appropriations and Budget.

HB 1137—Appropriations and Budget.

Senator Baldwin presiding.

GENERAL ORDER

HB 759 by Smith (Norman) of the House and Graves of the Senate was read and considered.

Upon motion of Senator Graves, **HB 759** was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **HB 759** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 759 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—34.

Nay: Baggett, Hamilton, Keels, Massad, Short, Smalley, Young.—7.

Excused: Breckinridge, Findeiss, Garrett, McClendon, McGraw, Massey, Porter—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Luton, McSpadden, Martin, Mil-

ler, Murphy, Nichols, Payne, Romang, Selman, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—34.

Nay: Baggett, Hamilton, Keels, Massad, Short, Smalley, Young.—7.

Excused: Breckinridge, Findeiss, Garrett, McClendon, McGraw, Massey, Porter—7.

The emergency was declared passed.

HB 759, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Baggett moved that the vote be reconsidered by which **HB 759** passed.

GENERAL ORDER

SB 487 by Smith and Hargrave was read and considered.

Senator Murphy asked to be made a coauthor of **SB 487**, which was the order.

As provided under Rule 9-f, upon request of Senator Smith, Representative Bamberger was added as the House Author of **SB 487**.

Upon motion of Senator Smith, **SB 487** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 487** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 487 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—37.

Nay: Baldwin, Boecher, Short, Stansberry, Williams.—5.

Excused: Breckinridge, Findeiss, Garrett, McClendon, Payne, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—37.

Nay: Baldwin, Boecher, Short, Stansberry, Williams.—5.

Excused: Breckinridge, Findeiss, Garrett, McClendon, Payne, Porter.—6.

The emergency was declared passed.

SB 487 was referred for engrossment.

GENERAL ORDER

SB 488 by Birdsong, Smith and Hargrave was read and considered.

Senator Hamilton moved to amend **SB 488**, page 1, line 4, by adding after the word "necessary" and before the word "in" the words "as determined by the court" which amendment was declared adopted.

Upon motion of Senator Birdsong, **SB 488**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SB 488** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 488 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Mil-

ler, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baggett, Breckinridge, Findeiss, Garrett, McClendon, Porter, Short.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baggett, Breckinridge, Findeiss, Garrett, McClendon, Porter.—6.

The emergency was declared passed.

SB 488, as amended, was referred for engrossment.

GENERAL ORDER

SJR 49 by Garrison, Williams and Short of the Senate and Connor, et al, of the House was read and considered.

Upon motion of Senator Garrison, SJR 49 was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, SJR 49 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 49 was read for the third time at length, as follows:

SJR 49, As Amended—By Garrison, Williams and Short of the Senate and Connor, 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 TO SECTION 10 OF AR-

TICLE XXIII OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; PROHIBITING THE CHANGE IN SALARY OR EMOLUMENTS OF ELECTED PUBLIC OFFICIALS DURING THEIR TERM OF OFFICE, OR THE EXTENDING OF THEIR TERM OF OFFICE; PROVIDING FOR BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SECOND SESSION OF THE THIRTY-FIRST 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 10 of Article XXIII of the Constitution of the State of Oklahoma:

§ 10. Except wherein otherwise provided in this Constitution, in no case shall the salary or emoluments of any [public] ELECTIVE official be changed after his election or appointment, or during his term of office, unless by operation of law enacted prior to such election or appointment; nor shall the term of any public official be extended beyond the period for which he was elected or appointed: provided, That all officers within this State shall continue to perform the duties of their offices until their successors shall be duly qualified.

SECTION 2. The ballot title for the proposed Constitutional Amendment set forth in Section 1 of this Resolution 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 prohibiting a change in salary or emoluments of elected Public officials during their term of office, or the extending of their

term of office beyond the term for which they were elected or appointed be approved by the people?

☐ YES

SHALL THE PROPOSED
AMENDMENT BE APPROVED

☐ NO

SECTION 3. The President Pro Tempore of the Senate shall immediately after the effective date of this resolution, prepare and file one (1) copy thereof, including said ballot title, with the Secretary of State and one (1) copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next ensuing statewide 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 Oklahoma for their approval or rejection as and in the manner provided by law.

On the question of the passage of Resolution, the roll call was as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Keels, Smalley, Stipe.—3.

Excused: Breckinridge, Field, Findeiss, Garrett, McClendon, Porter.—6.

The Resolution was declared passed.

The question being, "Shall **SJR 49**, by Garrison, Williams and Short of the Senate and Connor, et al, of the House entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article XXIII of the Constitution of the State of Okla-

homa; prohibiting the change in salary or emoluments of elected public officials during their term of office or the extending of their term of office; providing for 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 of Oklahoma on the date of the next ensuing statewide primary election as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing statewide primary election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Berrong, Breckinridge, Findeiss, Garrett, McClendon, Porter.—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.

SJR 49 was ordered referred for engrossment.

GENERAL ORDER

SB 463 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senator Selman moved to amend **SB 463**, page 5, line 8, by inserting after the word "person" and before the word "to" the words "or company" which amendment was declared adopted.

Upon motion of Senator Williams, **SB 463**, was amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **SB 463**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 463 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Nay: Baldwin, McSpadden.—2.

Excused: Breckinridge, Findeiss, Garrett, McClendon, Porter.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Fer-

rell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Nay: Baldwin, McSpadden.—2.

Excused: Breckinridge, Findeiss, Garrett, McClendon, Porter.—5.

The emergency was declared passed.

SB 463, as amended, was referred for engrossment.

PENDING SENATE ACTION

HCR 552 was called up for consideration.

Senator Payne asked to be made a co-author of **HCR 552**, which was the order.

Following discussion, Senator Young asked that further consideration of **HCR 552** be deferred until some future legislative day, which was the order.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned as provided under the Rules, which motion was declared adopted.

As provided under the Boecher motion, the Senate was declared adjourned to meet, as provided under the Rules, 10:00 a.m., tomorrow.

Fourteenth Legislative Day

Wednesday, January 24, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Garrett, McClendon, Porter.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, the Reverend W. L. McEver, Pastor of the First Christian Church, Oklahoma City, Oklahoma, and is incorporated herein by unanimous consent upon request of Senator Massad, joined by President Pro Tempore McSpadden:

Dear God, our only Sovereign, with whom the first shall be last and the last first, who has often put down the mighty from their thrones and exalted those of low degree. Renew our awareness as we resume these proceedings in this Hall of State, that we all stand under Thy inscrutable judgment. We pray for the grandeur of Thy eternity in the midst of our daily grind, for the insights of human kindness along with the toughness of the

law and a clear vision of that divine brotherhood which must yet replace man's inhumanity to man.

Dear Father, help these good men this day to let justice roll down like waters and righteousness as a mighty stream. Give them the integrity to walk with kings nor lose the common touch, the genuineness to face political conflict and remain Christian statesmen, and the humility to remember that all human deliberations are witnessed and reviewed by Thee, our final Judge. In the name of Thy Son who voted with his life. Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Committees and Rules:

Roger H. Swan, 1924 N.W. 56th Street, Oklahoma City, Oklahoma, representing the Christian Science Churches in Oklahoma.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1004—By Connor, Hunter, Green and Thompson of the House and Garrison and Williams of the Senate—An Act relating to the Bureau of Investigation; amending 63 O. S. 1961, § 466. (b), as amended by Section 1, Chapter 324, O. S. L. 1963; repealing 63 O. S. 1961, § 467, as amended by Section 2, Chapter 324, O. S. L. 1963;

abolishing the Division of Regulated Drug Enforcement; and declaring an emergency.

HB 1011—By Connor, Hunter and Green of the House and Garrison and Williams of the Senate—An Act relating to delinquent children; prohibiting commitments of delinquent children to particular institutions; providing for commitments of delinquent children to the Department of Public Welfare; repealing conflicting laws; fixing effective date of Act; and declaring an emergency.

HB 1040—By Sanguin, Wixson, Bean, Briscoe and Connor of the House and Gee of the Senate—An Act relating to electronic data processing; creating within the State Board of Public Affairs the Division of Information and Management Services; providing for personnel; providing for authority and duties; authorizing the promulgation of rules and regulations; providing for the centralization of the State's electronic data processing activities; authorizing State Board of Public Affairs to enter into agreements and contracts for lease or purchase of equipment; providing for assessment of costs; providing for the establishment of the "State Information and Management Services Revolving Fund" and expenditures therefrom; directing codification; providing for exemptions from provisions of Act; making provisions of Act severable; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE 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.

COMMITTEE REPORTS

The following Bills were reported by the Committees named, ordered printed and

placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 462—Education.

SB 568—Education.

SB 571—Business, Industry and Labor Relations.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 463, 468, 487, 488, SJR 49 and SCR 36 each correctly engrossed.

SCR 35 and SR 64 each correctly enrolled.

Engrossed **SBs 463, 468, 487, 488, SJR 49, and SCR 36** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 35** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 64** was properly signed and ordered transmitted to the Secretary of State.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 619—By Howard and Keels of the Senate—An Act relating to the licensing and registration of mobile homes and house trailers and to the Vehicle Excise Tax levied on the transfer of same; defining meaning of "manufacturer's factory delivered price" of same for licensing, registration, and Vehicle Excise Tax purposes; amending 47 O. S. 1961, Section 22.5d, Subsection (c) providing for appointment of the License and Registration Fees of House Trailers and Mobile Homes; and declaring an emergency.

SB 620—By Williams of the Senate and Harrison and Kamas of the House—An Act

relating to the Commissioners of the Land Office; amending Section 1, Chapter 90, O. S. L. 1963 and Section 2, Chapter 90, O. S. L. 1963, as amended by Section 1, Chapter 402, O. S. L. 1965 (64 O. S. Supp. 1967, § § 51 and 52); providing for investment of Permanent School Funds and other educational funds; prescribing maximum loan and interest rate; providing rules and regulations for the investment of such funds in farm mortgages; and declaring an emergency.

SB 621 — By Williams, Boecher and Field of the Senate and Harrison and Kamas of the House—An Act relating to game and fish; amending 29 O. S. 1961, § 520, as amended by Section 1, Chapter 34, O. S. L. 1963 (29 O. S. Supp. 1967, § 520); providing powers of Game and Fish Commission regarding open season and bag limit under certain conditions; providing exception to open season on quail; providing exemptions for licenses under certain conditions; providing that this Act shall not revise, amend or repeal 29 O. S. 1961, § 305; and declaring an emergency.

SB 622—By Williams and Harrison—An Act providing that the Commissioners of the Land Office may require guaranty of title or title insurance in connection with loans from the Trust Funds under their jurisdiction and control, and declaring an emergency.

SB 623—By Smith—An Act relating to Workmen's Compensation; amending 85 O. S. 1961, § 14; providing for medical attention for injured workman; providing for payment of medical expenses incurred prior to death of injured workman; making provisions of Act severable; and declaring an emergency.

SB 624—By Garrison of the Senate and Connor of the House—An Act relating to schools; amending 70 O. S. 1961, § 2B-2; providing for preservation of books, papers and reports of the State Superintendent of Public Instruction; providing for office; prescribing salary; repealing 70 O.

S. 1961, § 2B-4; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

SB 625—By Garrison and Baldwin of the Senate and Townsend of the House—An Act relating to disposition of unclaimed property; amending Section 20, Chapter 107, O. S. L. 1967, (60 O. S. Supp. 1967, § 670); providing for the clarification, strengthening and improving the administration thereof; changing the provisions relating to fixing amount of necessary reserve and dispositions of fund by Unclaimed Property Board; and declaring an emergency.

SB 626—By Gee—An Act relating to opinions of the Court of Criminal Appeals; providing opinions of said court shall be in such form as the court shall specify; providing that a decision be filed prior to issuance of mandate; directing codification; repealing 20 O. S. 1961, § § 34 and 47; and declaring an emergency.

SB 627—By Gee—An Act relating to civil procedure; providing that the right of appeal to the Supreme Court shall not be on condition that a motion for new trial be filed in the Trial Court; providing exemptions; repealing 12 O. S. 1961, § 623; providing for codification; and declaring an emergency.

SB 628—By Gee and Howard—An Act relating to juries; amending 22 O. S. 1961, § 601; providing constituency of juries in criminal cases; providing constituency of juries in civil actions; providing for codification; and providing for an effective date.

SB 629—By Hamilton—An Act relating to certain public employees; amending Section 11, Chapter 50, O. S. L. 1963, (74 O. S. Supp. 1967, § 911); providing former employee of a participating employer eligible for equivalent retirement benefits of Oklahoma Public Employees Retirement System under certain conditions; and declaring an emergency.

SB 630—By Birdsong—An Act relating to motor vehicles; amending 47 O. S. 1961,

§ 10-108; requiring a written report to be forwarded to the Department of Public Safety after an accident with property damage in excess of One Hundred Dollars; and declaring an emergency.

SB 631—By Birdsong—An Act relating to Collection Agencies; defining terms; providing exceptions; providing application and examination; providing license obtained from Oklahoma Tax Commission; providing Oklahoma Tax Commission fix and determine license fee, rules, regulations and other procedure in connection therewith; providing for destruction of files under certain conditions; providing penalty for violation; providing ordinances, rules and regulations passed by cities and towns concerning Collection Agencies be consistent with this Act; providing manner of collecting claims; providing severability; and declaring an emergency.

SB 632—By Hamilton—An Act relating to wildlife; amending 29 O. S. 1961, § 821, to provide no license shall be required to engage in the commercial production of fish or minnows, nor the transportation thereof to a place of business owned or operated by the producer where the production thereof is in impoundments constructed by the producer or his assignor upon land owned or leased by him; providing any owner or lessee of land engaged in raising minnows, fish, frogs, and other water specie for commercial purposes shall not be restricted in method whereby the same are caught on land owned or leased by him; repealing conflicting laws; and declaring an emergency.

SB 633—By Hamilton—An Act relating to wildlife; amending 29 O. S. 1961, § 236, to provide no license shall be required to engage in the commercial production of fish or minnows, nor the transportation thereof to a place of business owned or operated by the producer where the production thereof is in impoundments constructed by the producer or his assignor

upon land owned or leased by him; providing any owner or lessee of land engaged in raising minnows, fish, frogs, and other water specie for commercial purposes shall not be restricted in method whereby the same are caught on land owned or leased by him; repealing conflicting laws; and declaring an emergency.

SECOND READING

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

SB 613—Business, Industry and Labor Relations.

SB 614—Judiciary—Then to Agriculture, Consumer Affairs and Wildlife.

SB 615—Conservation and Economic Development.

SB 616—Conservation and Economic Development.

SB 617—Business, Industry and Labor Relations.

SB 618—Appropriations and Budget.

GENERAL ORDER

SB 491 by Selman was read and considered.

Senator Berry asked to be made a co-author of **SB 491**, which was the order.

Senator Baggett moved to amend **SB 491**, page 2, lines 1 through 8, by striking Section 1, renumbering the remaining sections accordingly, and by amending the title to conform thereto, which amendment was tabled upon motion of Senator Selman.

Senator Findeiss moved to amend **SB 491**, page 24, line 16, by deleting the word "insured" which amendment was declared adopted.

Senator Baggett moved to amend **SB 491**, page 32, line 18, through line 2 on page 33, by striking all of Section 20, renumbering the succeeding sections, and amending the title to conform thereto.

Senator Selman moved to table the Baggett amendment, which motion was declared failed of adoption.

The vote occurring upon the Baggett amendment, it was declared adopted.

Senator Stipe moved that **SB 491** be ordered withdrawn from the Calendar and re-referred to the Committee on Business, Industry and Labor Relations, which motion, by unanimous consent, he withdrew.

Senator Baggett moved to amend **SB 491**, beginning on page 27, line 14, through line 1 on page 29, by striking all of Section 17, renumbering the succeeding sections accordingly, and by amending the title to conform thereto.

Senator Selman moved to table the Baggett amendment, which motion was declared failed of adoption.

The vote occurring upon the Baggett amendment, it was declared adopted.

Upon motion of Senator Selman, **SB 491**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Selman, **SB 491**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 491 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—36.

Nay: Keels, Massad, Payne, Taliaferro, Terrill, Young.—6.

Excused: Baggett, Garrett, Holden, McClendon, Porter, Stipe.—6.

The bill was declared passed.

On the question of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—36.

Nay: Keels, Massad, Payne, Taliaferro, Terrill, Young.—6.

Excused: Baggett, Garrett, Holden, McClendon, Porter, Stipe.—6.

The emergency was declared passed.

SB 491 as amended, was referred for engrossment.

GENERAL ORDER

Senator Baldwin asked unanimous consent that **SB 526** be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget for corrections, which was the order.

HB 1056 by Odom (Martin) of the House and Miller and Baldwin of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1056** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1056** was placed upon third reading and final passage.

THIRD READING

HB 1056 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Garrett, Graves, Holden, McClendon, Porter.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Garrett, Graves, Holden, McClendon, Porter.—5.

The emergency was declared passed.

HB 1056 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1083 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1083 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1083 was placed upon third reading and final passage.

THIRD READING

HB 1083 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—43.

Excused: Garrett, Howard, McClendon, Porter, Young.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—43.

Excused: Garrett, Howard, McClendon, Porter, Young.—5.

The emergency was declared passed.

HB 1083 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

SB 514 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 514 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 514 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 514 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—37.

Excused: Atkinson, Baggett, Garrett, Holden, McClendon, Massey, Murphy, Nichols, Porter, Taliaferro, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—38.

Excused: Atkinson, Garrett, Holden, McClendon, Massey, Murphy, Nichols, Porter, Taliaferro, Young.—10.

The emergency was declared passed.

SB 514 was referred for engrossment.

GENERAL ORDER

SB 547 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Following discussion, upon request of Senator Baldwin, further consideration of SB 547 was temporarily deferred.

COMMITTEE REPORTS

By unanimous consent the following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 526—Appropriations and Budget.

GENERAL ORDER

SB 558 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 558 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 558 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 558 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Garrett, McClendon, Martin, Porter, Taliaferro.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Garrett, McClendon, Martin, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 558 was referred for engrossment.

GENERAL ORDER

SB 526 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 526 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 526 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 526 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Berrong, Garrett, Ham, Horn, McClendon, Martin, Payne, Porter, Stansberry.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Berrong, Garrett, Ham, Horn, McClendon, Martin, Payne, Porter, Stansberry.—10.

The emergency was declared passed.

SB 526 was referred for engrossment.

GENERAL ORDER

SB 560 by Hamilton was read and considered.

Upon motion of Senator Hamilton, SB 560 was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, SB 560 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 560 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge,

Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Williams, Young.—39.

Nay: Smith, Terrill.—2.

Excused: Atkinson, Garrett, Horn, McClendon, Payne, Porter, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Williams, Young.—39.

Nay: Smith, Terrill.—2.

Excused: Atkinson, Garrett, Horn, McClendon, Payne, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 560 was referred for engrossment.

GENERAL ORDER

SB 461 by Smalley of the Senate and Jones of the House was read and considered.

Senators Miller and Birdsong asked to be made coauthors of SB 461, which was the order.

Senator Gee moved to amend SB 461, page 2, line 3, by striking the words "crime or" and substituting therefor the words "the crime of" which amendment was declared adopted.

Upon motion of Senator Smalley, SB 461, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 461, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 461 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—41.

Excused: Atkinson, Garrett, Horn, McClendon, Porter, Stansberry, Terrill.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Garrett, Horn, McClendon, Porter, Stansberry.—6.

The emergency was declared passed.

SB 461, as amended, was referred for engrossment.

GENERAL ORDER

SB 472 by Massad and Dacus of the Senate and Briscoe of the House was read and considered.

Upon motion of Senator Massad, SB 472 was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, SB 472 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 472 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Breckinridge, Findeiss, McGraw.—3.

Excused: Atkinson, Garrett, Horn, Howard, McClendon, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Breckinridge, Findeiss, McGraw.—3.

Excused: Atkinson, Garrett, Horn, Howard, McClendon, Porter.—6.

The emergency was declared passed.

SB 472 was referred for engrossment.

GENERAL ORDER

SB 492 by Massad and Dacus of the Senate and Briscoe of the House was read and considered.

Upon motion of Senator Massad, SB 492 was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, SB 492 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 492 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—38.

Nay: Findeiss, McGraw.—2.

Excused: Atkinson, Garrett, Garrison, Horn, McClendon, Massey, Porter, Young.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—38.

Nay: Findeiss, McGraw.—2.

Excused: Atkinson, Garrett, Garrison, Horn, McClendon, Massey, Porter, Young.—8.

The emergency was declared passed.

SB 492 was referred for engrossment.

GENERAL ORDER

Senator Boecher moved that **SB 547** be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Baggett asked for consideration of his motion to reconsider the vote by which **HB 759**, as amended, passed.

Senator Stipe moved to table the Baggett motion to reconsider the vote by which **HB 759**, as amended, passed, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 759 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 759**, as amended, were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1054**, requesting Conference and naming Conferees as follows: Bengtson, Odom (Martin) and Abbott.

Upon motion of Senator Boecher, the request of the Honorable House for a conference on **HB 1054** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1054**: Breckinridge, McClendon and Field.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 553—By Hopkins, et al—A Concurrent Resolution relating to higher education; requesting the Board of Regents of the University of Oklahoma to negotiate with the University of Texas to put the annual football game played between the University of Oklahoma football team and the University of Texas football team on a home-and-home basis.

HCR 554—By Hutchins (Walter), et al, of the House and Terrill and Taliaferro of the Senate—A Concurrent Resolution

requesting the State Auditor and others to release to the City of Lawton the original State Warrant in remittance of the first apportionment of the city sales tax for custodial purposes and as a museum item; and directing distribution.

Consideration of the above Resolutions was deferred for this legislative day.

BILLS RELEASED

As provided under Rule 20-c, HBs 1056 and 1083 were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Fifteenth Legislative Day

Thursday, January 25, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: B a g g e t t, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Atkinson, Garrett, McClendon.—3.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 969—By Smith (Norman), Inhofe, Smithey and Thornhill—An Act relating to crimes and punishments; providing that it shall be unlawful to willfully, knowingly or fraudulently submit or use any fictitious or false written instrument to obtain a commitment for a loan on real property; providing punishment on conviction therefor; directing codification: and declaring an emergency.

HB 1017—By Inhofe—An Act relating to public health and safety; amending Sec-

tion 325, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-325); providing for fees to be charged by State Board of Health for furnishing certified copies of certain records; providing for the furnishing of certain certified copies without charge; and declaring an emergency.

HB 1036—By Abbott—An Act relating to the Division of Vocational Rehabilitation; making an appropriation thereto; stating purpose; providing lapse date; and declaring an emergency.

HB 1050—By McCune, Sparkman, Bamberger, Wolfe (Stephen), Green, Thompson, Cate, Spearman, Boren, Patterson (Ruth), Hill, Bean, Goodfellow, Williamson and Fowler of the House and Massad of the Senate—An Act relating to motor vehicles; providing certain methods and procedure of posting bail for traffic violation charges; making exceptions; providing opportunity of immediate guilty plea and immediate payment of fine and costs, except for certain violations; providing for a bond schedule; making provisions of Act severable; and providing for an effective date.

HB 1066—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the office of the Lieutenant Governor and making an appropriation thereto; providing that the Lieutenant Governor shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 1070—By Willis and Miskelly of the House and Baldwin and Miller of the Sen-

ate—An Act relating to the office of the State Examiner and Inspector and making appropriations thereto; providing that the State Examiner and Inspector shall fix the duties and compensation of employees; providing lapse date; providing transfer of balance of State Examiner and Inspector Fund; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 1071—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Tax Commission and making appropriation thereto; 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; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

HB 1090—By Green, McCune, Hill, Bamberger, Sparkman, Clemons and Spearman of the House and Massad of the Senate—An Act relating to Traffic Arrest Bonds; authorizing surety companies to become surety on Guaranteed Arrest Bond Certificates issued by Trucking associations or insurance companies; limiting amount of surety; defining the term Guaranteed Arrest Bond Certificate; requiring filing with the Insurance Commissioner; requiring deposit of money as guaranty with Insurance Commissioner; authorizing persons possessing Guaranteed Arrest Bond certificates to post such certificates with authorities requiring Bail Bond for traffic violations; exempting charges of driving while intoxicated; authorizing forfeiture against surety for failure to comply with Bail Bond or pay assessed fine; requiring Insurance Commissioner to notify the chief of all municipal police departments, and the sheriffs of each county of

this State, of companies, trucking associations or associations qualified to issue Guaranteed Arrest Bond Certificates; requiring notification by Insurance Commissioner to same officials of any additional or disqualification of companies so authorized; and declaring an emergency.

HB 1129—By Willis, Miskelly and Mountford of the House and Baldwin and Miller of the Senate—An Act relating to the Supreme Court.

HB 1131—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Commissioners of the Land Office and making an appropriation thereto; stating the purpose; providing that the Commissioners shall create positions and fix the salaries therefor; providing for lapse date; making the provisions of this Act severable; and declaring an emergency.

HB 1134—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Office of the Court of Criminal Appeals and making an appropriation thereto; providing that the judges of the Court of Criminal Appeals shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 1056 and 1083.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 35.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 461, 492, 514, 526 and 558 each correctly engrossed.

Engrossed SBs 461, 492, 514, 526 and 558 were properly signed and ordered transmitted to the Honorable House for consideration.

REQUESTS FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following persons and ordered referred to the Committee on Committees and Rules:

Charles R. Jones, 14 Oakwood Drive, Oklahoma City, Oklahoma, representing Oklahoma Association of Dry Cleaners.

Dick Jones, 4200 Northeast 36th Street, Oklahoma City, Oklahoma, representing Oklahoma Association of Dry Cleaners.

Jerry Sawyer, 2504 Meadowcliff Drive, Oklahoma City, Oklahoma, representing Oklahoma State Building & Construction Trades Council.

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Smith, who stated Permits would be issued in the Office of the President Pro Tempore:

Mr. President: The Committee on Committees and Rules to which was referred requests for Lobby Permits, after careful consideration, respectfully recommends that the following petitioners be granted Lobby Permits:

Claiborne, Ben, 6205 Wildewood Drive, Oklahoma City, Oklahoma, Oklahoma Association of Insurance Agents, Inc.

Crumpler, G. R., 620 Spring Avenue, Checotah, Oklahoma, Oklahoma Municipal League.

Lee, J. T. "Jimmie", 3633 N. W. 53rd, Oklahoma City, Oklahoma, Oklahoma Retail Grocers Association.

Young, Nathan T., 1112 East Ash, El

Reno, Oklahoma, Brotherhood of Locomotive Engineers.

Respectfully submitted,
Smith, Chairman.

COMMITTEE REPORTS

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

DO PASS:

SB 450—Judiciary.

SB 538—Judiciary.

SB 539—Judiciary.

SB 557—Judiciary.

SB 573—Revenue and Taxation.

SB 574—Revenue and Taxation.

HB 1033—Health, Welfare and Veterans' Affairs—Coauthored by Senator Baldwin.

HB 1096—Governmental Affairs—Coauthored by Short and Smith.

DO PASS, As Amended:

SB 288—Judiciary.

SB 301—Revenue and Taxation.

SB 455—Revenue and Taxation—Coauthored by Smith and Ferrell.

SB 484—Governmental Affairs.

SB 496—Health, Welfare and Veterans' Affairs.

SB 500—Governmental Affairs.

SB 586—Judiciary.

SB 588—Judiciary—Show Howard as Principal Senate author and Gee as co-author.

SJR 46—Governmental Affairs.

SJR 51—Governmental Affairs — Coauthored by Gee.

HB 881—Governmental Affairs — Coauthored by Baggett, Gee, Ham and Smith.

RECOMMENDATION

SB 135—Judiciary—Recommends consideration of HAs—1st Session.

RESOLUTION

SCR 37 by Miller and McSpadden of the

Senate and Abbott of the House was introduced and read as follows:

A Concurrent Resolution recognizing the importance of Higher Education to the people of Oklahoma; requesting the Oklahoma State Regents for Higher Education to take certain steps toward improvement of the Oklahoma State System of Higher Education; and directing distribution.

Senators Murphy, Short, Massey, Baldwin, Ferrell and Findeiss asked to be made coauthors of **SCR 37**, which was the order.

By unanimous consent, upon request of Senator Miller, further consideration of **SCR 37** was deferred for this legislative day, and the Resolution ordered printed.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 555—By Harrison, et al, of the House and Williams of the Senate—A Concurrent resolution expressing profound regret and sorrow for the death of Homer P. Covey of Fargo, Oklahoma, the last surviving delegate to the 1906 State Constitutional Convention; and expressing the sympathy of the Legislature to his family.

Upon request of Senator Williams, **HCR 555** was taken up for immediate consideration.

By unanimous consent, upon request of Senator Garrison, all other members of the Senate were made coauthors of the Resolution.

HCR 555, as coauthored, was read at length, adopted upon motion of Senator Williams, properly signed, and ordered returned to the Honorable House.

PENDING SENATE ACTION

Upon motion of Senator Smalley, **HCR 553** was ordered withdrawn from the Calendar and referred to the Committee on Education for consideration.

RESOLUTION

SR 65 by Hamilton was introduced and considered.

Senators Dacus and Ferrell asked to be made coauthors of the Resolution, which was the order.

SR 65, as coauthored, was read at length as follows, adopted upon motion of Senator Hamilton, and ordered referred for enrollment:

SR 65—By Hamilton, Dacus, and Ferrell.

A RESOLUTION RELATING TO THE DISCONTINUANCE AND CURTAILMENT OF PASSENGER TRAIN SERVICE PROVIDED BY CERTAIN RAILROADS WITHIN THE STATE OF OKLAHOMA; PETITIONING THE INTERSTATE COMMERCE COMMISSION; AND PROVIDING FOR DISTRIBUTION:

WHEREAS, during most of its history Oklahoma has enjoyed excellent service from a large number of railroads, providing a network of passenger and freight service within the state; and

WHEREAS, in recent years, many of the railroads in the State of Oklahoma have followed a policy of reduction in the quality of service and made many attempts to reduce and even entirely eliminate certain types of service; and

WHEREAS, many of the railroads in Oklahoma apparently have made a deliberate decision to entirely eliminate any service to railroad passengers, either by outright abandonment of service or indirectly by making the service, schedules and trains so inconvenient to the needs of the public as to discourage their use and lead to ultimate abandonment; and

WHEREAS, this policy has resulted in many communities and citizens residing therein having either no or inadequate rail passenger service, causing inconvenience and hardship, without regard to the public interest, convenience or necessity; and

WHEREAS, The Kansas City Southern Railroad Company has filed applications

with the Interstate Commerce Commission for the complete abandonment of its last remaining passenger trains operating within the State of Oklahoma; and

WHEREAS, The Kansas City Southern Railroad Company seeks by said applications to abandon operations of Trains 1 and 2, 9 and 10, operating between Kansas City, Missouri, and New Orleans, Louisiana, and Port Arthur, Texas, traversing a portion of eastern Oklahoma; and

WHEREAS, this constitutes the only passenger train service directly connecting the major trade centers of the midwest and south of Kansas City and New Orleans with the area of Oklahoma which has probably the largest growth potential, by reason of development of the Arkansas River, and other natural resources in eastern Oklahoma; and

WHEREAS, most of the communities in Oklahoma and adjoining states will be entirely without service by train if these abandonments are allowed, and in many instances have no common carrier passenger service at all; and

WHEREAS, the public convenience and necessity requires the continued operation of said trains.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST LEGISLATURE OF OKLAHOMA:

SECTION 1. That this body respectfully petition and request the Interstate Commerce Commission to deny authority for this proposed drastic reduction in railway passenger service for the reasons outlined in the preamble to this Resolution.

SECTION 2. That copies of this Resolution, after consideration and enrollment be mailed to The Honorable Dewey Bartlett, Governor, to the State Corporation Commission, Third Floor, Jim Thorpe Office Building, Oklahoma City, Oklahoma, and to Mr. H. Neil Garson, Secretary of the Interstate Commerce Commission, Washington, D. C. 20423.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 634—By Williams—An Act relating to crimes and punishments; amending 21 O. S. 1961, § 1503, as amended by Section 1, Chapter 127, O. S. L. 1963 (21 O. S. Supp. 1967, § 1503); making it unlawful to defraud owners or keepers of hotels, inns, restaurants, boarding houses, rooming houses, motels, apartment houses, apartments, trailer camps or auto camps; making violations a crime; prescribing penalties; and declaring an emergency.

SB 635—By Miller—An Act relating to elections; amending Sections 6 and 7, Chapter 266, O. S. L. 1967 (26 O. S. Supp. 1967, § § 606 and 607); providing that new residents may vote for President and Vice President if otherwise qualified; and declaring an emergency.

SB 636—By Gee of the Senate and Nigh of the House—An Act relating to the Health Insurance Reserve Fund and making an appropriation thereto; stating purpose of the appropriation; making the appropriation non fiscal; providing for severability; and declaring an emergency.

SB 637—By McSpadden—An Act relating to toll urban expressways; prohibiting construction or financing of turnpikes or state highways under the terms of 60 O. S. 1961, § § 176-180, inclusive, except toll urban expressways; amending 69 O. S. 1961, § 686, as amended by Chapter 407, § 12, O. S. L. 1965 (69 O. S. Supp. 1967, § 686); granting authority to trustees of public charitable trusts with two or more counties, as beneficiaries, to establish, lay out, acquire, construct, operate and maintain toll urban expressways within and without the boundaries of a county or city; providing for public disclosures; authorizing acquisition by trust beneficiary of ease-

ments and rights-of-way for such expressway by exercise of power of eminent domain; defining the term "toll urban expressways;" providing for a method of policing such expressways; providing for judicial determination of validity of proceedings; repealing all acts or parts of acts in conflict herewith; making provisions of act severable; and declaring an emergency.

SB 638—By Graves, Young, Hargrave, Miller, Martin, Berry, Dacus, Berrong, Hamilton, Ferrell and McGraw of the Senate and Abbott, Patterson, Briscoe, Cox, Rushing, Boren, Fine, Frix, Camp and Odom (V. H.) of the House—An Act relating to services and products made by the blind; providing for the creation of a committee in the Office of the State Board of Public Affairs to be known as the "Committee On Purchases Of Blind-made Products And Services"; defining terms; providing for members and compensation of members of the committee; providing for chairman and duties of chairman; providing profits of any organization operated in the interest of the blind shall not inure to the benefit of a shareholder or individual; providing services and products performed by a blind person or by a non-profit agency for the blind, employing blind persons to the extent of seventy-five percent of total personnel engaged in direct production of the product or service; providing products and services available to state purchasing director; providing that blind-made services and products shall not be subject to competitive bids; repealing conflicting laws; making provisions of act severable; and declaring an emergency.

SB 639—By Stansberry and McSpadden of the Senate and Sparkman and Grey of the House—An Act relating to vocational rehabilitation; transferring the division of vocational rehabilitation of the State Board for Vocational Education to the Oklahoma Public Welfare Commission; authorizing the use of monies in the State Assistance Fund for the operation of the division of

vocational rehabilitation and to earn maximum federal funds; designating the Oklahoma Public Welfare Commission as the sole state agency to cooperate with and receive funds from federal agencies in vocational rehabilitation programs; fixing the effective date of the Act; and declaring an emergency.

SB 640—By Graves, Murphy, Nichols, Birdsong, Martin, Miller and McSpadden of the Senate and Hargrave and Cox of the House—An Act relating to the War Veterans Commission; making an appropriation thereto; providing for construction of a nursing care ward; making appropriation nonfiscal; and declaring an emergency.

SB 641—By Massad—An Act relating to farmers and ranchers amending 21 O. S., 1961, Section 837, to provide farmers and ranchers protection from force, threats, or intimidation in the conduct of the work of farming and ranching; and declaring an emergency.

SB 642—By Baldwin and Miller of the Senate and Skeith and Miskelly of the House—An Act relating to public finance; amending 62 O. S. 1961 § 7.1; providing for official depository clearing accounts; providing for deposits; providing for transfers; providing for disbursements; repealing 62 O. S. 1961 § 7.2; providing effective date; and declaring an emergency.

SB 643—By Graves of the Senate and Sparkman of the House—An Act relating to nursing homes, rest homes and specialized homes; providing for the licensing of nursing home administrators; creating the Oklahoma State Board of Nursing Homes, fixing its membership, and prescribing its powers, duties and functions; dealing with requirements for licensure as a nursing home administrator; providing for license fees, and creating the Oklahoma State Board of Nursing Homes Fund; dealing with evaluation and classification of nursing homes; repealing conflicting laws; and declaring an emergency.

SJR 56—By Martin—A Joint Resolution

relating to schools; authorizing adjustments and exceptions to be made in the granting of state aid to certain school districts; making provisions of act severable; and declaring an emergency.

SECOND READING

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

SB 619—Revenue and Taxation.

SB 620—Agriculture, Consumer Affairs and Wildlife.

SB 621—Agriculture, Consumer Affairs and Wildlife.

SB 622—Agriculture, Consumer Affairs and Wildlife.

SB 623—Business, Industry and Labor Relations.

SB 624—Education.

SB 625—Business, Industry and Labor Relations.

Senator Garrison asked unanimous consent that the order referring **SB 625** to the Committee on Business, Industry and Labor Relations be rescinded and that the bill be referred to the Committee on Revenue and Taxation, which was the order.

SB 626—Judiciary.

SB 627—Judiciary.

SB 628—Judiciary.

SB 629—Governmental Affairs.

SB 630—Roads, Highways and Public Safety.

SB 631—Revenue and Taxation.

Senator Boecher asked unanimous consent that the order referring **SB 631** to the Committee on Revenue and Taxation be rescinded and that the Bill be referred to the Committee on Business, Industry and Labor Relations, which was the order.

SB 632—Agriculture, Consumer Affairs, and Wildlife.

SB 633—Agriculture, Consumer Affairs and Wildlife.

HB 1004—Health, Welfare and Veterans' Affairs.

HB 1011—Health, Welfare and Veterans' Affairs.

HB 1040—Governmental Affairs.

GENERAL ORDER

SB 452 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senator Ferrell asked to be made a co-author of **SB 452**, which was the order.

Senator Stipe, joined by Senator Payne, moved to amend **SB 452**, page 2, line 11, by striking the words "Corporation Commission" and by removing the brackets enclosing the language on lines 8, 9 and 10.

Senator Garrison moved to table the Stipe-Payne amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Grantham, Howard, Keels, Luton, Massad, Romang, Selman, Short, Smith, Stansberry, Williams.—20.

Nay: Baggett, Berry, Dacus, Field, Graves, Ham, Hamilton, Holden, Horn, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Smalley, Stipe, Taliaferro, Terrill, Young.—20.

Excused: Atkinson, Boecher, Garrett, Hargrave, McClendon, McGraw, Martin, Porter.—8.

The President, after announcing the vote on the Garrison motion to table the Stipe-Payne amendment as 20 Ayes and 20 Nays, cast his vote as NAY (Sec. 15 Art. 6 Const.), declaring the Garrison motion failed of adoption.

The vote occurring upon the Stipe-Payne amendment, it was declared adopted upon a roll call as follows:

Aye: Baggett, Berry, Dacus, Field, Graves, Ham, Hamilton, Holden, Horn, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Smalley, Stipe, Taliaferro, Terrill, Young.—22.

Nay: Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Grantham, Howard, Keels, Luton, Romang, Selman, Short, Smith, Stansberry, Williams.—19.

Excused: Atkinson, Boecher, Garrett, Hargrave, McClendon, McGraw, Martin.—7.

Senator Romang asked unanimous consent that further consideration of **SB 452** be deferred until some future legislative day to which Senator Payne objected.

Senator Romang moved that further consideration of **SB 452** be deferred until some future legislative day.

Senator Terrill moved to table the Romang motion, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Field, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—31.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, Grantham, Howard, Romang, Short, Stansberry, Williams.—10.

Excused: Atkinson, Boecher, Garrett, Hargrave, McClendon, McGraw, Martin.—7.

Senator Baggett moved to amend **SB 452**, page 2, line 8, by placing a period after the words "elective office" and striking the balance of the paragraph through line 17 on page 2, and amend the title to conform, so that employees of elective officers will not be in the unclassified service.

Senators Garrison, Murphy, Smalley and Nichols asked to be made coauthors of the Baggett amendment, which was the order.

Senator Payne raised a point of order, which was overruled, against consideration of the Baggett-Garrison-Murphy-Smalley-Nichols amendment, stating that it was removing the Stipe amendment which previously had been adopted.

Senator Payne moved to table

the Baggett-Garrison-Murphy-Smalley-Nichols amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berry, Dacus, Graves, Ham, Hamilton, Horn, McSpadden, Martin, Massad, Massey, Payne, Porter, Stipe, Taliaferro, Terrill.—15.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Holden, Howard, Keels, Luton, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—26.

Excused: Atkinson, Boecher, Bradley, Garrett, Hargrave, McClendon, McGraw.—7.

The vote occurring upon the Baggett-Garrison-Murphy-Smalley-Nichols amendment, it was declared adopted.

Senator Stipe moved to amend **SB 452**, page 3, beginning on line 3, by striking all of lines 3 through 17, inclusive.

Senator Grantham moved to table the Stipe amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Grantham, Howard, Luton, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—17.

Nay: Baldwin, Berrong, Berry, Birdsong, Dacus, Field, Graves, Ham, Hamilton, Holden, Horn, Keels, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Stipe, Taliaferro, Terrill, Young.—24.

Excused: Atkinson, Boecher, Bradley, Garrett, Hargrave, McClendon, McGraw.—7.

Senator Romang moved that **SB 452**, as amended, be advanced to engrossment, which motion was tabled upon motion of Senator Payne.

The vote occurring upon the Stipe amendment, it was declared adopted.

Upon motion of Senator Romang, **SB 452**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **SB 452**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 452 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Breckinridge, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Holden, Howard, Luton, McSpadden, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—23.

Nay: Berrong, Dacus, Graves, Ham, Hamilton, Horn, Keels, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Stipe, Taliaferro, Terrill, Young.—18.

Excused: Atkinson, Boecher, Bradley, Garrett, Hargrave, McClendon, McGraw.—7.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Romang moved that the vote be reconsidered by which **SB 452**, as amended, failed of passage.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand

adjourned until 10:00 a.m., Monday, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 351** as amended.

HAs to SB 351 read as follows, and consideration deferred:

Amendment No. 1. Amend by striking the entire bill and substituting the following:

"An Act Relating to Judges—Be it enacted by the people of the State of Oklahoma:

Section 1. 74 O. S. 1961, § 286, is amended to read as follows: § 286. Each Justice of the Supreme Court and each Judge of the Court of Criminal Appeals of the State of Oklahoma, shall receive an annual salary of **【Sixteen Thousand Five Hundred Dollars (\$16,500.00)】** **TWENTY-TWO THOUSAND FIVE HUNDRED DOLLARS (\$22,500.00)**. payable monthly by the State as now or hereafter provided by law.

Section 2. 74 O. S. 1961, § 250.2, and all other laws in conflict herewith are hereby repealed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 530 correctly engrossed.

Engrossed **SB 530** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Smith motion, the Senate was declared adjourned until 10:00 a.m., Monday, January 29, 1968.

Sixteenth Legislative Day

Monday, January 29, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—47.

Excused: Porter.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain, The Reverend Foy Conrad, Pastor of The First Methodist Church, Coalgate, Oklahoma.

The Journal for the last legislative day was declared approved.

Senator Garrison introduced Girl Scout Troops Nos. 1 and 64 of Bartlesville, and asked that Gwen Williams of Troop No. 1 and Eleanor DoRay of Troop No. 64, be made Honorary Pages for this legislative day, and that such request be entered in the Journal, which was the order.

Senator Graves introduced Barbara Louise Graham and Steven John Whelan and asked they be made Honorary Pages for this legislative day, and that such request be entered in the Journal, which was the order.

MESSAGE FROM GOVERNOR

Advising approval by him, January 26, of Enrolled SB 504 entitled:

SB 504—By Massad, and Terrill of the Senate and Derryberry et al of the House—An Act relating to public officers; providing authority of County Commissioners to contract with County Commissioners of adjoining county for use of County Jail facilities; providing and limiting payment therefor; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 970—By Smith (Norman), Inhofe, Beauchamp, Bengtson, Cate, Cole, Connor, Derryberry, Dickey, Dunn, Ferrell, Greenhaw, Grey, Hutchins (Walter), Lane, Miskelly, Mountford, Poulos, Raibourn, Sandlin, Sanguin, Smithey, Townsend, Vann and Watkins of the House and Massey of the Senate—An Act relating to Savings and Loan Associations; amending 18 O. S. 1961, § 316, as amended by Section 1, Chapter 64, O. S. L. 1963; providing for examinations in certain instances; providing for acceptance of reports of Federal Regulatory Agencies and approved auditors; establishing fees; and declaring an emergency.

HB 1082—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the office of the Insurance Commissioner and making appropriation thereto; providing that the Insurance Commissioner shall fix the duties and compensation of employees within certain limitations; providing lapse

date; repealing all Acts in conflict herewith; providing for severability; and declaring an emergency.

HB 1091—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the State Department of Health; making an appropriation thereto; providing for lapse date; and declaring an emergency.

HB 1094—By Raibourn, Bernard, Goodfellow, Hatchett, Sparkman, Watkins and Witt of the House and Terrill of the Senate—An Act relating to professions and occupations; amending 59 O. S. 1961, § 518, as amended by Chapter 57, Section 1, Oklahoma Session Laws 1967; providing immunity from civil damages to licensed physicians, surgeons and dentists rendering emergency medical or dental care in certain instances; and declaring an emergency.

HB 1135—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the State Board of Education and making an appropriation thereto; stating the purpose; authorizing the appointment and compensation of personnel; providing for education of school age patients in Children's Memorial Hospital and cost incurred thereby; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

HB 1149—By Levergood, Sokolosky and Hutchens (David) of the House and Grantham of the Senate—An Act relating to criminal procedure; providing for powers of court after conviction; providing for suspension of sentence; providing for probation; providing for fine or commitment or both; providing for exceptions; directing codification; repealing Section 20, Chapter 261, O. S. L. 1967 (57 O. S. Supp. 1967, § 520); and declaring an emergency.

HB 1159—By Inhofe of the House and Massey of the Senate—An Act relating to securities; amending 71 O. S. 1961, § 401 (a); exempting certain securities from requirements of registration and filing and

approval of sales literature; declaring legislative intent; making provisions of Act severable; and declaring an emergency.

The above numbered HBs were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 472, 491 and 560 each correctly engrossed.

SR 65 correctly enrolled.

Engrossed SBs 472, 491 and 560 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SR 65 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 447—Committee on Committees and Rules—Coauthored by Miller.

SB 478—Committee on Committees and Rules.

SB 565—Committee on Committees and Rules.

SB 599—Committee on Committees and Rules.

DO PASS, as amended:

SB 367—Judiciary.

SB 471—Committee on Committees and Rules.

BILLS RE-REFERRED

Senator Massey asked unanimous consent that **SB 611** be ordered withdrawn from the Committee on Business, Industry and Labor Relations and re-referred to the Committee on Conservation and Economic Development, which was the order.

Senator Gee asked unanimous consent that **SB 614** be ordered withdrawn from

the Committee on Judiciary and that it be referred to the Committee on Agriculture, Consumer Affairs and Wildlife, which was the order.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 644—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the District Courts, making an appropriation thereto, and stating the purpose; making the provisions of this Act severable; and declaring an emergency.

SB 645—By Smith, Baggett, Luton, Masad, Massey, Nichols, Selman, McGraw, Breckinridge, Romang, Howard, Miller, Gee, Hargrave, Garrison, Graves, Berrong, Holden, Keels, Birdsong, Berry, Garrett, Terrill, Short, Ferrell, Ham, Dacus, Grantham, Williams, Findeiss, Payne, Taliaferro, McClendon, Baldwin, Boecher, McSpadden, Field, Atkinson, Murphy, Bradley, Martin, Hamilton, Smalley and Stipe of Senate and Sandlin of the House—An Act relating to crimes and punishments; making it a felony to wire a motor vehicle with explosives or equip same with any material, thing or device with intent to injure, maim or kill any person; prescribing penalties; and declaring an emergency.

SB 646—By Boecher, Garrison and McSpadden—An Act amending 73 O. S. 1961, § 83.1, to provide the secretary-member of the Oklahoma Tax Commission shall be the executive secretary of the Capitol Improvement and Zoning Commission; providing salary for additional duties imposed upon such officer for the remainder of present term of office; and declaring an emergency.

SB 647—By Boecher, Garrison and McSpadden—An Act relating to the Oklaho-

ma Capitol Improvement Authority; amending 73 O. S. 1961, § 152, to provide the vice-chairman of the Oklahoma Tax Commission shall be the executive secretary of said authority; providing salary for additional duties imposed upon such officer for the remainder of present term of office; and declaring an emergency.

SB 648—By Terrill and Taliaferro—An Act relating to higher education; creating under the Oklahoma State Regents for Higher Education a department of College Teacher Certification; authorizing promulgation of rules and regulations; providing for fees; establishing the "College Teacher Certification Fund" and authorizing certain expenditures therefrom; providing requirements for certification; providing for revocation of certificates; 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 634—Judiciary.

SB 635—Committee on Committees and Rules.

SB 636—Appropriations and Budget.

SB 637—Roads, Highways and Public Safety.

SB 638—Health, Welfare and Veterans' Affairs.

SB 639—Health, Welfare and Veterans' Affairs.

SB 640—Health, Welfare and Veterans' Affairs—Then to Appropriations and Budget.

SB 641—Agriculture, Consumer Affairs and Wildlife.

SB 642—Appropriations and Budget.

SB 643—Health, Welfare and Veterans' Affairs.

SJR 56—Education.

HB 969—Judiciary.

HB 1017—Health, Welfare and Veterans' Affairs.

HB 1036—Appropriations and Budget.

HB 1050—Judiciary.

HB 1066 — Appropriations and Budget.

HB 1070 — Appropriations and Budget.

HB 1071—Appropriations and Budget.

HB 1090—Business, Industry and Labor Relations.

Senator Massad asked unanimous consent that the order referring **HB 1090** to the Committee on Business, Industry and Labor Relations be rescinded, and that the Bill be referred to the Judiciary Committee, which was the order.

HB 1129—Appropriations and Budget.

HB 1131—Appropriations and Budget.

HB 1134—Appropriations and Budget.

PENDING SENATE ACTION

SCR 37 by Miller, McSpadden, Findeiss, Ferrell, Baldwin, Massey, Short and Murphy of the Senate and Abbott of the House was taken up for consideration and read.

Senators Garrison, Selman, Baggett, Smith, Payne, Field, Breckinridge, McGraw, Birdsong and Atkinson asked to be made coauthors, of **SCR 37**, which was the order.

SCR 37, as coauthored, was read at length, adopted upon motion of Senator Miller and ordered referred for engrossment.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 573 by Field of the Senate was read and considered.

Senators Terrill and Massey asked to be made coauthors of **SB 573**, which was the order.

Upon motion of Senator Field, **SB 573** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **SB 573** was considered en-

grossed and placed upon third reading and final passage.

THIRD READING

SB 573 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massey, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—28.

Nay: Baldwin, Boecher, Dacus, Findeiss, Garrett, Garrison, Grantham, Hargrave, McGraw, Martin, Massad, Miller, Murphy, Selman, Short, Smalley, Stansberry.—17.

Excused: Baggett, Nichols, Porter.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Murphy, Payne, Romang, Selman, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Baldwin, Dacus, Findeiss, Garrison, Hargrave, Martin, Massad, Miller, Short, Smalley, Stansberry.—11.

Excused: Baggett, Nichols, Porter.—3.

The emergency was declared passed.

SB 573 was referred for engrossment.

GENERAL ORDER

SB 574 by Field was read and considered.

Senator Terrill asked to be made a coauthor of **SB 574**, which was the order.

Upon motion of Senator Field, **SB 574** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **SB 574** was considered en-

grossed and placed upon third reading and final passage.

THIRD READING

SB 574 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massey, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams.—27.

Nay: Baggett, Baldwin, Boecher, Dacus, Findeiss, Garrett, Garrison, Grantham, Hargrave, McGraw, Martin, Massad, Miller, Murphy, Selman, Short, Smalley, Stansberry, Young.—19.

Excused: Nichols, Porter.—2.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Garrett, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massad, Massey, Payne, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—32.

Nay: Baldwin, Boecher, Dacus, Findeiss, Garrison, Grantham, Hargrave, McGraw, Martin, Miller, Murphy, Short, Stansberry, Young.—14.

Excused: Nichols, Porter.—2.

The emergency was declared passed.

SB 574 was referred for engrossment.

GENERAL ORDER

SB 454 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senators Short and Findeiss asked to be made coauthors of SB 454, which was the order.

Upon motion of Senator Findeiss, SB 454 was advanced to engrossment.

By unanimous consent, upon request of Senator Findeiss, SB 454 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 454 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Nay: Dacus, Horn.—2.

Excused: Field, Howard, Porter.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Nay: Dacus, Horn.—2.

Excused: Field, Howard, Porter.—3.

The emergency was declared passed.

SB 454 was referred for engrossment.

GENERAL ORDER

SB 538 by Gee was read and considered.

Senator Payne presiding.

Upon motion of Senator Gee, **SB 538** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **SB 538** was considered engrossed and placed upon third reading and final passage.

President Pro Tempore McSpadden presiding.

THIRD READING

SB 538 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Nay: Dacus, Horn.—2.

Excused: Baggett, Porter, Stansberry.—3.

The bill was declared passed.

SB 538 was referred for engrossment.

Senator Smith presiding.

GENERAL ORDER

SB 539 by Gee was read and considered.

President Pro Tempore McSpadden presiding.

Senator Ham moved to amend **SB 539** beginning on page 6, line 1, by striking all of Section 3, and by amending the title to conform thereto, which amendment was declared adopted.

Senator Gee moved to amend **SB 539** on page 7, lines 11 through 15, by striking all of Section 6, and inserting a new title to read "Section 6. This Act shall be effective January 13, 1969." and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Gee, **SB 539** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **SB 539** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 539 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—43.

Excused: Baggett, Baldwin, Porter, Stansberry, Taliaferro.—5.

The bill was declared passed.

SB 539, as amended, was referred for engrossment.

PENDING CONSIDERATION OF HAS

Senator Short moved that the Senate refuse to concur in the **HAs** to **SB 135**, and request a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 135**: Short, Luton and Berrong.

GENERAL ORDER

Senator Gee asked unanimous consent that **SB 586** be ordered withdrawn from the Calendar and re-referred to the Judiciary Committee, which was the order.

Senator Boecher moved that, when the

Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 555**.

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

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Seventeenth Legislative Day

Tuesday, January 30, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Baggett, Boecher, Ham.—3.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 983—By Watkins, Bean, Bernard, Hopkins, Hutchins (Walter), Patterson (Frank), Raibourn, Smithey, Trent and Williamson—An Act relating to taxation; amending Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 2409 (b)); granting permission in counties having a population of less than Four Hundred Thousand according to the 1960 Federal Decennial Census, for the County Assessor to institute the system of Homestead Ex-

emption now prescribed by said Section; and declaring an emergency.

HB 1021—By Abbott, Dunn, Sparkman, Harrison, Patterson (Frank), and Watkins of the House and Murphy of the Senate—An Act relating to public finance; repealing 62 O. S. 1961, § 310.1, as amended by Section 1, Chapter 348, O. S. L. 1967 (62 O. S. Supp. 1967, § 310.1); and declaring an emergency.

HB 1073—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the State Department of Health and making an appropriation thereto; 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 appropriations to Eastern Oklahoma Tuberculosis Sanatorium, Oklahoma General Hospital, and Western Oklahoma Tuberculosis Sanatorium; designating controlling board; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 36**—Coauthored by entire House membership.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on En-

grossed **SB 135**, and naming **House Conferees** as follows: Hutchens (David), Sanguin and Sokolosky.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 454, 538, 539, 573, 574 and **SCR 37** each correctly engrossed.

Engrossed **SBs 454, 538, 539, 573, 574** and **SCR 37** were properly signed and ordered transmitted to the Honorable House 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:

SB 540—Agriculture, Consumer Affairs and Wildlife.

SB 609—Business, Industry and Labor Relations.

SB 614—Agriculture, Consumer Affairs and Wildlife—Coauthored by Boecher.

SB 623—Business, Industry and Labor Relations—Coauthored by Birdsong.

DO PASS, As Amended:

SB 481—Agriculture, Consumer Affairs and Wildlife—Then to Appropriations and Budget by previous order.

SB 596—Education—Coauthored by Massey, Berry and McSpadden.

SB 606—Business, Industry and Labor Relations.

WITHOUT RECOMMENDATION:

HB 540—Agriculture, Consumer Affairs and Wildlife.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 649—By Boecher—An Act relating to

pipe lines; authorizing Corporation Commission to promulgate and enforce rules and regulations governing safety in design, construction, maintenance and operation of pipe lines transporting crude oil, petroleum products, liquefied petroleum gases, liquid fertilizers, slurries and other liquids and substances; requiring pipe line markers; providing for assessment of costs; providing additional personnel for Corporation Commission; validating presently adopted rules and regulations; authorizing cooperation with other agencies of Government, State and Federal; repealing all other laws in conflict; making provisions of Act severable; and declaring an emergency.

SB 650—By Birdsong—An Act relating to plumbing; amending 59 O. S. 1961, § 1017, as amended by Section 1, Chapter 361, O. S. L. 1967, (59 O. S. Supp. 1967, § 1017); providing exemptions to the Plumbing License Law; and declaring an emergency.

SB 651—By Murphy—An Act relating to schools; amending Section 1002 (a), Chapter 396, O. S. L. 1965 (70 O. S. Supp. 1967, § 4002 (a)); authorizing issuance of Revenue Bonds by institutions of higher education; providing for maximum rate of interest; making provisions of Act severable; and declaring an emergency.

SB 652—By Baldwin and Miller of the Senate and Willis and Miskelly of the House—An Act making appropriations from designated State Funds to pay warrants cancelled by statute; providing lapse date; providing that provisions of this Act shall be severable; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 653—By Boecher, Miller, Luton, Birdsong, McSpadden, Massad, Dacus, Stipe, Taliaferro, Gee, Graves, Payne, Atkinson, Terrill and Baldwin of the Senate and Odom (Martin) of the House—An Act relating to public libraries; amending Sections 1-102, 1-103, 1-104, 2-101, 2-102, 2-103, 2-104, 2-105, 2-106, 3-101, 3-102, 3-103, 3-104,

3-105, 3-108, 4-101, 4-102, 4-105, 4-107, 4-109, 6-103, and 6-105, Chapter 45, O. S. L. 1967 (65 O.S. Supp. 1967, §§ 1-102, 1-103, 1-104, 2-101 through 2-106, inclusive, 3-101 through 3-105, inclusive, 3-108, 4-101, 4-102, 4-105, 4-107, 4-109, 6-103 and 6-105); stating policy; defining terms; creating the Oklahoma Department of Libraries Board and Department; providing for selection of members, terms of office, officers, meetings, duties and powers; providing for appointment and qualifications of State Librarian and State Archivist, and other personnel; providing for powers, duties and functions; authorizing establishment of public library systems; providing for powers and duties of Board of Trustees of System; providing for operating procedures; providing for Administrator of the Interstate Library Compact; providing for creation of the Oklahoma Library Services Bureau Board and Bureau; providing for appointment, powers and duties of members; providing for appointment of director and other personnel; providing for powers and duties; providing for transfer of certain funds, equipment and personnel; directing codification; making provisions of Act severable.

SB 654—By Short—An Act relating to schools; amending 70 O. S. 1961, § 2A-4, as amended by Section 1, Chapter 300, O. S. L. 1967 (70 O. S. Supp. 1967, § 2A-4); providing control and supervision of public school system by the State Board of Education; providing standards to be set by State Board of Education pertaining to qualifications and certification for instructional and administrative positions; and declaring an emergency.

SB 655—By Howard—An Act creating an ex officio Board of Legislative Assistance; providing duties of members; providing for majority vote of Senate declaring Lieutenant Governor acting Governor if Governor is unable to discharge the powers and duties of his office; providing Lieutenant Governor act as Governor until the disability is removed, or a Governor

shall be elected; and declaring an emergency.

SB 656—By Smalley of the Senate and McCune of the House—An Act relating to distribution and settlement of estates; amending 58 O. S. 1961, § 693; providing money ordered distributed to minor who, after specified time, is without a guardian, or to an heir, legatee, creditor or claimant, whose address or whereabouts is unknown, may be ordered deposited with court clerk; providing authorization and direction to court clerk to invest such funds in a bank or Savings and Loan Association whose deposits are insured by an agency of the Federal Government; and declaring an emergency.

SB 657—By Massad and Dacus of the Senate and Barr of the House—An Act relating to agriculture; establishing the "Oklahoma Meat Inspection Act"; defining terms; providing for inspection of certain animals to be slaughtered; providing for inspection and labeling of meat food products; providing for appointment of inspectors by State Board of Agriculture; providing for powers and duties of State Board of Agriculture; prohibiting false or misleading markings or labels and authorizing Board to disapprove use of same; providing for hearing and appeal; prohibiting the use of certain marks, devices or certificates; providing for exceptions to Act; authorizing State Board of Agriculture to promulgate rules and regulations; requiring certain records; providing for cooperation with the United States Department of Agriculture; providing for withdrawal of inspection service; providing for condemnation, injunction and restraining orders; prohibiting bribery, interference, intimidation or acts in conflict of interest; making certain violations of Act a felony and fixing penalties; providing procedures for hearings; repealing Sections 1 through 20, inclusive, Chapter 381, O. S. L. 1967 (2 O. S. Supp. 1967, §§ 6-161 through 6-180, inclusive); making provisions of Act severable; and declaring an emergency.

SB 658—By Selman, Massey, Berry, Howard, Smith, Luton, Hargrave, McGraw, and Bradley of the Senate and Sparkman of the House—An Act relating to rivers and streams; creating the Oklahoma Scenic Rivers System; stating policy; defining terms; designating certain rivers as "Scenic River Areas"; providing for additions to systems; providing for powers and duties of the Oklahoma Industrial Development and Park Department and the Wildlife Conservation Commission; restricting certain activities within Scenic River Areas; providing for certain duties of the Water Resources Board; making provisions of Act severable; and declaring an emergency.

SB 659—By Graves of the Senate and Patterson (Ruth), Lawson, and Holaday of the House—An Act relating to public Health and Safety; declaring public policy; creating the Oklahoma Commission on Alcoholism and defining its powers, duties, authority and functions; providing for appointment, terms of office, powers, duties, and expenses of members; providing for ex officio members; authorizing the acceptance and making of grants, and participation in cooperative programs; providing for necessary personnel; directing cooperation of State and local agencies; creating Oklahoma Commission on Alcoholism Fund in State Treasury; requiring reports; providing for severability; and declaring an emergency.

SJR 57—By Boecher—A Joint Resolution waiving the immunity of the State; authorizing the bringing of suit by C. Pappe against the State Highway Commission in reverse condemnation to determine damages allegedly resulting from the taking of property not included in assessment of damages in original action, and by reason of negligence of its contractors; directing the payment of any judgment rendered out of the State Highway Construction Fund; and declaring an emergency.

SECOND READING

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

SB 644—Appropriations and Budget.

SB 645—Judiciary.

SB 646—Revenue and Taxation.

SB 647—Revenue and Taxation.

SB 648—Education.

HB 970—Judiciary.

HB 1082—Appropriations and Budget.

HB 1091—Appropriations and Budget.

HB 1094—Judiciary.

HB 1135—Appropriations and Budget.

HB 1149—Judiciary.

HB 1159—Business, Industry and Labor Relations.

GENERAL ORDER

SB 450 by Garrison of the Senate and Connor of the House was read and considered.

Senator Grantham asked to be made co-author of **SB 450**, which was the order.

Upon motion of Senator Garrison, **SB 450** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 450** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 450 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams.—35.

Nay: Berrong, Dacus, Horn, McClendon, Taliaferro, Young.—6.

Excused: Baggett, Baldwin, Boecher, Field, Ham, Miller, Terrill.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams.—36.

Nay: Berrong, Dacus, Horn, McClendon, Taliaferro, Young.—6.

Excused: Baggett, Baldwin, Boecher, Field, Ham, Terrill.—6.

The emergency was declared passed.

SB 450 was referred for engrossment.

GENERAL ORDER

SB 557 by Gee was read and considered.

Senator Baggett asked to be shown present, which was the order.

Upon motion of Senator Gee, SB 557 was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, SB 557 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 557 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckenridge, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—38.

Nay: Dacus, Horn.—2.

Excused: Baldwin, Boecher, Ferrell, Field, Ham, Massad, Taliaferro, Terrill.—8.

The bill was declared passed.

SB 557 was referred for engrossment.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 571 by Murphy was read and considered.

Senators Selman and Hargrave asked to be made coauthors of SB 571, which was the order.

Upon motion of Senator Murphy, SB 571 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 571 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 571 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berry, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Williams, Young.—36.

Nay: Baggett, Birdsong, Findeiss, Short.—4.

Excused: Baldwin, Berrong, Boecher, Field, Ham, Massey, Taliaferro, Terrill.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berry, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels,

Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Williams, Young.—36.

Nay: Baggett, Birdsong, Findeiss, Short.—4.

Excused: Baldwin, Berrong, Boecher, Field, Ham, Massey, Taliaferro, Terrill.—8.

The emergency was declared passed.

SB 571 was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SB 455 by Garrison, Williams, Smith and Ferrell of the Senate and Connor, et al, of the House was read and considered.

Senators Findeiss and Stipe asked to be made coauthors of **SB 455**, which was the order.

Senator McClendon, joined by Senator Dacus moved to amend **SB 455**, page 2, line 11, by adding after the word "of" and before the word "two" the following "4% of each check and not less than" which amendment was declared adopted.

Senator Baggett moved to amend **SB 455**, page 2, line 16, by adding after the word "same" the words "In the case of Motor Vehicle License Agents, the fee shall be retained by the agent to compensate for the cost of handling such checks" which amendment was declared adopted.

Upon motion of Senator Ferrell, **SB 455**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SB 455**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 455 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Boecher, Field, Porter.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Boecher, Field, Porter.—3.

The emergency was declared passed.

SB 455, as amended, was referred for engrossment.

GENERAL ORDER

SB 478 by Miller was read and considered.

Upon motion of Senator Miller, **SB 478** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **SB 478** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 478 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-

rong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Boecher, Field, Hargrave, Porter, Stansberry, Taliaferro.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Boecher, Field, Hargrave, Porter, Stansberry, Taliaferro.—6.

The emergency was declared passed.

SB 478 was referred for engrossment.

GENERAL ORDER

SB 462 by Garrison of the Senate and Connor of the House was read and considered.

Senators Smith and Hargrave asked to be made coauthors of SB 462, which was the order.

Senator McClendon asked unanimous consent that SB 462 be ordered withdrawn from the Calendar and re-referred to the Committee on Education to which Senator Garrison objected.

Senator McClendon moved that SB 462 be ordered withdrawn from the Calendar and re-referred to the Committee on Education.

Senator Grantham raised a point of order, citing Rule 19-b, against debate on

the McClendon motion, which was sustained.

Senator Garrison asked unanimous consent, which was granted, for the suspension of the Rules in regards to the McClendon motion.

Following debate, the McClendon motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Berry, Dacus, Field, Grantham, Graves, Ham, Hamilton, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Stipe.—19.

Nay: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, Luton, McGraw, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—26.

Excused: Boecher, Holden, Taliaferro.—3.

Senator Baldwin presiding.

Senator Hamilton moved to amend SB 462, beginning on page 1, line 1, by striking all of Sections 1, 2, 3, 4 and 5, and inserting in lieu thereof the following:

SECTION 1. The State Board of Education shall require the County Superintendent of Schools to assist the Board in the performance and discharge of any of its duties, functions and responsibilities in the county for which the County Superintendent of schools shall have been elected or appointed; and State Funds for supplementing the salary payable to the County Superintendent of Schools may be withheld if he fails or refuses to give such assistance upon proper request.

SECTION 2. Provided, further, the County Superintendent of Schools shall serve in a general advisory capacity to all the schools of the County and shall make periodic reports on the conditions of the schools of the County to the State Board of Education. The County Superintendent of Schools shall have the responsibility for inspections of the schools of the

County, auditing of the registers and making this report to the State Department of Education. The State Department shall consult with the County Superintendent of Schools on matters pertaining to any school in the county.

In addition thereto he shall have the following specific powers and duties:

a. To examine all contracts of teachers and other personnel of the schools of the county, and to keep on file in his office a copy of each such contract for the entire term the contract is in force. Provided he shall not accept for filing the contract of any person unless and until such person has a proper certificate issued by the State Board of Education valid for the term of such contract to perform the service he has contracted to perform.

b. He shall have a permanent file in which he shall record all pertinent information relative to teachers' certificates and other certificates issued by the State Board of Education of personnel of the schools of the County.

c. He or his deputies shall visit all the schools of the county as often as necessary but not less than four times during each school term and shall advise with the administrator, principals, teachers, and supervisors thereof relative to the classification of pupils, methods of instruction, the conditions and upkeep of the school building or buildings, equipment and grounds. He shall at least once a year make a written report to the State Board of Education on the conditions, composed of a composite report of periodic visits, of the schools of the County, and shall list recommendations for improvements. The County Superintendent shall work with all school districts with the view of coordinating the systems, programs, curricula, and activities of all of the schools of the County. The County Superintendent of Schools shall be paid the necessary travel expenses in so doing. Each school district may request supplies necessary for the operation of the schools to be purchased by

the County Superintendent and purchased in their behalf, said supplies shall mean teachers' ledgers, class room record books and necessary permanent records or blanks.

d. He shall keep a complete record of his official acts and the registers of all schools of the county.

e. He shall require all teachers, principals, and superintendents of the various school districts to file complete and accurate reports at the end of the school year. He shall keep these reports on file in the office of the County Superintendent of Schools and these reports shall be the basis of all statistical reports.

f. He shall make annual statistical and financial reports of all schools of the county and file such reports with the State Board of Education. A copy of these reports shall be kept in a bound book and shall constitute permanent records in the office of the County Superintendent.

g. Provided, further, that the number of teachers used in computing the state's portion of the County Superintendent's salary shall in no instance be less than twenty teachers. Provided, further, that any increase in the county's portion of the County Superintendent's salary shall not serve to decrease in any instance the amount paid by the state. Provided, further, that in each county not less than one full time Deputy County Superintendent shall be provided at County expense.

SECTION 3. The County Superintendent to serve as coordinator for all school systems in his County with all federal agencies providing any federal funds used by said school systems. He will keep informed as to the various types of reports required by the federal agencies, the various types of programs available and will serve as liaison between the school systems and said federal agencies.

Senator Payne asked to be made a co-author of the Hamilton amendment, which was the order.

Senator Garrison raised a point of order, which was overruled, against consideration of the Hamilton-Payne amendment, stating that the language contained therein was not germane to that contained in the Title of the Bill.

Senator Garrison moved to table the Hamilton-Payne amendment, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Howard, Keels, Luton, McGraw, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams.—25.

Nay: Berrong, Berry, Dacus, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Stipe, Young.—20.

Excused: Boecher, Hargrave, Taliaferro.—3.

Senator Gee presiding.

Senator Baggett, joined by Senator Nichols, moved to amend **SB 462**, beginning on page 2, line 2, by striking all of Sections 2, 3 and 4, and by substituting the following: "Section 2. All of the powers and duties now incumbent upon the office of County Superintendent of Schools for each county are hereby assigned and transferred to the Superintendent of the independent school district of that county which had the greatest number of students in average daily attendance during the preceding school year" which amendment was tabled upon motion of Senator Massad.

Senator Smith presiding.

Senator McClendon moved to amend **SB 462**, page 2, line 1, by substituting a comma for the period following "ished" and adding the language "upon a majority of the people voting for the abolishment thereof at an election covering the subdivision or region as hereinafter defined and called by the State Board of Education

upon thirty day notice of said election being given by publication in at least one newspaper with legal status in each county."

Senator Gee presiding.

Senator Baggett moved to table the McClendon amendment, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, Luton, McGraw, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—24.

Nay: Berrong, Berry, Dacus, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Stipe, Young.—20.

Excused: Atkinson, Boecher, Stansberry, Taliaferro.—4.

Senator Martin moved to amend **SB 462**, page 2, beginning on line 2, by striking all of Section 2, and substituting therefor "Section 2. The State Board of Education is hereby authorized to establish not more than fifteen (15) subdivisions or regions throughout the State. A coordinator for each such subdivision or region so formed SHALL BE ELECTED BY THE PEOPLE OF SUCH AREA to coordinate educational functions and to perform such other duties as shall be presented by the State Board of Education. Until otherwise provided by rules and regulations of the State Board of Education, such coordinators shall perform all of the duties now assigned to the County Superintendents of Schools by statute or otherwise" which amendment was tabled upon motion of Senator Garrison upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Keels, McGraw, Nichols, Por-

ter, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—24.

Nay: Berrong, Berry, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Stipe, Taliaferro, Young.—21.

Excused: Boecher, Ham, Stansberry.—3.

Senator Baldwin moved to amend **SB 462**, beginning on page 2, line 2, by striking all of Sections 2, 3 and 4, and by inserting in lieu thereof the language, "Section 2. The functions and duties of the office of County Superintendent of Schools is hereby made the responsibility of the State Board of Education" which amendment was declared adopted.

Senator Garrett moved to amend **SB 462**, page 2, line 1, by inserting after "ished" the language "and all duties be transferred to the superintendent of the transportation district" and by striking section 2, which amendment was declared failed of adoption.

Senator Holden, joined by Senator Murphy, moved to amend **SB 462**, beginning on page 2, line 2, by striking all of Section 2, and inserting in lieu thereof "Section 2. All of the power and duties now incumbent upon the office of County Superintendent of Schools for each county are hereby assigned and transferred to the office of the Area School Coordinator which is hereby created for the purpose of administering the duties and powers now performed by the County Superintendent of Schools. The Area School Coordinator shall be elected for a term of four years from a district which shall be the same as the district of the District Attorneys of the State of Oklahoma and the date of the election of the Area School Coordinator shall be the same date as the election of the District Attorney from that district. The present superintendent of schools from the county having the largest average daily attendance of school children of any county in that particular district

shall assume the office of area school coordinator of an Area School Coordinator as provided herein. The salary of the Area School Coordinator shall be the same as that now provided for the County Superintendent of Schools and shall be apportioned among the counties within the district on the basis of the average daily attendance of school children within each county during the immediately preceding school year" which amendment was tabled upon motion of Senator Garrison upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Ferrell, Find-eiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, Luton, McGraw, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams.—25.

Nay: Berrong, Berry, Dacus, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Stipe, Young.—20.

Excused: Boecher, Smalley, Taliaferro.—3.

Senator Bradley moved that the Senate stand adjourned under the Rules, which motion was declared failed of adoption.

Senator Massad moved to amend **SB 462**, beginning on page 3, line 17, by striking all of Section 6, and inserting a new section 6 to read as follows: "The provisions of this act shall not become effective until July 1, 1971.

Senator Baggett moved, in lieu of the Massad amendment, to amend **SB 462**, page 2, line 1, by adding after the word "abolished" the words "effective as of the last day of the current term of such office on the day before the first Monday in July of 1969."

Senator Ham raised a point of order, which was overruled, against the consideration of an in lieu amendment.

Senator Garrison asked to be made a co-author of the Baggett in lieu amendment, which was the order.

Senator Massad moved to table the Baggett-Garrison amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berry, Dacus, Field, Gee, Graves, Ham, Hamilton, Horn, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Stipe, Taliaferro, Young.—20.

Nay: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Grantham, Hargrave, Howard, Keels, McGraw, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams.—25.

Excused: Boecher, Holden, Porter.—3.

Senator Ham raised a point of order, which was overruled, against consideration on an in lieu amendment.

The vote occurring upon the Baggett-Garrison amendment, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckenridge, Ferrell, Findeiss, Garrett, Garrison, Grantham, Hargrave, Howard, Keels, McGraw, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—23.

Nay: Berrong, Berry, Dacus, Field, Gee, Graves, Ham, Hamilton, Holden, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Stipe, Terrill, Young.—21.

Excused: Boecher, Horn, Porter, Taliaferro.—4.

President Pro Tempore McSpadden presiding.

Senator Terrill, joined by Senator Taliaferro, moved to amend **SB 462**, beginning on page 2, line 2, by striking all of sections 2, 5 and 6, and inserting in lieu thereof the following new sections: "Section 2. The State Board of Education is hereby authorized to establish not more than fifteen (15) subdivisions of regions throughout the State. Establishing in each region a regional board of education

made up of one member elected from each county for a term of 4 years. The regional board shall have the same powers and duties of board members of independent districts including but not limited to the selection of the regional superintendent and fixing of his salary and duties. Section 3. The salaries of such regional coordinators shall be fixed by the Board of Education and the expenses incurred by them in the performance of their official duties shall be approved and shall be apportioned and paid from state funds appropriated for state aid to schools among the dependent school districts in the region in which the coordinator performs his duties in such manner as the Board of Education shall direct. Section 4. A central office in each region shall be designated by the Board to which a regional coordinator may be assigned. It shall be the duty of the Board of County Commissioners of the County wherein such office is located to furnish, at county expense, the necessary office space, utilities, communications, supplies, equipment and maintenance for said office. Section 5. 70 O. S. 1961, § § 3-1 through 3-7 35a, 35b, and 35c, and all other laws or parts of laws in conflict herewith are hereby repealed. Section 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval." which amendment was declared failed of adoption.

Senator Massad moved to amend **SB 462**, page 3, beginning on line 17, by striking all of Section 6, which amendment was tabled upon motion of Senator Smalley.

Senator Hamilton moved to amend **SB 462**, page 1, by striking the Title, which amendment was tabled upon motion of Senator Garrison.

Senator Baldwin moved to amend **SB 462**, page 1, by amending the Title to conform to the body of the Bill, and by re-

numbering the sections to conform with the amendments adopted, which amendment was declared adopted.

Upon motion of Senator Nichols, **SB 462**, as amended, was advanced to engrossment.

Senator Garrison asked unanimous consent that **SB 462**, as amended, be considered engrossed and placed upon third reading and final passage, to which Senator McClendon objected.

Senator McClendon moved that Xerox copies of **SB 462**, as amended, be made and placed upon the desk of each member for consideration on the next legislative day, which motion was declared adopted.

Senator Payne presiding.

RESOLUTIONS

By unanimous consent, **SCR 38** by Stipe and Garrison of the Senate and Skeith of the House was introduced and read as follows:

A Concurrent Resolution expressing honor and pride in the 45th Infantry (Thunderbird) Division; directing that the 31st day of January, 1968, be designated as 45th Infantry (Thunderbird) Division Day; and directing distribution.

By unanimous consent, upon request of Senator Garrison, all other members of the Senate were made coauthors of the Resolution.

SCR 38, as coauthored, was read at length, adopted upon motion of Senator Garrison and ordered referred for engrossment.

By unanimous consent, **SCR 39** by Garrison was introduced and read as follows:

A Concurrent Resolution directing the adoption by the State of Oklahoma of the Submarine U. S. S. Will Rogers as the Official Navy Submarine of the State; and directing distribution.

By unanimous consent, upon request of Senator Garrison, all other members of the

Senate were made coauthors of the Resolution.

SCR 39, as coauthored, was read at length, adopted upon motion of Senator Garrison, and ordered referred for engrossment:

SCR 39—By Garrison, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lutton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young of the Senate and Connor, et al of the House.

A CONCURRENT RESOLUTION DIRECTING THE ADOPTION BY THE STATE OF OKLAHOMA OF THE SUBMARINE U.S.S. WILL ROGERS AS THE OFFICIAL NAVY SUBMARINE OF THE STATE; AND DIRECTING DISTRIBUTION.

WHEREAS, many states of the Union are presently represented and honored by an official navy vessel; and

WHEREAS, there is at present no navy vessel representing the State of Oklahoma; and

WHEREAS, adoption of a vessel can be effectuated by legislative action; and

WHEREAS, the submarine U.S.S. Will Rogers by its name commemorates a great Oklahoman; and

WHEREAS, there are many Oklahoma men presently serving on the U.S.S. Will Rogers; and

WHEREAS, the officers and crew of the U.S.S. Will Rogers have expressed a desire for the adoption of the vessel by the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE,

THE HOUSE OF REPRESENTATIVES
CONCURRING THEREIN:

SECTION 1. That the submarine U.S.S. Will Rogers be adopted as the official navy submarine of the State of Oklahoma.

SECTION 2. A duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared and sent to the Skipper of the Blue Team for the U.S.S. Will Rogers, Captain Robert Young Kaufman.

By unanimous consent, **SCR 40** by Stipe and Garrison of the Senate and Skeith of the House was introduced and read as follows:

A Concurrent Resolution commending Major General Jasper N. Baker for his unlimited abilities and achievements; expressing appreciation for his many years of devoted and loyal service; and directing distribution.

By unanimous consent, upon request of Senator Garrison, all other members of the Senate were made coauthors of the Resolution.

SCR 40, as coauthored, was read at length, adopted upon motion of Senator Garrison and ordered referred for engrossment.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned under the Rules, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 972—By Sparkman—An Act relating to the State Industrial Court; making Industrial Court Judges compensation equal to the highest compensation paid District Judges; creating the position of Law Clerk

for the State Industrial Court; fixing compensation for the Law Clerk; and declaring an emergency.

HJR 542—By Sparkman, Dickey, Grey, Patterson (Ruth), Raibourn, Rushing, Smith (E. W.), Tabor, Vann, Andrews, Bean, Bengtson, Bernard, Bradley, Fowler, Goodfellow, Greenhaw, Mountford, Patterson (Frank), Sanguin, Smith (Norman), Watkins and Williamson of the House and Graves of the Senate—A Joint Resolution providing for increases in payments of Old Age Assistance, Aid to Blind, and Aid to Permanently and Totally Disabled; providing for raises in schedule of maximum money payments for assistance plans in accordance with living arrangements for categorical assistance programs; defining duties of the Oklahoma Public Welfare Commission and providing that Commission shall continue to maintain present programs, and take necessary action to earn Federal funds for the State of Oklahoma; authorizing participation in additional Federal programs; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 556—By Poulos, et al—A Concurrent Resolution commending Bob Dickson for his many contributions to amateur golf; congratulating him for the many awards he has won; and directing distribution.

Consideration of the Resolution was deferred for this legislative day.

As provided under the Smith motion, the Senate was declared adjourned, as provided under the Rules, until 10:00 a.m. tomorrow.

Eighteenth Legislative Day

Wednesday, January 31, 1968

Pursuant to adjournment, the Senate was called to order by Senator Payne, designated by President Pro Tempore so to do.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Excused: Berrong, Boecher, Breckinridge, Keels, Massad, Porter, Terrill.—7.

The President declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Miller:

Eternal God our Heavenly Father, we come again this morning with thankful hearts. Thankful for the opportunities that are open unto us this day. Father, great wisdom and guidance for these men as they work today. May they hear that still small voice speaking, and be obedient. Bless each of us according to our deepest need and use us for Thy glory, for we ask in Jesus name. Amen.

The Journal for the last legislative day was declared approved.

Upon motion of Senator Ferrell, pursuant to Rule 9-b, a Citation of Congratu-

lations was ordered issued to Marlene McAnally as Miss Rodeo, U. S. A.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM THE HOUSE

Transmitting Motion for adoption and concurrence in the issuance of Concurrent Citation by the Oklahoma State Legislature as follows:

Mr. Speaker—I move that a Concurrent Citation of Congratulations be issued by the Oklahoma State Legislature to the Hobart High School Football Team for winning the 1967 Class B State Football Championship—Representative David Hutchens.

Upon motion of Senator Dacus, the Senate adopted the motion, concurred in the issuance of Citation; and, upon his request, all members of the Senate were added as coauthors.

The motion referred to was ordered returned to the House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1041—By Willis, Miskelly, Bengtson, Sparkman, Tabor, Abbott, Finch, Sandlin, Cole, Odom (Martin), Boren, Bynum, Brown, Blankenship, Bean, Nigh, Spearman, Clemons, Sokolosky, Williamson, Andrews, Allard, Hill, Hesser, Bamberger, Lane, Townsend, Grey, Sanguin and Ferrell of the House and Terrill, Berry, Payne, Massey and Howard of the Senate—An Act relating to schools; amending Section 10, Chapter 397, O. S. L. 1965 (70 O. S. Supp. 1967, § 18-10A); providing for a foundation aid salary schedule; providing for a

minimum salary for teachers; providing for a minimum raise for each individual teacher; providing for Special Education Aid; providing for a penalty for underpayment to any teacher; and declaring an emergency.

HB 1144—By Willis, Miskelly and Spearman of the House and Baggett, Terrill, Nichols and Smalley of the Senate—An Act relating to taxation of cigarettes and tobacco products; imposing an additional tax at the rate of five cents on each package of twenty cigarettes as defined in the Cigarette Stamp Tax Law and proportional rates on fractions thereof; imposing a similar additional increase in the rate of tax on tobacco products as defined in the Tobacco Products Tax Law; providing that such taxes shall be in addition to any other taxes now levied on cigarettes and tobacco products; directing apportionment of the revenue from such additional cigarette tax; creating the "State of Oklahoma Building Bonds of 1968 Reserve Fund"; providing for apportionment of tobacco products tax revenue; specifying effective date; providing severability; and declaring an emergency.

HB 1175—By Bynum of the House and Smalley of the Senate—An Act relating to alcoholic beverages; amending 37 O. S. 1961, § 553; providing for levy of excise tax upon alcoholic beverages; prescribing rate of tax; establishing the "1968 Junior College Reserve Fund"; directing distribution and allocation of revenues into said fund for fiscal year ending June 30, 1968; directing distribution of revenues for fiscal years thereafter; and declaring an emergency.

The above numbered **HBs** were read for the first time.

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Smith, who stated Permits would be issued in the Office of the President Pro Tempore:

Mr. President: The Committee on Committees and Rules to which was referred request for Lobby Permits, after careful consideration, respectfully recommends that the following petitioners be granted Lobby Permits:

Jones, Charles R., 14 Oakwood Drive, Oklahoma City, Oklahoma. Oklahoma Association of Dry Cleaners.

Jones, Dick, 4200 Northeast 36th Street, Oklahoma City, Oklahoma. Oklahoma Association of Dry Cleaners.

Sawyer, Jerry, 2504 Meadowcliff Drive, Oklahoma City, Oklahoma. Oklahoma State Building and Construction Trades Council.

Swan, Roger H., 1924 N. W. 56th Street, Oklahoma City, Oklahoma. Christian Science Churches in Oklahoma.

Respectfully submitted,

Smith, Chairman

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 660—By Findeiss—An Act relating to the practice of land surveying; providing for the registration of qualified persons as land surveyors; creating additional duties for the State Board of Registration for Professional Engineers; defining additional powers and duties; providing for the enforcement of this Act and the penalties for its violation; repealing conflicting laws.

SB 661—By Baggett—An Act relating to the Oklahoma Capitol Improvement Authority; authorizing completion of building erected for the Department of Public Safety and the landscaping of site thereof; providing for the issuance of revenue bonds; and declaring an emergency.

SB 662—By Baggett—An Act relating to school textbooks; amending 70 O. S. 1961,

§ § 16-1, 16-2, 16-3, 16-4, 16-10, 16-12, 16-13, 16-17, 16-18, 16-19, and 16-20; and declaring an emergency.

SB 663—By Berry—An Act relating to counties and county officers; amending 19 O. S. 1961, § 180.65(c); providing for deputies and other personnel for certain county officers; providing for compensation; and declaring an emergency.

SB 664—By Young—An Act relating to civil procedure; providing that party to lawsuit shall not be required to submit to more than one physical examination; providing for such examination in presence of attorney or other person designated by the party being examined; and declaring an emergency.

SB 665—By Baggett and Smith—An Act relating to elections; amending portions of the Act (26 O. S. 1961, § 103.1 through § 103.21) which governs voter registration in counties of more than 400,000 population; designating the county registrar as responsible officer for executing registration laws; permitting use of data processing equipment; amending 26 O. S. 1961, Sections 103.4, 103.9, 103.16, 274 and 277; directing codification; permitting sale of lists of registered voters and prescribing conditions therefor; making unlawful the copying of such lists or commercial use thereof; providing penalties; reducing time to retain poll signature book; permitting use of colors to distinguish ballots on voting machines; prohibiting use of party levers on voting machines in elections where nonpartisan or noncompetitive candidates are on the ballot; providing severability; and declaring an emergency.

SB 666—By McSpadden—An Act relating to economic development; providing for creation of District Planning Commissions; authorizing cooperative agreements and contracts by cities and counties with other cities and counties or other persons; authorizing formation of non-profit corporations by cities and counties; authorizing enforcement by cities and counties; mak-

ing provisions of Act severable; directing codification; and declaring an emergency.

SB 667—By Young—An Act relating to roads and highways; providing for designation of County Primary Road System by Board of County Commissioners; providing for roads to be included in county primary road system; providing for filing of map of such systems; providing for erection of county route markers; and declaring an emergency.

SB 668—By Smith—An Act relating to the State Industrial Court; amending 85 O. S. 1961, § 87; providing said court shall have discretion to permit destruction of files in cases in which ten years have elapsed since the final order or if no final order is written since the filing of claim for compensation; and declaring an emergency.

SB 669—By Grantham of Senate and Peterson and Conaghan of the House—An Act relating to public health and safety; amending Section 1011, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-1011); providing health nuisances may be removed by order of County Health Officer and in cities by City Health Officer pursuant to appropriate ordinance; providing methods of collection of costs of removal; and declaring an emergency.

SB 670—By Massey of the Senate and Skeith of the House—An Act relating to public works; amending Sections 1 and 2, Chapter 518, O. S. L. 1965 (61 O. S. Supp. 1967, § § 1 and 2) changing requirements as to payment bonds, on contracts for public buildings and public works; and declaring an emergency.

SB 671—By Baggett—An Act relating to civil and criminal procedure; providing for certification of questions of law; providing for certification order; prescribing fees and costs; providing for briefs, argument and opinion; providing for procedure; making provisions of Act severable; fixing effective date; and declaring an emergency.

SB 672—By Baggett—An Act relating to

the Attorney General of the State of Oklahoma; authorizing the charging of a fee for copies of public documents of the office of the Attorney General; creating a revolving fund of monies appropriated thereto and of fees collected for duplication; authorizing expending of funds from the revolving fund; providing for the method of expending the funds; repealing all laws in conflict herewith; and declaring an emergency.

SB 673—By Porter—An Act making an appropriation for personal services and operating expenses of the Oklahoma Wing of the Civil Air Patrol, for the biennial period ending June 30, 1969; and declaring an emergency.

SB 674—By Smalley of the Senate and Wolf (Leland) and Cate of the House—An Act relating to the Oklahoma State Bureau of Standards; making an appropriation thereto; providing that the Director of the Bureau of Standards shall fix the duties and compensation of employees within certain limitations; providing for lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 675—By Martin—An Act relating to public health and safety; amending 63 O. S. 1961 § 465.11; defining certain drugs and compounds as barbiturates and stimulants; defining LSD as a stimulant; defining other terms; and declaring an emergency.

SB 676—By Berrong—An Act relating to public finance; amending 62 O. S. 1961, § 7.1; creating official depository clearing accounts; providing for deposits and transfers; providing for deposits monthly by State Parks and Lodges; repealing all laws or parts of laws in conflict herewith; making provisions of Act severable; and declaring an emergency.

SB 677—By Gee—An Act relating to criminal procedure; amending 22 O. S. 1961, § 512; prescribing the stages in procedure within which certain objections shall be made and the manner of mak-

ing them; providing trial of a defendant shall be before another judge than the judge who conducted the preliminary examination; providing it shall be unnecessary for the prosecution to file an information after the preliminary examination; and providing an effective date.

SB 678—By Hamilton—An Act relating to deer hunting; providing it shall be lawful under prescribed circumstances to use licensed dogs for the hunting of deer during deer gun season; providing for licensing of deer hunting dogs; making it unlawful to use unlicensed dogs during deer gun season and use dogs to hunt deer out of deer gun season; prescribing penalties for violation of the provisions of this Act; and declaring an emergency.

SB 679—By Berrong, Howard, Graves, Horn and Payne—An Act providing for regulating the incorporation and licensing of corporations not for profit to maintain and operate non-profit optometric service plans in the State of Oklahoma; providing for the supervision and regulation of such corporations by the Insurance Commissioner of the State of Oklahoma; exempting such corporations from insurance laws in conflict with this Act; providing for the licensing of such corporations; and declaring an emergency.

SB 680—By Porter—An Act relating to county officers; amending 19 O. S. 1961, § 138.6; fixing the salary of the secretary of the Public Defender in certain counties; prescribing method of determining salary; dividing payment in certain proportions between the court funds and county funds; and declaring an emergency.

SB 681—By Graves, McSpadden, Field, Birdsong, Berry, Gee, Nichols and Murphy of the Senate and Cox of the House—An Act relating to veterans; amending 72 O. S. 1961, § 67.13a providing for definition of term "War Veterans"; repealing Section 1, S. J. R. No. 37, Page 1225, O. S. L. 1965 (72 O. S. Supp. 1967, § 50.31); and declaring an emergency.

SB 682—By Breckinridge—An Act relat-

ing to counties and county officers; amending 19 O. S. 1961, § 131 (B); providing for election of certain county officers; abolishing office of the County Public Weigher; repealing 19 O. S. 1961, §§ 701 through 714, inclusive, pertaining to the County Public Weigher; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

SB 683—By Romang—An Act relating to cotton gins; amending 17 O. S. 1961 §§ 42, 43, 44, 45 and 46; abolishing the Department of Cotton Gin Utilities under the Corporation Commission; investing the State Department of Agriculture with certain authority and duties relating to gins; and declaring an emergency.

SJR 58—By Bradley of the Senate and McCune of the House—A Resolution waiving the immunity of the State from liability for damages resulting from tortious acts of its employees; waiving immunity of the State from suit, and authorizing suit, in the matter of the alleged wrongful injury to Barry C. Blair; specifying procedure; and declaring an emergency.

SJR 59—By Short—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to Article X of the Oklahoma Constitution, by amending Section 35 thereof to provide any county, city or town, or combination of them may, by majority vote of qualified tax-paying electors, become indebted additionally to other indebtedness limits specified in the Constitution for the purpose of securing and developing industry under certain conditions and within specified limits; providing for a ballot title; and ordering a Special Election.

SECOND READING

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

SB 649—Conservation and Economic Development.

SB 650—Business, Industry and Labor Relations.

SB 651—Education.

SB 652—Appropriations and Budget.

SB 653—Committee on Committees and Rules.

SB 654—Education.

SB 655—Committee on Committees and Rules.

SB 656—Judiciary.

SB 657—Agriculture, Consumer Affairs and Wildlife.

SB 658—Conservation and Economic Development.

SB 659—Health, Welfare and Veterans' Affairs.

SJR 57—Judiciary.

HB 972—Appropriations and Budget.

Senator Stipe asked unanimous consent that **HB 972** be ordered withdrawn from the Committee on Appropriations and Budget and that it be referred to the Committee on Judiciary, which was the order.

HB 983—Revenue and Taxation.

HB 1021—Governmental Affairs.

HB 1073—Appropriations and Budget.

HJR 542—Health, Welfare and Veterans' Affairs.

GENERAL ORDER

Senator Taliaferro asked unanimous consent that **HB 797** be ordered withdrawn from the Calendar and re-referred to the Committee on Revenue and Taxation, which was the order.

SB 471 by Miller was read and considered.

Senator Miller moved to amend **SB 471**, page 4, line 6, by adding a period (.) after the word "elections" which amendment was declared adopted.

Upon motion of Senator Miller, **SB 471** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **SB 471**, as amended, was

considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 471 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—39.

Excused: Baggett, Berrong, Boecher, Breckinridge, Keels, Massad, Porter, Stansberry, Terrill.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—39.

Excused: Baggett, Berrong, Boecher, Breckinridge, Keels, Massad, Porter, Stansberry, Terrill.—9.

The emergency was declared passed.

SB 471, as amended, was referred for engrossment.

President Pro Tempore McSpadden presiding.

Senator Berrong asked to be shown present, which was the order.

GENERAL ORDER

HB 1033 by Bernard, et al, of the House and Baldwin of the Senate was read and considered.

Senators Luton, Findeiss, Birdsong and Dacus asked to be made coauthors of HB 1033, which was the order.

Upon motion of Senator Baldwin, HB 1033 was advanced.

By unanimous consent, upon request of Senator Baldwin, HB 1033 was placed upon third reading and final passage.

THIRD READING

HB 1033 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—37.

Nay: Atkinson.—1.

Excused: Baggett, Boecher, Breckinridge, Keels, McGraw, Martin, Massad, Porter, Taliaferro, Terrill.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—37.

Nay: Atkinson.—1.

Excused: Baggett, Boecher, Breckinridge, Keels, McGraw, Martin, Massad, Porter, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1033 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1058 by Hunter, et al, of the House and Williams of the Senate was read and considered.

Senator Dacus asked to be made co-author of **HB 1058**, which was the order.

Upon motion of Senator Williams, **HB 1058** was advanced.

By unanimous consent, upon request of Senator Williams, **HB 1058** was placed upon third reading and final passage.

THIRD READING

HB 1058 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—38.

Excused: Baggett, Boecher, Breckinridge, Ferrell, Graves, Keels, Martin, Massad, Porter, Terrill.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—38.

Excused: Baggett, Boecher, Breckinridge, Ferrell, Graves, Keels, Martin, Massad, Porter, Terrill.—10.

The emergency was declared passed.

HB 1058 was ordered withheld pursuant to Rule 20-c.

Senator Breckinridge asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

Senator Romang asked for consideration of his motion to reconsider the vote whereby **SB 452**, as amended, failed of passage.

Senator Stipe moved to table the Romang motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Dacus, Field, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Massey, Miller, Murphy, Payne, Smalley, Stipe, Taliaferro.—19.

Nay: Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Luton, McGraw, Nichols, Romang, Selman, Short, Smith, Stansberry, Williams, Young.—20.

Excused: Baggett, Berry, Boecher, Howard, Keels, Martin, Massad, Porter, Terrill.—9.

Senator Terrill asked to be shown present, which was the order.

The vote occurring upon the Romang motion to reconsider the vote by which **SB 452**, as amended, failed of passage, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Birdsong, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Luton, McGraw, Nichols, Romang, Selman, Short, Smith, Stansberry, Williams, Young.—20.

Nay: Atkinson, Berrong, Berry, Dacus, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Smalley, Stipe, Taliaferro, Terrill.—19.

Excused: Baggett, Boecher, Bradley, Field, Howard, Keels, Massad, Payne, Porter.—9.

Following the declaration of the vote upon **SB 452**, Senator Romang, citing Rule 20-a, raised a point of order, which was

overruled, against the decision of the Chair that his motion had failed of adoption.

Senator Payne presiding.

Senator Massad asked to be shown present, which was the order.

GENERAL ORDER

SB 444 by Garrison was read and considered.

Senator Short asked to be made a co-author of **SB 444**, which was the order.

Upon motion of Senator Garrison, **SB 444** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 444** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 444 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, Field, Grantham, Keels, Porter.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, Field, Grantham, Keels, Porter.—5.

The emergency was declared passed.

SB 444 was referred for engrossment.

GENERAL ORDER

SB 623 by Smith and Birdsong was read and considered.

Senator Dacus asked to be made a co-author of **SB 623**, which was the order.

Upon motion of Senator Smith, **SB 623** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 623** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 623 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Boecher, Ferrell, Keels, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry,

Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Boecher, Ferrell, Keels, Porter.—4.

The emergency was declared passed.

SB 623 was referred for engrossment.

Senator Keels asked to be shown present, which was the order.

GENERAL ORDER

SB 484 by Grantham was read and considered.

Senators Graves, Birdsong, Berry, Dacus, Stipe and Hargrave asked to be made coauthors of **SB 484**, which was the order.

Upon motion of Senator Grantham, **SB 484** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 484** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 484 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Smith.—1.

Excused: Boecher, McSpadden, Massey, Porter, Smalley.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves,

Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Smith.—1.

Excused: Boecher, McSpadden, Massey, Porter, Smalley.—5.

The emergency was declared passed.

SB 484 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 450, 455, 478, 557, and 571, and SCRs 38, 39, and 40 each correctly engrossed.

SCR 36 correctly enrolled.

Engrossed **SBs 450, 455, 478, 557, and 571, and SCRs 38, 39 and 40** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 36** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Porter asked to be shown present, which was the order.

Senator Garrison asked unanimous consent, which was granted, that **SB 462** be considered engrossed and placed upon third reading.

Senator Baggett presiding.

THIRD READING

SB 462 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckenridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, Luton, McGraw, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—26.

Nay: Berry, Dacus, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Mil-

ler, Murphy, Payne, Stipe, Taliaferro, Terrill, Young.—20.

Excused: Boecher, Field.—2.

The bill was declared passed.

President Pro Tempore McSpadden presiding.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Ferrell, Find-eiss, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Keels, Luton, McGraw, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—27.

Nay: Berry, Dacus, Gee, Graves, Ham, Hamilton, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Payne, Stipe, Taliaferro, Terrill, Young.—18.

Excused: Berrong, Boecher, Field.—3.

The emergency was declared failed of passage.

SB 462, as amended, was referred for engrossment.

INTRODUCTION OF MEASURES

Senator Smith called attention to Rule 31-j, relating to the cut-off date for the introduction of Bills and Joint Resolutions, and moved that the Rules be suspended for the purpose of receiving Measures for which request for drafting had been submitted to the Bill Drafting Department not later than at the close of business on this date, which motion was declared adopted.

Senator Smith stated that a list of such requests would be furnished the Senate to be incorporated in the Journal on the following legislative day.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

Senator Dacus presiding.

MESSAGES FROM THE HOUSE

Advising passage of and returning En-

grossed **SB 559**—Coauthored by Boren, Cate, Derryberry and Dunn of the House, as amended.

HAs to SB 559 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 2, Line 25, by adding after the word "amended." the following new sentence: "It is the intent of the Legislature that the State Regents allocate, hold, maintain and administer funds appropriated herein under the same regulations and procedures as are followed in administering the federally-guaranteed Student Loan Program." And amend the title to conform thereto.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCR 36**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

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 1054**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 1054** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1054, and Engrossed Senate Amendments thereto, by Bengtson, entitled: An Act relating to the School Districts; amending 70 O. S. 1961, § 4-27; authorizing clerks of Boards of Education of any school district to destroy records and documents filed or stored longer than five (5) years; and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the following Committee Substitute therefor with the recommendation that it do pass:

CCS for HB 1054—By Bengtson—AN ACT RELATING TO THE SCHOOL DISTRICTS; AMENDING 70 O. S. 1961, § 4-27; AUTHORIZING CLERKS OF BOARDS OF EDUCATION OF ANY SCHOOL DISTRICT TO DESTROY RECORDS AND DOCUMENTS FILED OR STORED LONGER THAN FIVE (5) YEARS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 70 O. S. 1961, § 4-27, is amended to read as follows:

§ 4-27. It shall be the duty of the clerk to keep an accurate journal of the proceedings of the board; to take charge of the district books and documents; to countersign all warrants for school monies drawn upon the treasurer by the board of education and perform such other duties as the board of education or its committees, may require.

The clerk of the board of education of any **[independent]** school district **[con-**

taining a city] is hereby authorized to destroy all claims, warrants, contracts, purchase orders and any other financial records or documents, **INCLUDING THOSE RELATING TO STUDENT ACTIVITY FUNDS**, on file or stored in the offices of the board of education of such district for a period of longer than **[ten (10)]** FIVE (5) years.

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.

FOR THE HOUSE: Bengtson, Odom, Abbott.

FOR THE SENATE: Breckinridge, Field, McClendon.

BILLS RELEASED

As provided under Rule 20-c, **HBs 1033 and 1058** were properly signed and ordered returned to the Honorable House.

As provided under the Smith motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Nineteenth Legislative Day

Thursday, February 1, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—42.

Excused: Boecher, Bradley, Hargrave, Keels, Stipe, Young.—6.

The President declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Miller:

Our Father, grant us quietness of soul as we start this day, that our minds may be in tune with Thee. Allow the thoughts of these men to be open to Thy Spirit. May we be ever conscious of your presence, not just at this moment of prayer but throughout the hours of this meeting. May we know that deep down in our hearts that without Thy guidance and strength we can do nothing, and that what we do without Thy guidance is nothing. Bless once again these men and the people they represent. For we pray in Jesus' name. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1099—By Thompson, McCune, Hill, Bamberger, Peterson, Patterson (Ruth) and Clemons of the House and Gee of the Senate—An Act relating to courts; providing that District Courts are the successors of Superior Courts, county courts, courts of common pleas, special session courts, courts of special sessions, city courts, juvenile courts, justice of the peace courts, and municipal courts in civil matters; providing for the establishment of particular dockets in the District Court; providing that references to said courts or judges thereof in the Oklahoma Statutes shall refer to the District Court or a judge thereof; providing that references in the Oklahoma Statutes to District Judges include Associate District Judges and Special Judges; that in 19 O. S. 1961, § § 740 and 771, county judge means Associate District Judge; directing recodification of 20 O. S. 1961, § 296; providing for transfer of records of abolished courts and for continuation of clerks thereof as deputy clerks of the District Court; amending 22 O. S. 1961, § 162, designating persons who shall be magistrates; repealing 20 O. S. 1961, § § 141, 141.1, 141.2, 143, 144, 145.1, 145.2, 146, 147.1, 147.2, 148, 149, 161 through 169, 171 through 187, 187.1, 188 through 191, 201 through 210, 212 through 218, 241, through 250, 252 through 255, 271 through 281, 286 through 289, 295, 296, Section 1, Chapter 172, O. S. L. 1965 (20 O. S. Supp. 1967, § 297), 20 O. S. 1961, § § 311, 312, 314,

316, 317, 318, 331 through 334, 381 through 397, 401 through 406, 411, 481 through 486, 511 through 517, 521 through 526, 531 through 538, 551 through 554, 581 through 586, 591 through 596, 601 through 608, 631 through 637, 651 through 672, 691, 692, as amended by Section 1, Chapter 227, O. S. L. 1963, Sections 3, 4, and 5, Chapter 227, O. S. L. 1963 (20 O. S. Supp. 1967, § § 692.1, 692.2, 692.3), § § 693 through 697, 698, as amended by Section 2, Chapter 227, O. S. L. 1963, § § 699 through 722, 20 O. S. 1961, § § 731 through 741, 758 through 760, Sections 1 through 16, Chapter 301, O. S. L. 1963 (20 O. S. Supp. 1967, § § 951 through 966), 19 O. S. 1961, § § 179.13, 179.14, 179.17, 179.18, 180.42g, 546, 11 O. S. 1961, § 83, as amended by Section 1, Chapter 276, O. S. L. 1965, and Section 1, Chapter 295, O. S. L. 1967 (11 O. S. Supp. 1967, § 831), § § 832 through 836, 837, as amended by Section 1, Chapter 166, O. S. L. 1963, Section 1, Chapter 162, O. S. L. 1965, and Section 1, Chapter 145, O. S. L. 1967 (11 O. S. Supp. 1967, § 837), § 838 through 853, 853.1, 854 through 858, 864 through 867, Sections 1, 2, 3 and 4, Chapter 128, O. S. L. 1963 (11 O. S. Supp. 1967, § § 868 through 871), Section 2, Chapter 276, O. S. L. 1965 (11 O. S. Supp. 1967, § 872), 956.1 through 956.3, 956.4, as amended by Section 1, Chapter 63, O. S. L. 1965 (11 O. S. Supp. 1967, § 956.4), 956.5, 956.6, as amended by Section 1, Chapter 70, O. S. L. 1963 (11 O. S. Supp. 1967, § 956.6), 956.7 through 956.33, and 74 O. S. 1961, § 290; and providing for an effective date.

HB 1138—By Howard, Cole, Connor and Doornbos—An Act relating to oil and gas lands; amending 64 O. S. 1961, § 281; providing change in lease form; providing notice by publication for fifteen days; and declaring an emergency.

The above numbers **HBs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-

grossed **SCRs 38, 39 and 40**—Coauthored by entire House Membership.

The above numbered Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1033 and 1058**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 558—By Boren, et al, of the House and Nichols of the Senate.

A Concurrent Resolution expressing the profound sorrow and deep regret of the members of the Second Session of the Thirty-First Oklahoma Legislature upon the untimely death of Raymond Reed, a former member of the House of Representatives; recognizing his devotion to duty; his integrity and many public and private services; and directing distribution of this Resolution.

Consideration of the Resolution was deferred for this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 444, 462, 471, 484 and 623 each correctly engrossed.

Engrossed **SBs 444, 462, 471, 484, and 623** were properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

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

DO PASS:

SB 188—Judiciary.

SB 459—Governmental Affairs.

SB 541—Appropriations and Budget.

SB 549—Appropriations and Budget.

SB 577—Roads, Highways and Public Safety.

SB 638—Health, Welfare and Veterans' Affairs.

SB 642—Appropriations and Budget.

HB 1068—Appropriations and Budget.

HB 1074—Appropriations and Budget.

DO PASS, as amended:

SB 31—Roads, Highways and Public Safety.

SB 171—Roads, Highways and Public Safety.

SB 191—Judiciary—Coauthored by Smith.

SB 346—Health, Welfare and Veterans' Affairs.

SB 464—Governmental Affairs.

SB 466—Governmental Affairs.

SB 546—Appropriations and Budget.

SJR 2—Governmental Affairs—Coauthored by Smith, Gee, Short, McGraw and Breckinridge.

HB 1040—Governmental Affairs—Coauthored by Smalley, Short, Breckinridge, McGraw and Smith.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 684—By Holden—An Act relating to economic, industrial and recreational development; amending Sections 1, 2, 3, 5, 6, 7, 9, 18, 19 and 20, Chapter 398, O. S. L. 1965 (74 O. S. Supp. 1967 § § 1101, 1102, 1103, 1105, 1106, 1107, 1109, 1118, 1119, and 1120), creating the Oklahoma Parks and Lodges Commission; providing for membership and organization of commission and compensation of members; creating the Oklahoma Parks and Lodges Department; providing for appointment, qualifi-

cations, duties and compensation of director; providing for divisions within department; prescribing duties; creating the Oklahoma Economic and Industrial Development Commission; providing for membership and organization of commission and compensation of members; creating the Oklahoma Economic and Industrial Development Department; providing for appointment, qualifications, duties and compensation of director; providing for divisions within department; prescribing duties; providing for transfer of property, funds and equipment; fixing effective date; repealing Sections 10, 13 and 14, Chapter 398, O. S. L. 1965 (74 O. S. Supp. 1967 § § 1010, 1013 and 1014); repealing all laws or parts of laws in conflict; making provisions of Act severable; and declaring an emergency.

SB 685—By Holden—An Act relating to the Oklahoma Economic and Industrial Development Department; making an appropriation thereto; stating purpose; providing for lapse date; and declaring an emergency.

SB 686—By Holden—An Act relating to the Department of Lodges and Parks; making an appropriation thereto; stating purpose; providing for lapse date; and declaring an emergency.

SB 687—By Short, Garrison and Williams of the Senate and Connor, Hunter, Green and Kamas of the House—An Act relating to public health; amending Section 104, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-104); authorizing State Board of Health to discontinue farming operations; authorizing sale of property used in such farming operations; directing disposition of proceeds; making provisions of Act severable; and declaring an emergency.

SB 688—By Payne—An Act relating to escrow accounts; providing that any person, co-partnership, partnership, corporation, association or agency shall report to borrower as to escrow accounts; providing under certain conditions books shall be open for inspection or audit; providing for

the furnishing of a balance sheet; and declaring an emergency.

SECOND READING

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

SB 660—Agriculture, Consumer Affairs and Wildlife.

SB 661—Governmental Affairs.

SB 662—Education.

SB 663—Governmental Affairs.

SB 664—Judiciary.

SB 665—Committee on Committees and Rules.

SB 666—Conservation and Economic Development.

SB 667—Roads, Highways and Public Safety.

SB 668—Judiciary.

SB 669—Health, Welfare and Veterans' Affairs.

SB 670—Business, Industry and Labor Relations.

SB 671—Judiciary.

SB 672—Governmental Affairs.

SB 673—Appropriations and Budget.

SB 674—Appropriations and Budget.

SB 675—Health, Welfare and Veterans' Affairs.

SB 676—Conservation and Economic Development.

SB 677—Judiciary.

SB 678—Agriculture, Consumer Affairs and Wildlife.

SB 679—Business, Industry and Labor Relations.

SB 680—Governmental Affairs.

SB 681—Health, Welfare and Veterans' Affairs.

SB 682—Governmental Affairs.

SB 683—Business, Industry and Labor Relations.

SJR 58—Judiciary.

SJR 59—Governmental Affairs.

HB 1041—Education—Then to Appropriations and Budget.

HB 1144—Revenue and Taxation.

HB 1175—Revenue and Taxation.

PENDING SENATE ACTION

Upon motion of Senator Baldwin, the Senate concurred in **HAs** to Engrossed **SB 559**.

SB 559, 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: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—42.

Excused: Boecher, Bradley, Hargrave, Keels, Stipe, Young.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—42.

Excused: Boecher, Bradley, Hargrave, Keels, Stipe, Young.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

DECLARATION OF VOTE

Senator Field asked that the record show, had he been present at the time of the third reading and final passage of SB 462, he would have voted NAY, on the Bill and the emergency section, which was the order.

Senator Young asked to be shown present, which was the order.

GENERAL ORDER

SB 614 by Gee and Boecher was read and considered.

Senator Ham asked to be made coauthor of SB 614, which was the order.

Upon motion of Senator Gee, SB 614 was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, SB 614 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 614 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Boecher, Bradley, Hargrave, Keels, Short, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin,

Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Boecher, Bradley, Hargrave, Keels, Short, Stipe.—6.

The emergency was declared passed.

SB 614 was referred for engrossment.

GENERAL ORDER

SB 540 by McSpadden was read and considered.

Senators Gee and Horn asked to be made coauthors of SB 540, which was the order.

Upon motion of President Pro Tempore McSpadden, SB 540 was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, SB 540 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 540 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, Bradley, Hargrave, Keels, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin,

Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, Bradley, Hargrave, Keels, Stipe.—5.

The emergency was declared passed.

SB 540 was referred for engrossment.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 501 by Skeith, et al, of the House and Grantham, Field, Dacus, Ham, Nichols, Selman, Keels, Bradley and Romang of the Senate was called up for consideration.

Senator Grantham asked unanimous consent, which was granted, that **HB 501** be considered section by section.

Senator McGraw asked to be made a co-author of **HB 501**, which was the order.

Section 101, of Article 1 was read and adopted upon motion of Senator Field.

Sections 201 through 244 of Article 2 were read and adopted upon motion of Senator Field.

Section 301 of Article 3 was read and adopted upon motion of Senator Horn.

Section 302 of Article 3 was read.

Senator Baggett, joined by Senators Porter, Howard, Selman, Birdsong, Smith, Breckinridge, McGraw and Short moved to amend **HB 501**, beginning on page 8, line 23, after the word "member" by striking the remainder of line 23, all of lines 24 through 36, and lines 1 through 7 on page 9, and substituting therefor the following language: "(a) The State Highway Commission shall consist of one member from each of the Congressional Districts of this State as those districts are now or may be hereafter established by law" which amendment was tabled upon motion of Senator Nichols.

Section 302 was declared adopted upon motion of Senator Horn.

Section 303 of Article 3 was read.

Senator Nichols moved to amend **HB 501**, page 10, line 29, following the word "Director" by striking the remainder of line 29, striking the word "Senate" on line 30, all of lines 32 through 36, and line 1 on page 10-a, and by substituting a period for the semi-colon after the word "Commission" on line 31, page 10.

Senator Hamilton moved to table the Nichols amendment which motion was declared failed of adoption.

The vote occurring upon the Nichols amendment, it was declared failed of adoption.

Senator Horn moved the adoption of Section 303, Article 3, which motion was tabled upon motion of Senator Garrison.

Senator Smalley moved to reconsider the vote whereby the Nichols amendment failed of adoption, which motion was declared adopted.

Upon motion of Senator Smalley, the Nichols amendment, beginning on page 10, line 29, was declared adopted.

Upon motion of Senator Horn, Section 303, as amended, was declared adopted.

Senator Baggett moved to reconsider the vote by which Section 302 of Article 3 was adopted, which motion was tabled by Senator McClendon upon a roll call as follows:

Aye: Baldwin, Berrong, Berry, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smalley, Taliaferro, Terrill, Williams, Young.—30.

Nay: Atkinson, Baggett, Birdsong, Breckinridge, Findeiss, Garrett, Howard, McGraw, Porter, Selman, Short, Smith, Stansberry.—13.

Excused: Boecher, Bradley, Hargrave, Keels, Stipe.—5.

Sections 303 through 315 of Article 3 were read and adopted upon motion of Senator Horn.

Section 316 was read.

Senator Baggett moved to amend **HB 501**, beginning on page 18, line 23, by striking all of Section 316, and renumbering the succeeding sections accordingly.

Following discussion, and in lieu of his pending amendment, Senator Baggett moved to amend **HB 501**, page 18, line 27, by striking "January, 1961" and substituting therefor the words "each year" which amendment was declared adopted.

Senator Berrong moved to amend **HB 501**, page 18, line 27, by striking the language following the word "of" and before the word "and" and substituting therefor "January, 1967, and each year thereafter," and by inserting after the word "for" and before the word "counties" on line 28, the word "all" and by placing a period after the word "counties" and striking the remainder of line 28 and all of line 29, which amendment was declared adopted.

Senator Baggett moved to amend **HB 501**, page 18, line 23, after the word "mileage" by striking the words "as of January 1, 1961" which amendment was declared adopted.

Upon motion of Senator Horn, Section 316, as amended, was declared adopted.

Sections 317 through 320 of Article 3 were read and adopted upon motion of Senator Horn.

Senator Field asked unanimous consent that further consideration of **HB 501**, together with all pending amendments, be deferred until the next legislative day, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Young, the Senate refused to concur in House amendment to **SB 351**, and requested a conference thereon.

Senator Payne presiding.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 594** and **595**, requesting Conference and naming Conferees as follows: Mountford, Blankenship and Musgrave.

Upon motion of Senator Smith, the request of the Honorable House for a conference on **HBs 594** and **595** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, Senator Payne, authorized by the President Pro Tempore so to do, announced the appointment of the following Senate Conferees under **HBs 594** and **595**: Smalley, Payne and Holden.

REQUEST BILLS

By unanimous consent, upon request of Senator Smith, the following requests for introduction of Senate Bills, as identified by the Author and Subject Matter, will be received for filing as an exception to Rule 31-j:

AUTHOR REQUESTS

Baggett—Securities
 Baggett—Marriage
 Baggett—Parks and Lodges
 Baggett—Courts
 Baggett—Commercial Code
 Baggett—State Officers and Employees
 Baggett—Corporations
 Baggett—Schools
 Berrong—Public Finance
 Berrong—Public Finance
 Berrong—Public Trust
 Boecher—Public Libraries
 Boecher—Oil and Gas
 Breckinridge—Civil Procedure
 Breckinridge—Schools
 Ferrell—Militia
 Ferrell—Motor Vehicles
 Findeiss—Crimes and Punishments
 Garrett—Motor Vehicles
 Garrison—Motor Vehicles
 Garrison—Crimes and Punishments
 Grantham—Conflict of Interest
 Grantham—Corporation Commission
 Grantham—S.J.R. Constitutional Amendment
 Grantham—Administrative Procedure
 Grantham—Legislature
 Grantham—Corporation Commission

Graves—S.J.R. Constitutional Amendment	Selman—Banks and Banking
Graves—S.J.R. Constitutional Amendment	Selman—Banks and Banking
Graves—Vocational Rehabilitation	Selman—Banks and Banking
Ham—State Officers and Employees	Selman—Banks and Banking
Ham—State and County Officers and Employees	Selman—Banks and Banking
Hamilton—Schools	Selman—Banks and Banking
Hamilton—Board of Regents	Selman—Crimes and Punishments
Hamilton—Schools	Selman—Schools
Hamilton—Criminal and Civil Procedure	Short—Probate Procedure
Hamilton—Criminal Procedure	Short—Schools
Hargrave—Public Officers and Employees	Smalley—Alcoholic Beverage
Holden—Economic Development	Smalley—Physicians
Holden—Economic Development	Smalley—Public Health
Holden—State Parks and Lodges	Smith—Port Authorities
Holden—Economic Development	Smith—Motor Vehicles
Howard—Public Health	Smith—Revenue and Taxation
Howard—Crimes and Punishments	Smith—Cities and Towns
Howard—Corporations	Smith—Counties
Howard—Counties	Smith—Schools
Keels—Revenue and Taxation	Smith—Cities and Towns
Keels—State Officers and Employees	Smith—Schools
Luton—Crimes and Punishments	Smith—Schools
Luton—Public Health and Safety	Stipe—Board of Regents
Luton—Workmen's Compensation	Stipe—Workmen's Compensation
Luton—Civil Procedure	Taliaferro—Revenue and Taxation
McGraw—Appropriations to Libraries	Taliaferro—Public Lands
McGraw—S.J.R. Constitutional Amendment	Terrill—Schools
McSpadden—Schools	Terrill—Public Health and Safety
McSpadden—Public Finance	Terrill—Insurance
McSpadden—Economic Development	Terrill—Schools
Martin—Cities and Towns	Terrill—State Officers and Employees
Martin—Public Health and Safety	Terrill—Counties
Martin—Welfare	Terrill—Welfare
Murphy—Counties and County Officers	Terrill—Welfare
Murphy—Criminal Procedure	Terrill—Schools
Nichols—S.J.R. Constitutional Amendment	Terrill—Schools
Nichols—S.J.R. Constitutional Amendment	Terrill—Schools
Nichols—Legislature	Terrill—Cities and Towns
Payne—Banks and Banking	Terrill—Schools
Payne—Cities and Towns	Williams—Public Lands
Payne—State Officers and Employees	Young—Civil Procedure
Porter—County Officers	Young—S.J.R. Constitutional Amendment
Porter—Public Defender	Young—Workmen's Compensation
Porter—Corporations	Young—Courts
Porter—Counties	Young—Court Reporters
Romang—Conservation of Oil and Gas	Young—Water and Water Rights
Romang—S.J.R. Courts	Young—Schools
Romang—Motor Vehicles	Young—Legal Notices

Young—Schools

Young—Crimes and Punishment

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 485—Coauthored by Goodfellow, Conaghan, Patterson (Frank) and Watkins of the House, as amended.

HAs to SB 485 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE, Page 1, Line 8, by inserting after the semicolon immediately following the words "BONDS ISSUED BY AREA SCHOOL DISTRICTS:" and before the word "DIRECTING" the following: "VALIDATING CERTAIN AREA SCHOOL DISTRICTS

AND DECLARING THE SAME TO BE DULY ESTABLISHED AREA SCHOOL DISTRICTS FOR THE PURPOSES OF SECTION 9B, ARTICLE X, OKLAHOMA CONSTITUTION."

AMENDMENT NO. 2. Amend Page 1, Section 2, Line 21, by inserting after the period at the end of SECTION 2 the following: "Each area school district, and the boundaries thereof, established in accordance with criteria and procedures prescribed by the State Board for Vocational Education, or organized pursuant to rules and regulations adopted by the State Board for Vocational Education, is validated, ratified and confirmed, and declared to be a duly established area school district for the purposes of Section 9B, Article X, Oklahoma Constitution."

As provided under the Smith motion, the Senate was declared adjourned until 10:00 a.m., Monday, February 5, 1968.

Twentieth Legislative Day

Monday, February 5, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Excused: Ham, Porter.—2.

The President declared a quorum present.

The following prayer was offered by the Chaplain, The Reverend Paul Bischoff, Associate Pastor of the First Presbyterian Church, Oklahoma City, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Short:

O Lord, our Lord, how excellent is Thy name in all the earth! Before the mountains were brought forth, or ever Thou hadst formed the earth and the world, even from everlasting to everlasting, Thou art God. We give Thee thanks for creating us with the power to think, feel and act. Thanks be to Thee for the beauty of our world, for the wonderful heritage of our land, for our homes and families, and for all the ties that bind us together as a human family. Forgive us, O God, wherein we have been ungrateful, or squandered our gifts and heritage, or

misused the powers Thou hast given us. Forgive us for selfish concerns which have made it impossible to see the other person's point of view, or to see human needs. Forgive us our complacency in the presence of injustice around us. Guide us this day, O God, in the tasks that are before us. Give us wisdom to see people's needs clearly and to act creatively to meet them. We commend this body to Thy love and care. Cause them to feel Thy Spirit at work in their lives. Make them able for all things this day, thru Thy strength and to Thy name be the power and the glory forever. Amen.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 540 and 614 each correctly engrossed.

SB 559, SCR 38, 39, and 40 each correctly enrolled.

Enrolled SB 559, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Engrossed SBs 540 and 614 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SCR 38 and 40 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore McSpadden presiding.

Enrolled SCR 39 was properly signed and

ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

COMMITTEE REPORT

Senator Smith submitted the following report from the Committee on Committees and Rules, and asked that the tabulation reflecting Committee work be incorporated in the Journal, which was the order:

Mr. President: Your Committee on Committees and Rules begs leave to report that the Committee has tabulated the measures assigned the Committees of the Senate, and the following tabulation reflects the number of measures assigned each Committee, the number reported out, the number withdrawn and the number of Bills and Resolutions still in Committee as of January 31, 1968:

PROGRESS OF LEGISLATION IN SENATE AS OF ADJOURNMENT, JANUARY 31, 1968

NAME OF COMMITTEE	Chairman	Assigned to Committee	Senate Legislation		House Legislation Assigned to Committee	Passed
			Passed	Withdrawn		
Agriculture, Consumer Affairs and Wildlife	Massad	17	5		6	3
Appropriations and Budget	Baldwin	52	21		34	4
Business, Industry and Labor Relations	Payne	46	11	1	6	1
Conservation and Economic Development	Luton	15				
Education	Terrill	27	6		4	1
Governmental Affairs	Baggett	55	17	3	9	2
Health, Welfare and Veterans' Affairs	Graves	15	2		6	1
Judiciary	Gee	80	15	1	24	1
Revenue and Taxation	Taliaferro	22	4		7	3
Roads, Highways and Public Safety	Grantham	19	1		3	1
Committee on Committees and Rules	Smith	15	5		1	
		—	—	—	—	—
	Total	363	87	5	100	17

	Carried Over	Introduced	Passed	Failed
Senate Bills	112	240	57	1
Senate Resolutions		6	6	
Senate Joint Resolutions	16	15	2	
Senate Concurrent Resolutions		3	3	
House Legislation in Senate—Bills	35	62	9	1
House Legislation in Senate— Joint Resolutions	2	2		
House Legislation in Senate— Concurrent Resolutions		8	5	

Respectfully submitted,
FINIS SMITH

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 601—Health, Welfare and Veterans' Affairs.

DO PASS, As Amended:

SB 586—Judiciary.

HB 1017—Health, Welfare and Veterans' Affairs — Ferrell, Senate Author—Coauthored by Payne, Porter and Graves.

HJR 542—Health, Welfare and Veterans' Affairs—Coauthored by McSpadden, Payne, Birdsong, Berry, Porter, Martin and Nichols.

RESOLUTION

SR 66 by Howard, Bradley, Hargrave and Smith was introduced, read at length as follows, adopted upon motion of Senator Smith and ordered referred for enrollment:

SR 66—By Howard, Bradley, Hargrave and Smith.

A SENATE RESOLUTION EXPRESSING PROFOUND REGRET FOR THE UNTIMELY DEATH OF RAYMOND B. THOMAS, OF TULSA, OKLAHOMA; AND EXPRESSING THE SYMPATHY OF THE SENATE TO HIS WIDOW AND FAMILY.

WHEREAS, the Senate of the Second Session of the Thirty-first Oklahoma Legislature is aware of the need for active participation and leadership by the citizens of this State and Nation; and

WHEREAS, from time to time, the selfless sacrifices and devotion to principles of certain of our citizens serve as examples to all of us, whereby we are led to better realize our responsibilities as citizens of this great State and Nation; and

WHEREAS, Raymond B. Thomas of Tulsa, Oklahoma, was called from this life on December 27, 1967; and

WHEREAS, he served his country as a

Lieutenant Commander in the United States Navy during World War II; and

WHEREAS, he served the Democratic party as State Secretary-Treasurer; and

WHEREAS, he has served his fellow citizens by actively engaging in the practice of law since 1939 and by presiding as a state and city judge for many years of his life; and

WHEREAS, this great loss is felt by all members of the Oklahoma Legislature;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That profound regret because of the untimely death of Raymond B. Thomas, Tulsa, Oklahoma, be and the same is hereby expressed, and the sympathy of this body is extended to his widow and members of his family.

SECTION 2. That duly authenticated copies of this Resolution be prepared and sent to his widow, Carolynne Thomas; his son, James Thomas; and his daughter, Kay Thomas.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 689—By Smith—An Act relating to motor vehicles; amending 47 O. S. 1961, § 6-303, as amended by Section 1, Chapter 229, O. S. L. 1967 (47 O. S. Supp. 1967, § 6-303); making it unlawful to drive while license is revoked or suspended; providing that driving under revocation as a result of refusal to take a chemical test for intoxication shall be unlawful; prescribing penalties; and declaring an emergency.

SB 690—By Berrong—An Act relating to public finance; creating a petty cash fund in the Revolving Fund of each of the parks and lodges under the control of the

Oklahoma Industrial Development and Park Department; and declaring an emergency.

SB 691—By Selman—An Act relating to schools; amending Section 4, Chapter 47, O. S. L. 1967 (70 O. S. Supp. 1967, § 505.4); providing qualifications and standards for accountants performing public school audits; requiring accountants' professional liability insurance; providing such policy of insurance may contain deductible clause; and declaring an emergency.

SB 692—By Howard—An Act relating to public health; amending Sections 1001 through 1008, inclusive, Chapter 325, O.S.L. 1963, as amended by Section 1, Chapter 95 O.S.L. 1967 (63 O. S. Supp. 1967, § § 1-1001 through 1-1008, inclusive); defining bedding and upholstered furniture; requiring labeling of materials; prohibiting use of materials from dump grounds and hospitals; requiring germicidal treatment of second-hand materials; authorizing Board of Health to adopt rules and regulations and Commissioner of Health to enforce provisions of Act; requiring manufacturers and renovators of bedding and upholstered furniture to obtain a permit and providing for registration and requiring stamp to be affixed to articles of bedding and upholstered furniture; fixing cost of stamps and providing for nonstamp permits; requiring premises to be sanitary; and declaring an emergency.

SB 693—By Terrill—An Act relating to schools; amending 70 O. S. 1961, § 2A-4, as amended by Section 1, Chapter 300, O. S. L. 1967 (70 O. S. Supp. 1967, § 2A-4); providing for powers and duties of State Board of Education; providing for qualifications and certification of teachers; requiring internship; and declaring an emergency.

SB 694—By Porter—An Act relating to marriage; repealing 43 O. S. 1961, § § 12 and 13, pertaining to miscegenation; and declaring an emergency.

SB 695—By Selman—An Act relating to

crimes and punishments; amending 21 O. S. 1961, § § 1682 and 1683; making it unlawful to instigate fights between animals or fowls or keep places for instigating fights between animals or fowls; and declaring an emergency.

SJR 60—By Graves—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article XIV of the Oklahoma Constitution by amending Section 2 and repealing Section 3 of said article; authorizing the Legislature to provide for classification of loans, to define interest and fix maximum rates of interest; providing for Ballot Title; and ordering a Special Election.

SECOND READING

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

SB 684—Conservation and Economic Development.

SB 685—Conservation and Economic Development—Then to Appropriations and Budget.

SB 686—Conservation and Economics Development—Then to Appropriations and Budget.

SB 687—Health, Welfare and Veterans' Affairs.

SB 688—Business, Industry and Labor Relations.

HB 1099—Judiciary.

HB 1138—Conservation and Economic Development.

GENERAL ORDER

By unanimous consent, upon request of Senator Smith, **SB 447** was ordered withdrawn from the Calendar and re-referred to the Committee on Committees and Rules.

SB 599 by Taliaferro and Terrill of the Senate and Ferrell, et al, of the House was read and considered.

Senators Dacus and Berry asked to be

made coauthors of **SB 599**, which was the order.

Upon motion of Senator Taliaferro, **SB 599** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 599** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 599 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Dacus, Ferrell, Field, Garrett, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Smith, Stipe, Taliaferro, Terrill, Young.—33.

Nay: Boecher, Bradley, Breckinridge, Findeiss, Garrison, Grantham, McGraw, Romang, Selman, Short, Smalley, Stansberry, Williams.—13.

Excused: Ham, Porter.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Boecher, Bradley, Breckinridge, Garrison, Grantham, McGraw, Romang, Selman, Short, Smalley, Williams.—11.

Excused: Ham, Porter.—2.

The emergency was declared passed.

SB 599 was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SJR 51 by Baggett and Gee was read and considered.

Senators Payne and Garrett asked to be made coauthors of **SJR 51**, which was the order.

Senator Baggett moved to amend **SJR 51**, page 3, lines 10 and 11, by changing the word "SECTION" from capital letters to lower case letters, which amendment was declared adopted.

Senator Porter asked to be shown present, which was the order.

President Pro Tempore McSpadden presiding.

Upon motion of Senator Baggett, **SJR 51**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SJR 51**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 51 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Birdsong, Bradley, Garrett, Gee, Howard, Keels, Payne, Porter, Smith, Young.—11.

Nay: Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Massey.—2.

The Resolution was declared failed of passage.

Senator Massad presiding.

GENERAL ORDER

SB 467 by Garrison and Williams of the

Senate and Connor, et al, of the House was read and considered.

Senators Bradley, Findeiss, Ferrell, Berry, Selman and McGraw asked to be made coauthors of SB 467, which was the order.

Senator Terrill, joined by Senator Taliaferro, moved to amend SB 467, page 3, line 5, by inserting after the word "vehicles" and before the word "by" the words "except those purchased, leased, or transferred to the Department of Public Safety" which amendment was declared adopted.

Senator Berrong moved to amend SB 467, page 3, line 6, by striking the word "lease," which amendment was tabled upon motion of Senator Terrill, upon a roll call as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Ferrell, Garrett, Gee, Grantham, Graves, Hamilton, Howard, Keels, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—28.

Nay: Atkinson, Baldwin, Berrong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrison, Ham, Hargrave, Holden, Horn, McClendon, McGraw, Massad, Stansberry, Young.—18.

Excused: Martin, Porter.—2.

Senator Hamilton moved to amend SB 467, page 3, line 12, by adding after the period (.) the sentence "Provided that all leases and purchases made shall be by competitive bids, under the central purchasing act." which amendment was declared adopted.

Upon motion of Senator Breckinridge, SB 467, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, SB 467, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 467 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stipe, Terrill, Williams, Young.—44.

Nay: McClendon.—1.

Excused: Smalley, Stansberry, Taliaferro.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—45.

Nay: McClendon.—1.

Excused: Stansberry, Taliaferro.—2.

The emergency was declared passed.

SB 467, as amended, was referred for engrossment.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Twenty-first Legislative Day

Tuesday, February 6, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Ham, Howard, Murphy.—4.

The President declared a quorum present:

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 554—By Sparkman—An Act relating to game and fish; amending 29 O. S. 1961, § 204, as amended by Section 1, Chapter 386, O. S. L. 1965; increasing fees for non-resident hunting licenses; and declaring an emergency.

HB 996—By Connor, Hunter and Green of the House and Garrison and Williams of the Senate—An Act relating to taxation; amending Sections 2332 and 2333 of Section 2, Chapter 530, O. S. L. 1965 (68 O. S.

Supp. 1967, §§ 2332 and 2333); providing for payment of taxes withheld to the Oklahoma Tax Commission; providing for written statement to employee; providing for filing of return; making employer liable for failure to withhold or pay over; defining terms; providing for refund or credit in event of overpayment; and declaring an emergency.

HB 1019—By Smith (Norman) of the House and Smith of the Senate—An Act relating to Savings and Loan Associations; amending 18 O. S. 1961, § 212c; defining membership rights; specifying conditions of withdrawal of funds; imposing certain restrictions; and declaring an emergency.

HB 1053—By Trent, Patterson (Frank), Watkins and Wixson—An Act relating to water transportation service; repealing Sections 1, 2, 3, 4, 5, 6 and 7, Chapter 171, O. S. L. 1967 (17 O. S. Supp. 1967, §§ 159.1 to 159.7, inclusive); and declaring an emergency.

HB 1088—By Connor and Rushing of the House and Garrison of the Senate—An Act relating to roads and highways; amending 69 O. S. 1961, §§ 45.2 and 323; providing for utilization of services of the Purchasing Division of the State Board of Public Affairs by County Commissioners; providing for exceptions; making provisions of Act severable; fixing effective date; and declaring an emergency.

HB 1089—By Connor of the House and Garrison of the Senate—An Act relating to State officers and employees; amending 74 O. S. 1961, § 85.12, as amended by Section 1, Chapter 22, O. S. L. 1963 (74 O. S. Supp. 1967, § 85.12); excluding certain acquisitions from provisions of the Oklahoma

Central Purchasing Act; making all acquisitions not so excluded subject to Act regardless of source of funds; making provisions of Act severable; and declaring an emergency.

HB 1105—By Hunter of the House and Williams of the Senate—An Act relating to agriculture; amending 2 O. S. 1961, § 5-28; providing for Egg Dealer's License; fixing license fee; providing for inspection fee; providing for payment of fees; providing for reports; and declaring an emergency.

HB 1106—By Hunter of the House and Williams of the Senate—An Act relating to agriculture; amending Section 1, Chapter 219, O.S.L. 1967 (2 O.S. Supp. 1967, § 7-6); fixing license fees for persons engaged in processing, manufacture, marketing or distribution of milk and dairy products; providing for distribution of funds so collected; providing for revocation or suspension of license; making violation of Act a misdemeanor; and declaring an emergency.

HB 1136—By Tabor and Bean—An Act relating to schools; amending 70 O. S. 1961, § 2A-4, as last amended by Section 1, Chapter 300, O.S.L. 1967, (70 O.S. Supp. 1967, § 2A-4); vesting control of the State Department of Education in the State Board of Education; providing for duties, power and authority of the State Board of Education; and declaring an emergency.

HB 1152—By Hunter of the House and Williams of the Senate—An Act relating to agriculture; amending 2 O. S. 1961, § 8-26, subsection (b), provision (1); providing for licensing of retail and wholesale seed dealers; providing for license fees; providing for revocation of license; making provisions of Act severable; and declaring an emergency.

HB 1155—By Boren, McCune, Hill, Patterson (Ruth), Cate and Spearman—An Act relating to the courts; amending 19 O. S. 1961, §§ 812, 815, 821 and 824; providing for county law libraries; authorizing the creating of a Board of Law Library Trus-

tees; providing for the accounting by said Boards to the Administrative Director of the Courts; making Court Clerks custodian of County Law Libraries; authorizing the expenditure of certain court fund receipts for support of County Law Libraries; repealing 19 O. S. 1961, § 811; providing moneys deposited with the County Treasurer to the credit of the County Law Library Fund in excess of the needs of the County Law Library for a period of two years shall be transferred at the end of the fiscal year to the State Judicial Fund; repealing Section 1, D (2) and (3), Chapter 352, O. S. L. 1967 (19 O. S. Supp. 1967, § 180.63 D (2) and (3)), and Section 1 (2) and (3), Chapter 45, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.63a (2) and (3)), and Section 1 (2) and (3), Chapter 163, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.63b (2) and (3)), and Section 3, Chapter 88, O. S. L. 1963 (19 O. S. Supp. 1967, § 773); fixing effective dates; and directing codification.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 37**—Coauthored by Goodfellow and Conaghan.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 422**—Coauthored by Bengtson, Abbott, Lawson and Tabor, and **SB 505**—Coauthored by Bamberger and Smithey.

The above numbered Bills were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 559**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCRs 38, 39 and 40.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 467 and 599 each correctly engrossed.

SR 66 correctly enrolled.

Engrossed SBs 467 and 599 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SR 66 was properly signed and ordered transmitted 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 473—Agriculture, Consumer Affairs and Wildlife.

SB 522—Appropriations and Budget.

SB 533—Business, Industry and Labor Relations.

SB 534—Appropriations and Budget.

SB 548—Appropriations and Budget.

SB 550—Appropriations and Budget.

SB 618—Appropriations and Budget.

SB 644—Appropriations and Budget.

SB 651—Education—Coauthored by Massey and Terrill.

SB 652—Appropriations and Budget.

HB 731—Business, Industry and Labor Relations—Coauthored by Stipe, Bradley and Birdsong.

HB 1065—Appropriations and Budget.

HB 1066—Appropriations and Budget.

HB 1069—Appropriations and Budget.

HB 1076—Appropriations and Budget.

DO PASS, As Amended:

SB 259—Business, Industry and Labor Relations—Young removed as Coauthor.

SB 512—Appropriations and Budget.

SB 552—Appropriations and Budget.

SB 624—Education.

SJR 56—Education—Coauthored by Bradley of the House.

HB 1075—Appropriations and Budget.

HB 1077—Appropriations and Budget.

HB 1081—Appropriations and Budget.

CITATION

Upon motion of Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Mrs. Mary F. Henry and Daniel Webster Community Scholarship Fund.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

RESOLUTION

SR 67 by McSpadden and Garrison was introduced.

Senator Garrison asked unanimous consent that all other members of the Senate be made coauthors of SR 67, which was the order.

SR 67, as coauthored, was read at length as follows, adopted upon motion of Senator Garrison and ordered referred for enrollment:

SR 67—By McSpadden, Garrison, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Masad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, and Young.

A RESOLUTION COMMENDING MR. LLOYD RADER; CONGRATULATING HIM FOR HIS TALENTS AND ACHIEVEMENTS; EXPRESSING APPRECIATION; AND DIRECTING DISTRIBUTION.

WHEREAS, the members of the State

Senate are ever cognizant of the importance of having people who possess exceptional talents to serve as administrators of the various departments of the State; and

WHEREAS, the Department of Welfare, is presently, and has been since 1951 directed by a man of such distinction; and

WHEREAS, the Director of Welfare, Mr. Lloyd Rader, is a man of many interests, talents, abilities and achievements; and

WHEREAS, the performance he has rendered the people of the State is second to none; and

WHEREAS, because of his abilities and performance he deserves respect and appreciation from all.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend the Director of the Department of Welfare, Lloyd Rader, for his many talents and achievements, and does hereby congratulate him for the performance he has rendered the people of the State.

SECTION 2. A duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared for and presented to Mr. Lloyd Rader.

RESOLUTION

Senator Young introduced the following Resolution which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 68—By Young.

A RESOLUTION AMENDING SENATE RESOLUTION NO. 2 OF THE FIRST SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE PROVIDING FOR EMPLOYMENT OF PROPER PERSONNEL FOR ADMINISTRATIVE AND TECHNICAL ASSISTANCE TO THE STATE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLA-

HOMA LEGISLATURE; DESIGNATING POSITIONS AUTHORIZED DURING SESSION AND PERMANENT POSITIONS FOR SERVICE DURING SESSION AND INTERIM PERIODS WHEN LEGISLATURE IS NOT IN SESSION; AUTHORIZING COMPENSATION AND ASSIGNMENT OF DUTIES.

WHEREAS, the efficient and expeditious performance of the legislative functions of the Second Session of the Thirty-first Oklahoma Legislature requires the employment of necessary and proper administrative and technical personnel by the State Senate; and

WHEREAS, 74 O.S. 1961, § 292 provides statutory authority for the State Senate to create positions of employment and determine compensation for service during the legislative session and for service both during the legislative session and the interim period when the Legislature is not in session; and

WHEREAS, Senate Resolution No. 2 of the First Session of the Thirty-first Oklahoma Legislature should be amended.

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

SECTION 1. Section 1 of Senate Resolution No. 2 of the First Session of the Thirty-first Oklahoma Legislature is amended to read as follows:

Section 1. That the following named employment positions at the compensation indicated are hereby created for the Second Session of the Thirty-first Oklahoma Legislature:

POSITION	Num- ber	Rate of Pay per day
Chief Bill Locator	1	\$ 16.00
Assistant Bill Locator	1	14.00
Machine Supervisor—		
Bill Locator	1	12.00
Calendar Clerk	1	16.00
Assistant Calendar Clerk	1	14.00

Assistant Journal Clerk	1	16.00
Engrossing and Enrolling Supervisor	1	18.00
Assistant Engrossing and Enrolling Supervisor	1	16.00
Typists	6	13.00
Secretary to Minority Floor Leader	1	15.00
Secretary to Assistant Majority Floor Leader	1	15.00
Committee Secretaries	11	15.00
Secretary to Chief Counsel, Bill Drafting	1	16.00
Assistant Bill Drafter	1	15.00
Assistant Multilith Operator	1	12.00
Secretary to Lieutenant Governor	1	15.00
Page Counselor	1	12.00
Information Clerk	2	11.00
Receptionists	3	10.00
Night Watchmen	2	10.00
Assistant Chief Sergeant-at-Arms	1	12.00
Assistant Reading Clerk	1	11.00
Chaplain (each week)	1	10.00
Chief Page	1	14.00
Assistant Chief Page	1	10.00
Pages (each week)	12	7.00
Porters	8	10.00
Parking Lot Attendants	4	10.00
Maid	2	8.00
Supervisor of Mail	1	12.50
Assistant Supervisor of Mail	2	10.00
Assistant Sergeant-at-Arms	20	10.00
Secretaries	38	13.00
Communication Technician	1	13.00

SECTION 2. Section 2 of Senate Resolution No. 2 of the First Session of the Thirty-first Oklahoma Legislature is amended to read as follows:

Section 2. That the following named permanent employment positions are hereby created for the Second Session of the Thirty-first Oklahoma Legislature and during the interim period when the Legislature is not in session; provided, that the compensation for such positions during the interim period when the Legislature is not in session shall be determined

by the President Pro Tempore of the State Senate:

POSITION	Num-ber	Rate of Pay per mo.
Comptroller	1	\$775.00
Assistant Comptroller	1	510.00
Chief Clerk	1	700.00
Journal Clerk	1	665.00
Administrative Assistant	1	665.00
Personal Secretary to President Pro Tempore	1	430.00
Secretary to Majority Floor Leader	1	510.00
Chief Porter	1	340.00
Assistant Chief Porter	1	325.00

PENDING SENATE ACTION

HCR 556 by Poulos was taken up for consideration.

Senators Hargrave, Luton and Stipe asked to be made coauthors of the Resolution, which was the order.

HCR 556, as coauthored, was read at length and adopted upon motion of Senator Hargrave.

HCR 556 was properly signed and ordered returned to the Honorable House.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 696—By Smalley—An Act relating to public finance; amending 62 O. S. 1961, § 301.1, as amended by Section 1, Chapter 348, O. S. L. 1967, (62 O. S. Supp. 1967), relative to purchase orders and contracts; eliminating certain local subdivisions from its provisions and by changing the form of certification; repealing conflicting laws; and declaring an emergency.

SB 697—By Young—An Act relating to courts; creating a court of appeals; prescribing its jurisdiction and fixing its du-

ties; providing for election of its membership and for filling vacancies therein; prescribing qualifications for judges thereof; providing for two divisions of said court comprised of three judges each; providing said court shall consist of a judge elected by non-partisan vote from each Congressional District; providing salaries of judges and employees; providing that offices and places of holding courts shall be furnished and maintained by the state; and providing an effective date.

SB 698—By Young—An Act relating to civil procedure; amending 12 O. S. 1961, § 1053; providing for cause of action for wrongful death; providing for time in which action must be commenced; providing for measure of damages; providing that proceeds of judgment not be liable for debts of deceased in certain instances; and declaring an emergency.

SB 699—By Stipe and Stansberry—An Act relating to schools; authorizing the Oklahoma State Regents for Higher Education and the Boards of Regents of the University of Oklahoma to establish a medical school in Tulsa, Oklahoma; and declaring an emergency.

SJR 61—By Garrison of the Senate and Connor of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed Constitutional Amendment to Section 23 of Article 10, of the Oklahoma Constitution; providing that the State Board of Equalization shall make an estimate of revenues to be received by the State for the next ensuing fiscal year; providing a Ballot Title; and ordering a Special Election.

SECOND READING

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

SB 689—Roads, Highways and Public Safety.

SB 690—Conservation and Economic Development.

SB 691—Business, Industry and Labor Relations.

SB 692—Health, Welfare and Veterans' Affairs.

SB 693—Education.

SB 694—Judiciary.

SB 695—Agriculture, Consumer Affairs and Wildlife.

SJR 60—Governmental Affairs.

GENERAL ORDER

SB 563 by Stipe and Luton of the Senate and Finch of the House was read and considered.

Senators Hargrave and Birdsong asked to be made coauthors of **SB 563**, which was the order.

Senator Berrong moved to amend **SB 563**, page 1, lines 6 and 7 by striking the words and figures "Fifty Dollars (\$50.00)" and substituting therefor the words and figures "Forty-Five Dollars (\$45.00)", which amendment was tabled upon motion of Senator Stipe.

Upon motion of Senator Stipe, **SB 563** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 563** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 563 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Nichols, Payne, Porter, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—33.

Nay: Berrong, Breckinridge, Ferrell, Findeiss, Garrison, Romang, Short, Stansberry, Williams.—9.

Excused: Atkinson, Baggett, Ham, Howard, Martin, Murphy.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Nichols, Payne, Porter, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—33.

Nay: Berrong, Breckinridge, Ferrell, Findeiss, Garrison, Romang, Short, Stansberry, Williams.—9.

Excused: Atkinson, Baggett, Ham, Howard, Martin, Murphy.—6.

The emergency was declared passed.

SB 563 was referred for engrossment.

Senator Payne presiding.

Senators Murphy and Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 501 was called up for further consideration.

Senator Smalley asked to be made a coauthor of **HB 501**, which was the order.

Article 4 was read and adopted upon motion of Senator Grantham.

Article 5 was read and adopted upon motion of Senator Grantham.

Article 6 was read.

Senator Short moved to amend **HB 501**, page 24, lines 23, 25, and 30, by striking the word "and" after each semi-colon and inserting in lieu thereof the word "or" which amendment was declared adopted.

Senator Short moved to amend **HB 501**, page 24, line 31, by striking the language following the word "if" and before the word "it" which amendment was declared adopted.

Upon motion of Senator Grantham, Article 6, as amended, was declared adopted.

Article 7 was read.

Senator Findeiss moved to amend **HB 501**, page 42, line 21, by striking after the word "Department" and before the word "make" the word "may" and substituting therefor the word "shall" which amendment was declared adopted.

Upon motion of Senator Selman, Article 7, as amended, was declared adopted.

Article 8 was read and adopted upon motion of Senator Selman.

Article 9 was read.

Senator Smith moved to amend **HB 501**, page 45, line 4, by inserting after the word "improving" the word "lighting" which amendment was declared adopted.

Upon motion of Senator Selman, Article 9, as amended, was declared adopted.

Article 10 was read and adopted upon motion of Senator Selman.

Article 11 was read and adopted upon motion of Senator Young.

Article 12 was read.

Senator Findeiss moved to amend **HB 501**, page 51, beginning on line 4, following the period after the word "highways" by striking the remainder of Section 1201, and inserting in lieu thereof the sentence "The width thereof shall be as set by the appropriate authority" which amendment was declared adopted.

President Pro Tempore McSpadden presiding.

Senator Ham, joined by Senator Miller, moved to amend **HB 501**, page 56, line 15, by inserting a comma in lieu of the period and adding the language "provided the Department shall furnish all right of way on access roads leading to any interstate highway up to a maximum of four miles immediately adjacent to such interstate highway."

Senator Holden moved to amend the Ham-Miller amendment by changing the words "Interstate Highway" wherever they appear to the words "limited access

roads" which amendment was declared failed of adoption.

Senator Young moved to table the Ham-Miller amendment, which motion was declared adopted.

Senator Howard asked to be shown present, which was the order.

Senator Miller moved to amend **HB 501**, page 56, line 15, by changing the period to a comma and adding the language "provided, that the Department may furnish all right of way on access roads leading directly to an interchange of any interstate highway and provided further that such access road is designed to serve a city of 5,000 or less population according to the last decennial census and that the said access road is no longer than four miles in length." which amendment was tabled upon motion of Senator Young.

Upon motion of Senator Young, Article 12, as amended, was declared adopted.

Article 13 was read and adopted upon motion of Senator Hamilton.

Article 14 was read, considered, and temporarily deferred upon request of Senator Birdsong.

Article 15 was read and adopted upon motion of Senator Birdsong.

Article 16 was read and adopted upon motion of Senator Nichols.

Article 17 was read.

Senator Nichols, joined by Senator Hamilton moved to amend **HB 501**, page 88, line 26, by striking all of the language contained in Section 1703 and inserting in lieu thereof the following:

"Oklahoma Turnpike Authority created-
Corporate body-Instrumentality of State-
Liabilities - Members - Officers - Surety
Bonds - No compensation except expenses.

(a) There is hereby created a body corporate and politic to be known as the "Oklahoma Turnpike Authority" and by that name the Authority may sue and be sued, and plead and be impleaded. The Authority is hereby constituted an instrumentality of the State, and the exercise by the

Authority of the powers conferred by this Act in the construction, operation, and maintenance of turnpike projects shall be deemed and held to be an essential governmental function of the State with all the attributes thereof. Provided, however, the Turnpike Authority is authorized to carry and shall carry liability insurance to the same extent and in the same manner as the State Highway Commission, and in addition thereto it shall be subject to the Workmen's Compensation Laws of the State the same as a private construction project.

(b) The Oklahoma Turnpike Authority shall consist of the Governor, who shall be a member ex officio, and six (6) members to be appointed by the Governor, by and with the consent of the Senate. The appointive members shall be residents of the State, and shall have been qualified electors therein for a period of at least one (1) year next preceding their appointment. One (1) appointive member shall be appointed from each of six (6) districts of the State, such districts to include the area as follows:

District 1. Oklahoma, Canadian, Cleveland, McClain and Garvin Counties.

District 2. Washington, Nowata, Craig, Ottawa, Rogers, Mayes, Delaware, Wagoner, Cherokee, Adair, Okmulgee, Osage, Muskogee, Sequoyah, McIntosh and Haskell Counties.

District 3. Coal, Logan, Payne, Lincoln, Creek, Okfuskee, Pottawatomie, Seminole, Hughes and Pontotoc Counties.

District 4. Kay, Pawnee, Garfield, Noble, Tulsa, Woods, Woodward, Major, Alfalfa and Grant Counties.

District 5. Cimarron, Grady, Texas, Beaver, Harper, Ellis, Roger Mills, Dewey, Custer, Caddo, Washita, Beckham, Harmon, Stephens, Jefferson, Greer, Kiowa, Jackson, Tillman, Comanche, Cotton, Kingfisher and Blaine Counties.

District 6. Carter, Love, Murray, Johnston, Marshall, Atoka, Bryan, Pittsburg,

Latimer, LeFlore, Pushmataha, Choctaw, and McCurtain Counties.

The members of the Authority appointed shall continue in office for terms expires as follows: District 1, July 1, 1968; District 2, July 1, 1971; District 3, July 1, 1972; District 4, July 1, 1973; District 5, July 1, 1974; District 6, July 1, 1975. Provided, that appointive members serving on the Oklahoma Turnpike Authority created by 69 O. S. 1961, Section 653, when this Act becomes effective shall continue to serve as members of the Oklahoma Turnpike Authority created by this Section, for the terms for which they were appointed, unless sooner removed by the Governor. The successor of each appointive member shall be appointed for a term of eight (8) years, except that any person appointed to fill a vacancy shall be appointed to serve only for the unexpired term, and a member of the Authority shall be eligible for reappointment. Each appointed member of the Authority before entering upon his duties shall take an oath as provided by Section 1f of Article XV of the Constitution of the State of Oklahoma. Any appointive member of the Authority may be removed by the Governor at any time with or without cause.

(c) The Authority shall elect one of the appointed members as Chairman and another as Vice - Chairman, and shall also elect a Secretary and Treasurer. A majority of the members of the Authority shall constitute a quorum and the vote of a majority of the members shall be necessary for any action taken by the Authority. No vacancy in the membership of the Authority shall impair the right of a quorum to exercise all the rights and perform all the duties of the Authority.

(d) Before the issuance of any turnpike revenue bonds under the provisions of this Act, each appointed member of the Authority shall execute a surety bond in the penal sum of Twenty-five Thousand Dollars (\$25,000.00) and the Secretary and Treasurer shall execute a surety bond in the

penal sum of One Hundred Thousand Dollars (\$100,000.00), each such surety bond to be conditioned upon the faithful performance of the duties of his office, to be executed by a surety company authorized to transact business in the State of Oklahoma as surety and to be approved by the Governor and filed in the office of the Secretary of State.

(e) 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 duties. All expenses incurred in carrying out the provisions of this Act shall be payable solely from funds provided under the authority of this Act and no liability or obligation shall be incurred by the Authority hereunder beyond the extent to which monies shall have been provided under the authority of this Act.

(f) The Authority created by this Act shall be the legal successor to the Oklahoma Turnpike Authority created by 69 O. S. 1961, Section 653, and shall assume all powers, duties, obligations and responsibilities of said Authority, and is empowered to take charge immediately. As amended Laws 1967, c. 364, Section 1." which amendment was declared adopted.

Senator Massad moved to amend **HB 501**, page 91, beginning on line 21, following the period after the word "mile" by striking the remainder of line 21, and all of lines 22 and 23, which amendment was declared failed of adoption.

Senator Hamilton moved to amend **HB 501**, page 92, beginning on line 33, by striking the comma following the figures "40" and inserting in lieu thereof a period, and by striking all of line 34, which amendment was declared adopted.

Senator Hamilton moved to amend **HB 501**, page 92, line 36, by inserting after the comma and before the word "and" the words "or at a point on the Kansas-Oklahoma State boundary line east of the Arkansas River and west of the point

where Oklahoma State Highway No. 18 intersects said State boundary line," which amendment was declared adopted.

Senator Hamilton moved to amend **HB 501**, page 94, line 3½, by inserting the following: "(10) A turnpike (The Industrial Parkway) or any part or parts thereof, beginning at a point on the Oklahoma-Kansas State boundary line between the point where U. S. Highway 66 intersects said boundary line and the northeast corner of Oklahoma and ending by means of a connection or connections with Shreveport, Louisiana, and Houston, Texas, in southeastern Oklahoma and at no point to exceed twenty miles west of the Missouri or Arkansas border." which amendment was declared adopted.

Senator Hamilton moved to amend **HB 501**, page 95, line 24, by inserting after the word "Roads" and before the word "or" the language "Multistate Economic Development Regional Commission as defined in 74, Oklahoma Statutes, Sections 1151 through 1153, inclusive, Ozarka Region Commission" which amendment was declared adopted.

Senator Massad moved to amend **HB 501**, page 111, line 3½, by inserting after Section 1726, a new section 1727 to read as follows: "Section 1727. CHISHOLM TRAIL TURNPIKE. That portion of the Oklahoma Turnpikes from Oklahoma City through Lawton to the Texas-Oklahoma state line, is hereby officially designated as "The Chisholm Trail Turnpike" which amendment was tabled upon motion of Senator Stipe.

Senator Massad moved to amend **HB 501**, page 111, line 16, by striking after the comma following the figures (\$1,000,000.00) the remainder of line 16, and all of lines 17, 18, 19 and that part of line 20 to the period, which amendment was tabled upon motion of Senator Stipe upon a roll call as follows:

Aye: Berry, Birdsong, Boecher, Bradley, Breckinridge, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, How-

ard, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Selman, Short, Smith, Stipe,—26.

Nay: Berrong, Dacus, Ferrell, Field, Findeiss, Garrett, Ham, Holden, Martin, Massad, Romang, Smalley, Taliaferro, Terrill, Williams, Young.—16.

Excused: Atkinson, Baggett, Baldwin, Keels, Porter, Stansberry.—6.

Senator Massad moved to amend **HB 501**, page 111, line 27, by striking the words and figure "three (3) years" and substituting therefor the words and figure "one (1) year" which amendment was tabled upon motion of Senator Stipe upon a roll call as follows:

Aye: Berry, Boecher, Bradley, Breckinridge, Ferrell, Garrison, Gee, Grantham, Graves, Hamilton, Howard, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Selman, Short, Smith, Stipe.—23.

Nay: Baggett, Berrong, Birdsong, Dacus, Field, Findeiss, Garrett, Ham, Hargrave, Holden, Horn, Massad, Romang, Smalley, Taliaferro, Terrill, Williams, Young.—18.

Excused: Atkinson, Baldwin, Keels, Martin, Murphy, Porter, Stansberry.—7.

Senator Hamilton moved to amend **HB 501**, page 111, line 30½ by inserting the following subsection:

"(c) In addition to those sums collected and disbursed in subsections (a) and (b), the Oklahoma Tax Commission shall in each fiscal year determine an amount equal to the motor fuel excise taxes computed on ninety-seven and one half percent (97½%) of the total gallonage of all fuels consumed, during the fiscal year in which the tax being apportioned accrued on the Industrial Parkway, and, after making the apportionments set out in sub-section (a) and (b), apportion a sum equal to said amount from all gasoline tax collections as follows: Seventy-two percent (72%) to the Oklahoma Turnpike Authority, twenty-five percent (25%) to the Oklahoma High-

way Department and three percent (3%) to the Oklahoma Tax Commission Fund, after which apportionment, all other apportionments of motor fuel excise taxes shall be made according to existing or subsequently enacted apportionment laws, provided that in no event shall the total of the apportionments made pursuant to subsections (a), (b) and (c) exceed the motor fuel tax earned on all of the Oklahoma turnpikes," which amendment was declared adopted.

Senator Hamilton moved to amend **HB 501**, page 113, line 3½, by inserting the following subsection: "(c) The motor fuel tax revenues derived under the provisions of Section 1727 (c) hereof shall be pledged and used exclusively to meet and retire interest and principal requirements on Turnpike Bonds issued for the construction of any turnpike or turnpikes authorized by this Article." and by re-lettering the remaining subsections accordingly, which amendment was declared adopted.

Senator Massad moved to amend **HB 501**, page 112, line 1, by adding after the period the sentence "The Authority is hereby directed to submit to the Governor and the Legislature a complete detailed and itemized annual report of all sums expended for engineering and legal services, showing the amounts of and to whom said sums were paid. Such report shall be submitted on the first day of the convening of the legislature for general sessions."

Senator Nichols moved to table the Massad amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Luton, Miller, Nichols, Payne, Stipe.—5.

Nay: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, McClendon, McSpadden, Martin, Massad, Murphy, Porter, Romang, Selman, Short,

Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Excused: Atkinson, Ham, Keels, McGraw, Massey, Stansberry.—6.

The vote occurring upon the Massad amendment, it was declared adopted.

Senator Hamilton moved to amend **HB 501**, page 117, line 1, by striking the period and substituting therefor a semi-colon, and add the following: "Chapters 272 and 364, Oklahoma Session Laws 1967, and by inserting in the Title, immediately before the words "Repealing Other Conflicting Laws" the following: "Repealing Chapters 272 and 364, Oklahoma Session Laws 1967" which amendment was declared adopted.

Upon motion of Senator Nichols, Article 17, as amended, was declared adopted.

Article 14 was considered further.

Senator Grantham moved to amend **HB 501**, page 81, line 33, by adding after the word "misdemeanor" a new paragraph to read as follows: "(d) The Department may promulgate such rules and regulations as it may deem necessary for the planting of trees, shrubbery and parking along such state highways." which amendment was declared adopted.

Upon motion of Senator Birdsong, Article 14, as amended, was declared adopted.

Article 18 was read and adopted upon motion of Senator Holden.

Article 19 was read.

Senator Baggett moved to amend **HB 501** page 116, line 9½, by inserting a new section to read as follows: "Section 1903. 11 O. S. 1961, Section 117.2 is hereby amended to read as follows: Section 117.2. 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 [two thousand five hundred (2,500)] twenty-five thousand (25,000) construct, improve, repair or maintain any of the streets of such city, town or municipality." and by renumbering the

succeeding sections accordingly, and amending the title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend **HB 501**, page 117, line 1, by adding after the word "Legislature" the following: "; and Chapter 366 of 1967, Oklahoma Session Laws (House Bill No. 681 of the First Session of the Thirty-First Oklahoma Legislature)" and by amending the Title to conform thereto.

Senator Payne moved to reconsider the vote by which the Baggett amendment to **HB 501**, page 18, line 27, as amended by the Berrong amendment to page 18, line 27, as shown in the Journal on page 199, was adopted, which motion was declared failed of adoption.

The vote occurring upon the Baggett amendment to page 117, line 1, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Hargrave, Horn, Howard, McClendon, McSpadden, Martin, Massad, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—30.

Nay: Boecher, Breckinridge, Ferrell, Grantham, Graves, Hamilton, Holden, Luton, McGraw, Miller, Murphy, Payne.—12.

Excused: Atkinson, Ham, Keels, Massey, Stansberry, Stipe.—6.

Upon motion of Senator Holden, Article 19, as amended, was declared adopted.

Senator Grantham asked unanimous consent that the Title be amended to conform to the body of the Bill, which motion was declared adopted.

Senator Grantham moved that the vote be reconsidered by which Article 19, as amended, was adopted, which motion prevailed.

Senator Grantham moved to amend **HB 501**, page 117, line 6, by striking the figures "1967" and substituting therefor the

figures "1968" which amendment was declared adopted.

Senator Gee asked unanimous consent that the Title be amended to conform thereto, which was the order.

Upon motion of Senator Grantham, Article 19, as amended, was declared adopted.

Upon motion of Senator Grantham, **HB 501**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 501**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 501 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—37.

Nay: Boecher, Graves, Hamilton, McClendon, Miller, Payne, Smalley.—7.

Excused: Atkinson, Keels, Stansberry, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—37.

Nay: Boecher, Graves, Hamilton, McClendon, Miller, Payne, Smalley.—7.

Excused: Atkinson, Keels, Stansberry, Stipe.—4.

The emergency was declared passed.

HB 501, as amended, was referred for engrossment.

Senator Smalley asked unanimous consent that his name be withdrawn as a coauthor of **HB 501**, which was the order.

Senator Baggett presiding.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Baldwin, the Senate concurred in **HAs** to **SB 485**.

SB 485, 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Findeiss, Ham, Horn, Keels, Stansberry, Stipe.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Findeiss, Ham, Horn, Keels, Stansberry, Stipe.—7.

The emergency was declared passed.

House Amendments were properly signed

and above numbered bill, as amended, was referred for enrollment.

PENDING SENATE ACTION

HCR 558 by Boren, et al, of the House and Nichols of the Senate was called up for consideration.

By unanimous consent, upon request of Senator Garrison, all other members of the Senate were added as coauthors of the Resolution.

HCR 558, as coauthored, was read at length and, adopted upon motion of Senator Nichols.

HCR 558 was properly signed and ordered returned to the Honorable House.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM GOVERNOR

Advising approval by him, February 6, 1968, of Enrolled **SB 559** entitled:

SB 559—By Baldwin, Miller, Findeiss, Garrison, Atkinson, Gee, Field, Hamilton, Massad, Murphy, Smalley and Terrill of the Senate and Willis, et al, of the House.

An Act relating to the Oklahoma State Regents for Higher Education and making an appropriation thereto; stating legislative intent; making the appropriation nonfiscal; making the provisions of the Act severable; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 557—By McCune, et al of the House and Gee of the Senate—A Concurrent Resolution requesting the State Regents for Higher Education to conduct a study and formulate a plan for a State Law Center; and directing distribution.

HCR 559—By Ferrell of the House and Terrill of the Senate — A Concurrent

Resolution directing the Speaker of the House of Representatives to appoint five members of the House of Representatives and directing the President Pro Tempore of the Senate to appoint five members of the Senate to form a Committee to study the Board of Regents for the Agricultural and Mechanical Colleges and the necessity and feasibility of establishing a separate

Board of Regents for Cameron State Agricultural College; and directing the filing of a report and recommendations.

Consideration of the Resolutions was deferred for this legislative day.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Twenty-second Legislative Day

Wednesday, February 7, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Berrong, Findeiss, Garrett, Ham, Massey, Murphy, Payne, Smalley, Stansberry.—10.

The President declared a quorum present.

Prayer was offered by Senator Short.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Berry, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The Northeastern State College Basketball Team.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 563 correctly engrossed.

SBs 422, 485, and 505, SCR 37, and SRs 67 and 68 correctly enrolled.

Engrossed SB 563 was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SBs 422, 485, and 505 were each after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 37 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SRs 67 and 68 were 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 185—Judiciary.

SB 590—Judiciary—Show Smith as principal author.

SB 640—Health, Welfare and Veterans' Affairs—To Appropriations and Budget by previous order—Coauthored by Smalley.

SB 675—Health, Welfare and Veterans' Affairs—Coauthored by Graves and Garrison.

SB 681—Health, Welfare and Veterans' Affairs.

HB 1011—Health, Welfare and Veterans' Affairs.

HB 1120—Judiciary—Coauthored by Young, Nichols, Smith, Short and Garrett.

DO PASS, As Amended:

SB 612—Judiciary.

SB 639—Health, Welfare and Veterans'

Affairs—Coauthored by Graves, Birdsong and Nichols.

RESOLUTION

SR 69 by Massad, Nichols, Holden, Martin, Ham, Miller, Massey, Stipe, Hamilton, and McClendon was introduced.

By unanimous consent, upon request of Senator Massad, all other members of the Senate were added as coauthors of the Resolution.

SR 69, as coauthored, was read at length as follows, adopted upon motion of Senator Massad, and ordered referred for enrollment:

SR 69—By Massad, Nichols, Holden, Martin, Ham, Miller, Massey, Stipe, Hamilton, McClendon, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams and Young.

A SENATE RESOLUTION COMMENDING THE HONORABLE UNITED STATES REPRESENTATIVE CARL ALBERT FOR HIS MANY TALENTS AND ACHIEVEMENTS; EXPRESSING APPRECIATION; DESIGNATING FEBRUARY 13, 1968 AS "CARL ALBERT DAY"; AND DIRECTING DISTRIBUTION.

WHEREAS, the Honorable Carl Albert is a man of many abilities, interests, and achievements, and

WHEREAS, his understanding, zeal, and dedication is such that he has achieved the summit of success, and

WHEREAS, he has faithfully served his country, the State of Oklahoma, and the Democratic Party as a member of the United States House of Representatives beginning with the 80th Congress, as the Democratic Whip for the 84th, 85th, 86th and the First Session of the 87th Congress, and as Majority Leader for the Sec-

ond Session of the 87th Congress, the 88th and 89th Congresses; and

WHEREAS, he is a man who deserves respect and admiration from all; and

WHEREAS, the members of this legislative body and the people of the State of Oklahoma should express appreciation to him.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The State Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby proclaim that February 13, 1968 be designated as "Carl Albert Day."

SECTION 2. A duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared for, and presented to, the Honorable Carl Albert.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 700—By Porter—An Act relating to county officers; amending 19 O. S. 1961, § 137.2; providing salaries of public defender and assistants; and declaring an emergency.

SB 701—By Grantham of the Senate and Conaghan and Peterson of the House—An Act relating to administrative procedure; amending Section 1, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1967, § 301); providing that the Corporation Commission shall not be excepted from the definition of "Agency" as such term is used in the Oklahoma Administrative Procedure Act; providing an exception; and declaring an emergency.

SB 702—By Garrett—An Act relating to motor vehicles; amending Section 1, Page 1231, S. J. R. No. 6, O. S. L. 1965 (47

O. S. Supp. 1967, § 22.30i); providing for design, color and style for automobile license and identification plates; and declaring an emergency.

SB 703—By Findeiss and Howard—An Act relating to crimes and punishments; amending 21 O. S. 1961, § 1503, as amended by Section 1, Chapter 127, O. S. L. 1963 (21 O. S. Supp. 1967, § 1503); making it an offense to obtain board, lodging or other accommodations under false pretenses, or by means of a false or bogus check, and prescribing penalties for the violation thereof; and declaring an emergency.

SECOND READING

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

SB 696—Committee on Committees and Rules.

SB 697—Judiciary.

SB 698—Judiciary.

SB 699—Education.

SJR 61—Committee on Committees and Rules.

HB 554—Agriculture, Consumer Affairs and Wildlife.

HB 996—Revenue and Taxation.

HB 1019—Business, Industry and Labor Relations.

HB 1053—Conservation and Economic Development.

HB 1088—Roads, Highways and Public Safety.

HB 1089—Governmental Affairs.

HB 1105—Agriculture, Consumer Affairs and Wildlife.

HB 1106—Agriculture, Consumer Affairs and Wildlife.

HB 1136—Education.

HB 1152—Agriculture, Consumer Affairs and Wildlife.

HB 1155—Judiciary.

GENERAL ORDER

Senator Young moved that **SJR 2** be ordered withdrawn from the Calendar and that the Resolution be referred to the Appropriations and Budget Committee.

Senator Baggett moved to table the Young motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Birdsong, Bradley, Breckinridge, Ferrell, Garrison, Gee, Hargrave, Howard, Keels, McGraw, Martin, Nichols, Selman, Short, Smith, Terrill.—17.

Nay: Baldwin, Berry, Boecher, Dacus, Field, Grantham, Graves, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Massad, Miller, Porter, Romang, Stipe, Williams, Young.—20.

Excused: Atkinson, Berrong, Findeiss, Garrett, Ham, Massey, Murphy, Payne, Smalley, Stansberry, Taliaferro.—11.

Senators Berrong, Massey, Garrett, Murphy, Findeiss, Smalley and Stansberry asked to be shown present, which was the order.

Senator Baldwin, as a substitute for the Young motion, moved that **SJR 2** be stricken from the Calendar.

Senator Baggett, in lieu of all pending motions, moved that **SJR 2** be taken up for immediate consideration, which motion was ruled out of order by the Presiding Officer who stated that the Floor Leader has the privilege of calling up the measures to be considered.

On the question of the adoption of the Baldwin motion, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berry, Boecher, Dacus, Field, Graves, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Porter, Romang, Stipe, Taliaferro, Williams, Young.—21.

Nay: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave,

Howard, Keels, Luton, McGraw, Massad, Selman, Short, Smalley, Smith, Terrill.—22.

Excused: Atkinson, Ham, Nichols, Payne, Stansberry.—5.

Senator Howard moved to table the Young motion, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Massad, Nichols, Selman, Short, Smalley, Smith, Terrill.—23.

Nay: Baldwin, Berry, Boecher, Dacus, Field, Graves, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Porter, Romang, Stansberry, Stipe, Taliaferro, Williams, Young.—22.

Excused: Atkinson, Ham, Payne.—3.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SJR 2 by Baggett, Smith, Gee, Short, McGraw and Breckinridge was read and considered.

Senator Baldwin presiding.

Senator Stipe moved that **SJR 2** be advanced to engrossment.

Senator Smith moved to table the Stipe motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, Luton, McGraw, Nichols, Selman, Short, Smalley, Smith, Terrill.—21.

Nay: Baldwin, Berry, Boecher, Dacus, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Porter, Romang, Stansberry, Stipe, Taliaferro, Williams, Young.—25.

Excused: Atkinson, Payne.—2.

The vote occurring upon the Stipe motion to advance **SJR 2**, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Berry, Boecher, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Porter, Romang, Stansberry, Stipe, Taliaferro, Williams, Young.—25.

Nay: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Nichols, Selman, Short, Smalley, Smith, Terrill.—21.

Excused: Atkinson, Payne.—2.

Senator Stipe asked unanimous consent, that **SJR 2** be considered engrossed and placed upon third reading and final passage, to which Senator Baggett objected.

GENERAL ORDER

HJR 542 by Sparkman, et al, of the House and Graves, McSpadden, Payne, Birdsong, Berry, Porter, Martin and Nichols of the Senate was read and considered.

Senators Massey, Stipe, McClendon, Miller, Luton, Ham, Horn, Field, and Hamilton asked to be made coauthors of **HJR 542**, which was the order.

Upon motion of Senator Graves, **HJR 542** was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **HJR 542** was 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Ro-

mang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Nay: Findeiss, Short.—2.

Excused: Atkinson, Bradley, Hargrave, Massad, Payne.—5.

The Resolution was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Nay: Findeiss, Short.—2.

Excused: Atkinson, Bradley, Hargrave, Massad, Payne.—5.

The emergency was declared passed.

HJR 542, as amended, was referred for engrossment.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 367 by Porter, Baggett, Hargrave, McGraw and Smith was read and considered.

Senator Porter moved to amend **SB 367**, page 13, line 1, by inserting prior thereto a new section to read as follows: "Section 311. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice because of sex to differentiate in employment, compensation, terms, conditions or privileges of employment between male and female employees if such differences are otherwise required or permitted by the laws of this state, or by the provisions of section 703 of the federal Civil Rights Act of 1964, as amended, or by the provisions of Section 6 (d) of the federal Fair Labor Standards Act of 1938, as amended; nor shall

it be an unlawful employment practice because of sex for an employer, pursuant to a plan, to provide for the retirement of female employees at a younger age than male employees, or to provide differences in annuity, death and survivors benefits between widows and widowers of employees." which amendment was declared adopted.

Upon motion of Senator Porter, **SB 367**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, **SB 367**, as amended, was considered engrossed and placed upon third reading and final passage.

SB 367 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Breckinridge, Dacus, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Luton, McClen-don, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Porter, Selman, Short, Smalley, Smith, Stipe, Young.—30.

Nay: Boecher, Keels, Payne, Romang, Terrill, Williams.—6.

Excused: Atkinson, Birdsong, Bradley, Ferrell, Field, Findeiss, Gee, Hamilton, Horn, Massey, Stansberry, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Luton, McClen-don, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Porter, Selman, Short, Smalley, Smith, Stipe, Terrill, Young.—32.

Nay: Boecher, Keels, Payne, Romang, Williams.—5.

Excused: Atkinson, Birdsong, Bradley, Ferrell, Field, Gee, Hamilton, Horn, Massey, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 367, as amended, was referred for engrossment.

GENERAL ORDER

SB 651 by Murphy, Massey and Terrill was read and considered.

Senator Miller asked to be made a co-author of **SB 651**, which was the order.

Upon motion of Senator Murphy, **SB 651** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 651** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 651 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Nay: Keels.—1.

Excused: Atkinson, Ham, Horn, Massad, Stansberry, Taliaferro.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Nay: Keels.—1.

Excused: Atkinson, Ham, Horn, Massad, Stansberry, Taliaferro.—6.

The emergency was declared passed.

SB 651 was referred for engrossment.

GENERAL ORDER

SB 464 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senators Findeiss, Selman, Berrong, Dacus, Ferrell, Holden, and Bradley asked to be made coauthors of **SB 464**, which was the order.

Upon motion of Senator Garrison, **SB 464** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 464** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 464 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Horn, Howard, Massad, Massey, Payne, Stansberry, Taliaferro.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Martin,

Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Horn, Howard, Massad, Massey, Payne, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 464 was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 512 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Baldwin moved to amend SB 512 by striking the Title, which amendment was declared adopted.

Upon motion of Senator Baldwin, SB 512, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 512, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 512 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Ham, Howard, Martin, Massad, Stansberry.—6.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge,

Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Ham, Howard, Martin, Massad, Stansberry.—6.

The emergency was declared passed.

SB 512, as amended, was referred for engrossment.

GENERAL ORDER

SB 522 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Ferrell asked to be made coauthor of SB 522, which was the order.

Upon motion of Senator Baldwin, SB 522 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 522 was considered engrossed and placed upon third reading and final passage.

President Pro Tempore McSpadden presiding.

THIRD READING

SB 522 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—43.

Excused: Atkinson, Howard, Massad, Stansberry, Young.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—43.

Excused: Atkinson, Howard, Massad, Stansberry, Young.—5.

The emergency was declared passed.

SB 522 was referred for engrossment.

GENERAL ORDER

SB 534 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 534 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 534 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 534 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Howard, McGraw, Massad, Payne, Porter, Smalley, Stansberry, Stipe.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, McGraw, Massad, Payne, Porter, Smalley, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 534 was referred for engrossment.

Senator Martin Presiding.

GENERAL ORDER

SB 541 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 541 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 541 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 541 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, McGraw, Massad, Porter, Smalley, Stansberry, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, McGraw, Massad, Porter, Smalley, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 541 was referred for engrossment.

GENERAL ORDER

SB 546 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 546 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 546 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 546 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Berrong, McGraw, Massad, Porter, Smalley, Stansberry.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison

Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Berrong, McGraw, Massad, Porter, Smalley, Stansberry.—7.

The emergency was declared passed.

SB 546 was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 548 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senators Ham, Horn, Dacus and Berrong asked to be made coauthors of SB 548, which was the order.

Upon motion of Senator Baldwin, SB 548 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 548 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 548 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—40.

Excused: Atkinson, McGraw, Massad, Murphy, Porter, Stansberry, Stipe, Terrill.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry,

Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—40.

Excused: Atkinson, McGraw, Massad, Murphy, Porter, Stansberry, Stipe, Terrill.—8.

The emergency was declared passed.

SB 548 was referred for engrossment.

GENERAL ORDER

SB 549 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senators Dacus and Berrong asked to be made coauthors of SB 549, which was the order.

Upon motion of Senator Baldwin, SB 549 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 549 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 549 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Williams, Young.—38.

Excused: Atkinson, Boecher, Gee, Holden, McSpadden, Massad, Stansberry, Stipe, Taliaferro, Terrill.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Williams, Young.—38.

Excused: Atkinson, Boecher, Gee, Holden, McSpadden, Massad, Stansberry, Stipe, Taliaferro, Terrill.—10.

The emergency was declared passed.

SB 549 was referred for engrossment.

GENERAL ORDER

SB 550 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senators Dacus and Berrong asked to be made coauthors of SB 550, which was the order.

Upon motion of Senator Baldwin, SB 550 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 550 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 550 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—42.

Excused: Atkinson, McGraw, Massad, Stansberry, Taliaferro, Terrill.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—42.

Excused: Atkinson, McGraw, Massad, Stansberry, Taliaferro, Terrill.—6.

The emergency was declared passed.

SB 550 was referred for engrossment.

GENERAL ORDER

SB 552 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 552 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 552 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 552 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Young.—39.

Nay: Keels, Williams.—2.

Excused: Atkinson, Bradley, Ham, McGraw, Stansberry, Taliaferro, Terrill.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Young.—39.

Nay: Keels, Williams.—2.

Excused: Atkinson, Bradley, Ham, McGraw, Stansberry, Taliaferro, Terrill.—7.

The emergency was declared passed.

SB 552 was referred for engrossment.

GENERAL ORDER

SB 642 by Baldwin and Miller of the Senate and Skeith, et al, of the House was read and considered.

Following discussion, by unanimous consent, upon request of Senator Baldwin, SB 642 was deferred temporarily.

GENERAL ORDER

SB 644 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Luton asked to be made co-author of SB 644, which was the order.

Senator Baldwin moved to amend SB 644 by striking the Title, which amendment was declared adopted.

Upon motion of Senator Baldwin, SB 644, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 644, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 644 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge,

Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Nay: Keels.—1.

Excused: Atkinson, Ham, Porter, Stansberry.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Nay: Keels.—1.

Excused: Atkinson, Ham, Porter, Stansberry.—4.

The emergency was declared passed.

SB 644, as amended, was referred for engrossment.

GENERAL ORDER

SB 652 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Baldwin moved to amend **SB 652**, page 2, line 9½, by inserting the following: "638 — Harold Morgan — \$50.00," which amendment was declared adopted.

Upon motion of Senator Baldwin, **SB 652**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 652**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 652 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Ham, Massad, Porter, Stansberry.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Ham, Massad, Porter, Stansberry.—5.

The emergency was declared passed.

SB 652, as amended, was referred for engrossment.

GENERAL ORDER

SB 618 by Miller of the Senate and Cox of the House was read and considered.

Senator Ferrell asked to be made co-author of **SB 618**, which was the order.

Upon motion of Senator Miller, **SB 618** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **SB 618** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 618 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, G e e, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Nay: Baldwin, Bradley, Selman.—3.

Excused: Atkinson, Baggett, Berrong, Ham, Massad, Porter, Short, Stansberry.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, G e e, Grantham, Graves, Hamilton, Hargrave, Holden,

Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Nay: Baldwin, Bradley, Selman.—3.

Excused: Atkinson, Baggett, Berrong, Ham, Massad, Porter, Short, Stansberry.—8.

The emergency was declared passed.

SB 618 was referred for engrossment.

GENERAL ORDER

Senator Baldwin asked unanimous consent that **SB 642** be ordered withdrawn from the Calendar and be re-referred to Appropriations and Budget Committee, which was the order.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Twenty-third Legislative Day

Thursday, February 8, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Breckinridge, Ham, Howard, Payne.—4.

The President declared a quorum present.

Prayer was offered by the Reverend Arthur D. Webster, Jr., Student Intern Minister of the First Presbyterian Church, Oklahoma City, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Nichols:

Almighty God, and Father of us all, we pause in humility before Thee. In this chaotic world we need Thy steadying hand; in this noisy world we need Thy peace; in this confusing world we need Thy insight; and in this world of rising and falling nations, creeds in collision, and needs that cripple our fellow men, we need a vision of Thy kingdom whose light displaces the darkness and gives us hope for our nation and our lives. Let the noise of the world be hushed that we may hear Thy voice. Give us clarity of mind and purity of motive that we may heed Thy bidding. Expose to the strong his weakness; to the

wise his folly, and plant in our hearts an unconquerable dedication and in Thine own way lead us to the fulfillment of it. Put before us in sharp clarity the task we have to do. In our deliberations here today, free us from the desire of selfish gain; save us from cheap self-assertion and prejudice; and rid us of the pettiness that clouds out the larger issues and keeps us from doing the work that we have been called to do. Hear our prayers — spoken and unspoken — and to the needs of each man here send Thy supply. Amen.

The Journal for the last legislative day was declared approved.

HONORARY APPOINTMENTS

Senator Baggett introduced Laura Slusher, a Second Grade student at Stonegate Elementary School and asked that she be made Honorary Page for this legislative day, and that such request be incorporated in the Journal, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1002—By Sandlin, Allard, Taggart, and Townsend of the House and Smith of the Senate—An Act relating to political campaign contributions and expenditures; providing requirement of reporting campaign contributions and expenditures to the Election Boards by candidates for office whose expenditures exceed one thousand dollars and by State and County Executive Committees of political parties; prescribing a time and manner for so reporting; requiring information as to treasurer and depository be filed with Election

Boards limiting amounts of contributions from particular sources; requiring disclosure to public of source of money in making certain expenditures; providing for preservation by Election Boards of information filed; providing remedies of others against noncompliance with this Act; providing penalties; and repealing 26 O. S. 1961; § § 401 to 422, inclusive.

HB 1067—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the office of the Secretary of State and making.

HB 1078—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Department of Public Safety and making

HB 1107—By Hunter of the House and Williams of the Senate—An Act relating to agriculture; amending 2 O. S. 1961, § § 3-20, 3-23 and 3-25, as amended by Section 1, Chapter 425, O. S. L. 1965 (2 O. S. Supp. 1967, § 3-23 (d)); providing for inspection of Nursery Stock; prescribing standards for rooms used to display flowering plants; providing for Dealers License Certificate; providing for Agents License Certificate; prescribing fees; providing for exceptions; and declaring an emergency.

HB 1127—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to public schools and the State Board of Education and making

HB 1161—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma State Regents for Higher Education and making

HB 1162—By Willis, Miskelly and Sokolosky of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Corporation Commission and making

HB 1165—By Smith (Norman) of the House and Massey of the Senate—An Act relating to banks, trust companies and corporate trust businesses; amending Oklahoma Banking Code of 1965, Chapter

161, Sections 714 C and 802 B (6 O. S. Supp. 1967, § § 714 C and 802 B); providing annual examination of banks and trust companies; providing exception on limitation on maximum indebtedness of banks; providing that an assigned Real Estate Mortgage used as collateral on an obligor's debt is not a Real Estate Loan; directing codification; and declaring an emergency.

HB 1174—By Bamberger, Derryberry and Wolfe (Stephen)—An Act relating to court costs and filing fees; establishing flat fee schedules and requiring court clerks to charge and collect the same; making provisions of Act severable; providing for an effective date; and declaring an emergency.

HB 1185—By Poulos, Privett, Willis, Wolf (Leland), McCune, Abbott, Odom (Martin), Hopkins, Bynum, Ford, Ferguson, Hargrave, Williams, Bradley, Briscoe, Rushing, Williamson, Fowler, Fine, Frix, Converse, Bean, Townsend, Greenhaw, Smith (Norman), Sandlin, Smithey, Hutchens (David), Wolfe (Stephen), Derryberry and Cate of the House and Breckinridge of the Senate—An Act relating to Junior Colleges; making

HB 1186—By Cate, McCune, Hill, Bamberger, Spearman and Sparkman—An Act relating to the judiciary; providing for the number of Associate District Judges to be elected or appointed in the several counties of the State; and declaring an emergency.

HB 1191—By Spearman, McCune, Hill, Bamberger, Peterson and Cate—An Act relating to counties and county officers; amending 19 O. S. 1961, § 131; providing for election of court clerks, sheriff, county clerk, county surveyor, county public weigher, county treasurer, county superintendent of schools and county commissioners in general election; and declaring an emergency.

HB 1279—By Sandlin, Skeith, Dunn, Hutchins (Walter), Hutchens (David), Frix, Smithey, Tarwater, Sokolosky and

Boren of the House and Nichols, Terrill and Miller of the Senate—An Act relating to roads and highways; providing for expenditure of funds by State Highway Commission for purpose of eliminating hazards on State roads and highways; and declaring an emergency.

HB 1293—By Allard of the House and Young of the Senate—An Act relating to newspapers; amending 25 O. S. 1961, § 112; providing for any newspaper qualified to publish legal notices and advertisements to change its frequency of publication without losing its status and qualification as a legal newspaper; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 422, 485 and 505.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising the signing and returning Enrolled SCR 37.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 560—By Hatchett, et al, of the House and Massad of the Senate.

A Concurrent Resolution relating to Constitutional Amendment and Revision, directing the creation of a special committee of the State Legislative Council; providing for committee membership, including advisory members, and the manner of appointment; authorizing the chairman of the Legislative Council to appoint a temporary chairman and providing for election of a permanent chairman from

the committee membership; authorizing per diem and travel for members; vesting certain duties in said committee; and acquiring reports and recommendations.

HCR 561—By Andrews, et al.

A Concurrent Resolution commending Mrs. Freda Ameringer for her many contributions as a journalist; Congratulating her for her numerous accomplishments; and directing distribution.

Consideration of the above resolutions was deferred for this legislative day.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 556 and 558.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 464, 512, 522, 534, 541, 546, 548, 549, 550, 552, 618, 644, 651, 652, SJR 2; and HB 501 and HJR 542 each correctly engrossed.

SR 69 correctly enrolled.

Engrossed SBs 464, 512, 522, 534, 541, 546, 548, 549, 550, 552, 618, 644, 651 and 652 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 501 and HJR 542, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SR 69 was properly signed and ordered transmitted 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 457—Revenue and Taxation.

SB 562—Revenue and Taxation.

SB 625—Revenue and Taxation.

SB 630—Roads, Highways and Public Safety.

SB 635—Committees and Rules.

SB 646—Revenue and Taxation.

SB 665—Committees and Rules.

SB 682—Governmental Affairs.

HB 970—Judiciary—Coauthored by Gee, Grantham, Birdsong, Luton, Selman and Terrill.

HB 983—Revenue and Taxation.

DO PASS, as amended:

SB 447—Committees and Rules.

SB 555—Governmental Affairs.

SB 569—Judiciary — Coauthored by McGraw and Nichols.

SB 594—Committees and Rules.

SB 629—Governmental Affairs.

SB 645—Judiciary — Coauthored by Young.

SB 647—Revenue and Taxation.

SB 655—Committees and Rules.

SB 661—Governmental Affairs.

SB 672—Governmental Affairs.

SJR 26—Governmental Affairs—Coauthored by Smith, Gee, Short, McGraw, and Breckinridge.

WITHOUT RECOMMENDATION:

SJR 54—Committees and Rules—To Governmental Affairs by previous order.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bill was introduced and read for the first time.

SB 704—By Martin—An Act relating to welfare; making it the duty of the Oklahoma Public Welfare Department to cause to be investigated persons reported not paying debts incurred for necessary living expense; authorizing department to suspend assistance payments; directing codification; and declaring an emergency.

SECOND READING

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

SB 700—Judiciary.

SB 701—Governmental Affairs.

Senator Grantham asked unanimous consent that the order referring **SB 701** to the Committee on Governmental Affairs be rescinded and that the Bill be referred to the Committee on Judiciary, which was the order.

SB 702—Roads, Highways and Public Safety.

SB 703—Judiciary.

RESOLUTIONS

SCR 41 by Smith, Bradley and Howard of the Senate and Hopkins of the House was introduced and read as follows:

A Concurrent Resolution requesting the Oklahoma Tax Commission to contract and provide that the 1969 motor vehicle license plates be produced in the colors of blue and gold; and directing distribution.

Upon request of Senator Garrett, further consideration of the Resolution was deferred for this legislative day.

SCR 42 by Baggett, Atkinson, Baldwin, Gee, Berrong, Berry, Birdsong, Dacus, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Graves, Garrett, Garri-son, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Stansberry, Taliaferro, Terrill, Williams and Young of the Senate and Sokolosky, et al., of the House was introduced and read as follows:

A Concurrent Resolution of Commenda-tion from the members of the Second Ses-sion of the Thirty-first Oklahoma Legis-lature, commending Representative Ralph Thompson for being selected by the Okla-homa City Junior Chamber of Commerce

as the "Outstanding Young Man of the Year;" and directing distribution.

SCR 42 was read at length, adopted upon motion of Senator Baggett, and ordered referred for engrossment.

PENDING SENATE ACTION

HCR 554 by Hutchins (Walter), et al, of the House and Terrill and Taliaferro of the Senate was called up for consideration, read at length, and adopted upon motion of Senator Terrill.

HCR 554 was properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION

HCR 557 by McCune, et al, of the House and Gee of the Senate was called up for consideration, read at length, and adopted upon motion of Senator Gee.

HCR 557 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1065 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1065 was advanced.

By unanimous consent, upon request of Senator Baldwin, HB 1065 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1065 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Ham, Hamilton, Holden, Howard, Payne, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Ham, Hamilton, Holden, Howard, Payne, Porter.—7.

The emergency was declared passed.

HB 1065 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1066 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1066 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin HB 1066 was placed upon third reading and final passage.

THIRD READING

HB 1066 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Breckinridge, Ham, Howard, Nichols, Payne, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Breckinridge, Ham, Howard, Nichols, Payne, Porter.—6.

The emergency was declared passed.

HB 1066 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1068 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1068 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1068 was placed upon third reading and final passage.

THIRD READING

HB 1068 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baggett, Breckinridge, Ham, Howard, Nichols, Payne, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baggett, Breckinridge, Ham, Howard, Nichols, Payne, Porter.—7.

The emergency was declared passed.

HB 1068 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1069 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1069 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1069 was placed upon third reading and final passage.

THIRD READING

HB 1069 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Breckinridge, Ham, Nichols, Payne, Porter.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham-ilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-Spadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams, Young.—43.

Excused: Breckinridge, Ham, Nichols, Payne, Porter.—5.

The emergency was declared passed.

HB 1069 was ordered withheld pursuant to Rule 20-c.

Senator Howard asked to be shown pres-ent, which was the order.

GENERAL ORDER

HB 1074 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1074 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1074 was placed upon third reading and final passage.

THIRD READING

HB 1074 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham-ilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-Spadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams, Young.—43.

Excused: Breckinridge, Ham, Nichols, Payne, Porter.—5.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham-ilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-Spadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams, Young.—43.

Excused: Breckinridge, Ham, Nichols, Payne, Porter.—5.

The emergency was declared passed.

HB 1074 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1075 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1075 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1075 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1075 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham-ilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-Spadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-rill, Williams, Young.—43.

Excused: Breckinridge, Ham, Nichols, Payne, Porter.—5.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Breckinridge, Ham, Nichols, Payne, Porter.—5.

The emergency was declared passed.

HB 1075, as amended, was referred for engrossment.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

HB 1076 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1076** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1076** was placed upon third reading and final passage.

THIRD READING

HB 1076 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Breckinridge, Ham, Nichols, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Breckinridge, Ham, Nichols, Porter.—4.

The emergency was declared passed.

HB 1076 was ordered withheld pursuant to Rule 20-c.

Senator Breckinridge asked to be shown present, which was the order.

GENERAL ORDER

HB 1077 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Senator Smalley asked to be made co-author of **HB 1077**, which was the order.

Upon motion of Senator Baldwin, **HB 1077** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1077** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1077 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Ham, Nichols, Porter, Taliaferro.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Ham, Nichols, Porter, Taliaferro.—4.

The emergency was declared passed.

HB 1077, as amended, was referred for engrossment.

GENERAL ORDER

HB 1081 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1081** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1081** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1081 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Ham, Hargrave, Howard, Nichols, Porter, Taliaferro.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Ham, Hargrave, Howard, Nichols, Porter, Taliaferro.—6.

The emergency was declared passed.

HB 1081, as amended, was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SB 459 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senators McGraw and Bradley asked to be made coauthors of **SB 459**, which was the order.

Upon motion of Senator Bradley, **SB 459** was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 459** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 459 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels,

Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Berrong, Grantham, Selman, Smalley.—4.

Excused: Hargrave, Nichols, Taliaferro.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Berrong, Grantham, Selman, Smalley.—4.

Excused: Hargrave, Nichols, Taliaferro.—3.

The emergency was declared passed.

SB 459 was referred for engrossment.

Senator Smith presiding.

GENERAL ORDER

SB 466 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senators Keels, Berrong and Dacus asked to be made coauthors of SB 466, which was the order.

Senator Payne presiding.

Senator Hamilton, joined by President Pro Tempore McSpadden, moved to amend SB 466, page 4, line 15, by striking the word "encouraged" and substituting therefor the word "directed" which amendment was tabled upon motion of Senator Baggett.

Senator Stipe moved to amend SB 466, page 5, line 2 by changing the comma to

a period following the word "corrections" and by striking the balance of line 2, and all of lines 3 through 6, which amendment was declared adopted.

Senator Smalley moved to amend SB 466, page 4, line 14, by striking the period after the word "division" and adding the language "except those agencies whose acquisitions are exempted in § 85.12 of Title 74." which amendment was declared adopted.

Senator Field moved to amend SB 466, page 3, line 14, by adding after the word "act." and before the word "The" the sentence "The provisions of this act shall not apply to the county government." which amendment was declared adopted.

Upon motion of Senator Williams, SB 466, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, SB 466, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 466 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Berrong, Boecher, Hamilton, McClendon, Massad.—5.

Excused: Hargrave, Massey, Nichols, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Da-

cus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Berrong, Boecher, Hamilton, McClendon, Massad.—5.

Excused: Hargrave, Massey, Nichols, Porter.—4.

The emergency was declared passed.

SB 466, as amended, was referred for engrossment.

GENERAL ORDER

HB 1040 by Sanguin, et al, of the House and Gee, Smalley, Short, Breckinridge, McGraw and Smith of the Senate was read and considered.

Senator Young asked to be made a co-author of HB 1040, which was the order.

Senator Selman moved to amend HB 1040, page 3, line 12, by changing the semicolon to a comma, following the word "needs" and adding the language "either by outright purchase or lease of equipment or by entering into a contract with computer servicing companies." which amendment was declared adopted.

Upon motion of Senator Gee, HB 1040 was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, HB 1040 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1040 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpad-

den, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Nay: McClendon.—1.

Excused: Hargrave, Nichols, Porter.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Nay: McClendon.—1.

Excused: Hargrave, Nichols, Porter.—3.

The emergency was declared passed.

HB 1040, as amended, was referred for engrossment.

GENERAL ORDER

SJR 46 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senator Findeiss asked to be made a coauthor of SJR 46, which was the order.

Upon motion of Senator Findeiss, SJR 46 was advanced to engrossment.

By unanimous consent, upon request of Senator Findeiss, SJR 46 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 46 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 46, as Amended—By Garrison, Williams and Findeiss of the Senate and Connor, Hunter and Green of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO RE-

FER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT AMENDING SECTION 43 OF ARTICLE IX THEREOF TO ELIMINATE THE NECESSITY OF FILING CERTAIN CORPORATION REPORTS WITH THE CORPORATION COMMISSION; PROVIDING FOR BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided for by law, the following proposed amendment of Section 43 of Article IX of the Oklahoma Constitution, to read as follows:

§ 43. *【No corporation, foreign or domestic, shall be permitted to do business in this State without first filing in the office of the Corporation Commission a list of its stockholders, officers, and directors, with the residence and postoffice address of, and the amount of stock held by each. And】* Every foreign corporation shall, before being licensed to do business in the State, designate an agent residing in the State; and service of summons or legal notice may be had on such designated agent and such other agents as now are or may hereafter be provided by law. Suit may be maintained against a foreign corporation in the county where an agent of such corporation may be found, or in the county of the residence of plaintiff, or in the county where the cause of action may arise.

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 43 of Article IX of the Oklahoma Constitution to eliminate the necessity of filing certain corporation reports containing a list of names and addresses of stockholders, officers and directors, and the amount of stock held by each with the Corporation Commission 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 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 of Oklahoma on the date of the next ensuing state-wide run off primary election, at which the proposed amendment to the Oklahoma Constitution as 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 was as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Baggett, Hargrave, Martin, Nichols, Porter, Smalley, Taliaferro.—7.

The Resolution was declared passed.

The question being, "Shall **SJR 46**, by Garrison, Williams and Findeiss entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment amending Section 43 of Article IX thereof to eliminate the necessity of filing certain corporation reports with the Corporation Commission; providing for 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 of Oklahoma on the date of the next ensuing statewide primary election as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing statewide primary election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Hargrave, Nichols, Porter.—3.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 46 was ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 351**, and naming House Con-

ferees as follows: Sparkman, McCune and Bamberger.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 351**: Young, Smith and Massad.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

MESSAGE FROM GOVERNOR

Advising approval by him, February 8, 1968 of Enrolled **SB 485** entitled:

SB 485—By Baldwin, Breckinridge and Murphy of the Senate and Goodfellow, et al, of the House.

An Act relating to area School Districts; authorizing issuance of bonds by Area School Districts and prescribing procedure therefor; validating certain Bond Elections and bonds issued by Area School Districts; validating certain Area School Districts and declaring the same to be duly established Area School Districts for the purposes of Section 9B, Article X, Oklahoma Constitution; directing codification; and declaring an emergency.

RESOLUTION

By unanimous consent the following Resolution was introduced, read as follows, and consideration deferred for this legislative day:

SCR 43—By Massey and McClendon.

A Concurrent Resolution relating to Public Finance; requesting the State Board of Education to prepare a budget for fiscal year 1969-70 for public schools of the State and submit such budget to Governor for inclusion in his recommended budget for fiscal year 1969-70; and directing distribution.

BILLS RELEASED

As provided under Rule 20-c, **HBs 1065**,

1066, 1068, 1069, 1074, and 1076 were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, February 12, 1968.

Twenty-fourth Legislative Day

Monday, February 12, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Ham, Hamilton, McClendon, Stansberry.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain, Father F. L. O'Brien, Pastor of the Immaculate Conception Church, Tulsa, Oklahoma.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 367, 459, SJR 46 and SCR 42; and HBs 1040, 1075, 1077 and 1081 each correctly engrossed.

Engrossed SBs 367, 459, SJR 46 and SCR 42 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1040, 1075, 1077 and 1081, as amended,

were properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

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

DO PASS:

HB 1021—Governmental Affairs—Coauthored by Smalley, Ham, Williams, Baggett and Breckinridge.

DO PASS, as amended:

SJR 48—Governmental Affairs—Coauthored by Baggett.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bill was introduced and read the first time:

SB 705—By Ferrell—An Act relating to the militia; amending 44 O. S. 1961, § 41; providing of whom the militia of Oklahoma shall consist; and declaring an emergency.

SECOND READING

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

SB 704—Health, Welfare and Veterans' Affairs.

HB 1002—Committee on Committees and Rules.

HB 1067—Appropriations and Budget.

HB 1078—Appropriations and Budget.

HB 1107—Agriculture, Consumer Affairs and Wildlife.

HB 1127—Appropriations and Budget.

HB 1161—Appropriations and Budget.

HB 1162—Appropriations and Budget.

HB 1165—Business, Industry and Labor Relations.

HB 1174—Judiciary.

HB 1185—Appropriations and Budget.

HB 1186—Judiciary.

HB 1191—Judiciary.

HB 1279—Roads, Highways and Public Safety.

HB 1293—Judiciary.

PENDING SENATE ACTION

HCR 561 by Andrews, et al, of the House was taken up for consideration.

Senator Baggett asked unanimous consent that he be made the principal Senate author and all other members of the Senate be added as coauthors of the Resolution, which was the order.

By unanimous consent, upon request of Senator Baggett, **HCR 561** was read at length as follows and adopted upon his motion:

HCR 561—By Andrews, Allard, Abbott, Bamberger, Barr, Bean, Beauchamp, Bengtson, Bernard, Bickford, Blankenship, Boren, Bradley, Briscoe, Brown, Bynum, Camp, Cate, Clemons, Cole, Conaghan, Connor, Converse, Cox, Derryberry, Dickey, Doornbos, Dunn, Fair, Ferguson, Ferrell, Finch, Fine, Ford, Fowler, Frix, Goodfellow, Green, Greenhaw, Grey, Hargrave, Harrison, Hatchett, Hesser, Hill, Holaday, Hopkins, Howard, Hunter, Hutchens (David), Hutchins (Walter), Inhofe, Johnson, Jones, Kamas, Lane, Lawson, Levergood, McCune, Miskelly, Mountford, Musgrave, Nigh, Odom (Martin), Odom (V. H.), Page, Patterson (Frank), Patterson (Ruth), Peterson, Poulos, Privett, Rabbourn, Rushing, Sandlin, Sanguin, Skeith, Smith (E. W.), Smith (Norman), Smith

(Vondel), Smithey, Sokolosky, Sparkman, Spearman, Tabor, Taggart, Tarwater, Thompson, Thornhill, Townsend, Trent, Vann, Watkins, Williams, Williamson, Willis, Witt, Wixson, Wolf (Leland) and Wolfe (Stephen) of the House and Baggett, Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young of the Senate.

A Concurrent Resolution commending Mrs. Freda Ameringer for her many contributions as a Journalist; congratulating her for her numerous accomplishments; and directing distribution.

WHEREAS, the free expression of ideas through the American press is one of the most basic of all freedoms; and

WHEREAS, Mrs. Freda Ameringer did for many years by way of her journalistic talents make a vital contribution to the perpetuation of this basic freedom; and

WHEREAS, she, along with her father, the late Dan Hogan, Sr., in 1931 established the Leader Press and later established the Oklahoma City Advertiser; and

WHEREAS, she realized her responsibility as a developer of public opinion and accepted this responsibility with courage and sincerity; and

WHEREAS, small American newspapers which have played so vital a part in the growth and development of this Nation are rapidly becoming a thing of the past; and

WHEREAS, the Oklahoma City Advertiser which was founded and operated for many years by Mrs. Ameringer ceased publication on January 25, 1968.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE SECOND SES-

SION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The House of Representatives and the Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend Mrs. Freda Ameringer for her many contributions as a journalist and for her many achievements in the field of journalism.

SECTION 2. A duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared for and presented to Mrs. Freda Ameringer.

HCR 561 was properly signed and ordered returned to the Honorable House.

THIRD READING

Senator Smalley, joined by Senator Baggett, moved that **SJR 2** be stricken from the Calendar, which motion was declared adopted.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 288 by Short and Murphy of the Senate was read and considered.

Upon motion of Senator Short, **SB 288** was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **SB 288** 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: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short,

Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ham, Hamilton, McClendon, Porter, Stansberry.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ham, Hamilton, McClendon, Porter, Stansberry.—5.

The emergency was declared passed.

SB 288 was referred for engrossment.

Senator McClendon asked to be shown present, which was the order.

PENDING SENATE ACTION

HCR 559 by Ferrell of the House and Terrill of the Senate was taken up for consideration.

Senator Terrill asked unanimous consent, which was granted, that further consideration of the Resolution be deferred for this legislative day, and that **HCR 559** be ordered printed.

GENERAL ORDER

SB 681 by Graves, McSpadden, Murphy, Field, Birdsong, Berry, Gee and Nichols of the Senate and Cox of the House was read and considered.

Senators Hargrave and Taliaferro asked to be made coauthors of **SB 681**, which was the order.

Upon motion of Senator Graves, **SB 681** was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **SB 681** was considered engrossed and placed upon third reading and final passage.

Senator Payne Presiding.

THIRD READING

SB 681 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Ham, Hamilton, Porter, Stansberry.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Ham, Hamilton, Porter, Stansberry.—4.

The emergency was declared passed.

SB 681 was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

SB 638 by Graves, Young, Hargrave, Miller, Martin, Berry, Dacus, Berrong, Hamilton, Ferrell and McGraw of the Senate and Abbott, et al, of the House was read and considered.

Senator Selman asked to be made co-author of SB 638, which was the order.

Upon motion of Senator Graves, SB 638 was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, SB 638 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 638 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Ferrell, Ham, Hamilton, Martin, Murphy, Taliaferro.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Ferrell, Ham, Hamilton, Martin, Murphy, Taliaferro.—6.

The emergency was declared passed.

SB 638 was referred for engrossment.

GENERAL ORDER

SB 590 by Smith and Gee was read and considered.

Upon motion of Senator Smith, SB 590 was advanced to engrossment.

By unanimous consent; upon request of Senator Smith, **SB 590** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 590 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansber-ry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Excused: Ham, Hamilton.—2.

The bill was declared passed.

SB 590 was referred for engrossment.

GENERAL ORDER

SB 661 by Baggett was read and con-sidered.

Senator Birdsong asked to be made co-author of **SB 661**, which was the order.

Upon motion of Senator Baggett, **SB 661** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 661** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 661 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard,

Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansber-ry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Excused: Ham, Hamilton.—2.

The bill was declared passed.

On the question of passage of emer-gency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansber-ry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Excused: Ham, Hamilton.—2.

The emergency was declared passed.

SB 661 was referred for engrossment.

PENDING SENATE ACTION

HCR 560 was called up for consideration.

Senator Massad moved the adoption of **HCR 560**.

President Pro Tempore McSpadden, as a substitute, moved that **HCR 560** be order-ed withdrawn from the Calendar and re-ferred to the Committee on Govern-mental Affairs.

Senator Stipe, in lieu of all pending motions, moved that **HCR 560** be ordered withdrawn from the Calendar and referred to the Committee on Agriculture, Con-sumer Affairs and Wildlife with instruc-tions to report the Resolution back to the Senate at the next meeting of that Com-mittee, which motion was tabled upon mo-tion of President Pro Tempore McSpadden.

Senator Short asked unanimous consent that the Rules be suspended and that Senator Massad be recognized to explain the Resolution, to which President Pro Tempore McSpadden objected.

The vote occurring upon the McSpadden motion to refer **HCR 560** to the Committee on Governmental Affairs, it was declared adopted.

GENERAL ORDER

SB 672 by Baggett was read and considered.

Upon motion of Senator Baggett, **SB 672** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 672** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 672 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrison, Gee, Graves, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Dacus, Grantham, Horn, McClen-
don, Massad, Miller, Smalley.—7.

Excused: Garrett, Ham, Hamilton, Hargrave, Massey, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrison, Gee, Graves, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Dacus, Grantham, Horn, McClen-
don, Massad, Miller, Smalley.—7.

Excused: Garrett, Ham, Hamilton, Hargrave, Massey, Porter.—6.

The emergency was declared passed.

SB 672 was referred for engrossment.

Senator Baldwin presiding.

GENERAL ORDER

SB 665 by Baggett and Smith was read and considered.

Senator Birdsong asked to be made a coauthor of **SB 665**, which was the order.

Senator Short moved to amend **SB 665**, page 4, line 6 by striking the words and figures "Five Dollars (\$5.00)" and substituting therefor the words and figures "One Dollar (\$1.00)" which amendment was tabled upon motion of Senator Baggett.

Senator Short moved to amend **SB 665**, pages 4 and 5, by striking the language appearing after the word "specified" on line 18 page 4, and before the word "and" on line 4 of page 5, and by renumbering the paragraphs accordingly, which amendment was tabled upon motion of Senator Baggett.

Upon motion of Senator Baggett, **SB 665** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 665** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 665 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Garrett, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-
don, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—33.

Nay: Berrong, Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Williams.—9.

Excused: Field, Ham, Hamilton, Massey, Porter, Stansberry.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Garrett, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—33.

Nay: Berrong, Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Williams.—9.

Excused: Field, Ham, Hamilton, Massey, Porter, Stansberry.—6.

The emergency was declared passed.

SB 665 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Short moved that the vote be reconsidered by which SB 665 passed.

GENERAL ORDER

SJR 22 by Payne was read and considered.

Senator Short moved to amend SJR 22, page 2, line 5, by striking the words "twenty two and one half per centum" and substituting therefor the words "ten per centum" which amendment was tabled upon motion of Senator Payne upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—36.

Nay: Baggett, Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Williams.—9.

Excused: Ham, Hamilton, Stansberry.—3.

Senator Baggett, joined by Senator Berrong, moved to amend SJR 22, page 2, lines 5 and 6, by striking the words

"twenty two and one half" and substituting therefor the word "fifteen".

Senator Garrison asked to be made a coauthor of the Baggett-Berrong amendment, which was the order.

Senator Payne moved to table the Baggett-Berrong-Garrison amendment, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Berry, Birdsong, Dacus, Field, Garrett, Grantham, Graves, Hargrave, Holden, Horn, Keels, Luton, McClendon, Martin, Massey, Miller, Nichols, Payne, Porter, Smith, Stipe, Young.—23.

Nay: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Howard, McGraw, Massad, Murphy, Romang, Selman, Short, Smalley, Terrill, Williams.—19.

Excused: Boecher, Ham, Hamilton, McSpadden, Stansberry, Taliaferro.—6.

Senator Williams moved to amend SJR 22, page 2, line 5, by striking the words "twenty two and one half per centum" and substituting therefor "(100,000) One Hundred Thousand" which amendment was tabled upon motion of Senator Payne.

Senator Romang, joined by Senator Baggett, moved to amend SJR 22, page 2, line 6, by striking the word "registered".

Senator Massey presiding.

Senator Payne, as a substitute, moved that SJR 22 be advanced to engrossment, which motion was tabled upon motion of Senator Smalley upon a roll call as follows:

Aye: Baggett, Berrong, Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Howard, Keels, Luton, McGraw, Murphy, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—23.

Nay: Atkinson, Baldwin, Berry, Birdsong, Dacus, Graves, Hargrave, Holden, Horn, McClendon, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Stipe, Young.—19.

Excused: Field, Ham, Hamilton, Mas-sad, Stansberry, Taliaferro.—6.

Senator Payne asked unanimous consent to defer further consideration of **SJR 22**, together with all pending amendments, until the next legislative day, to which Senator Romang objected.

Senator Payne moved to defer consideration of **SJR 22**, together with all pending amendments, until the next legislative day, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Porter, Selman, Smith, Stipe, Terrill, Young.—33.

Nay: Baggett, Breckinridge, Ferrell, Findeiss, Garrett, McGraw, Romang, Short, Smalley, Williams.—10.

Excused: Field, Ham, Hamilton, Stansberry, Taliaferro.—5.

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

*

The Senate reassembled in open session with Senator Massey presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator McClendon, advised and consented to the confirmation of the executive nomination of ALBERT CHERRY, of Hugo, Oklahoma, as Member, Turnpike Authority, to serve an eight (8) year term ending July 1, 1975, and effective upon Senate confirmation. Mr. Cherry succeeds himself.

The Senate, in executive session and upon motion of Senator Selman, advised and consented to the confirmation of the executive nomination of JOHN C. DUFFY, of Tulsa, as Member, Human Rights Com-

mission, to serve a three (3) year term ending July 15, 1970 and effective upon Senate confirmation. Mr. Duffy succeeds Alfred E. Aaronson.

The Senate, in executive session and upon motion of Senator Berrong, advised and consented to the confirmation of ROBERT G. REIM, of Clinton, as Member, Board of Examiners in Veterinary Medicine, to serve a four (4) year term ending May 9, 1970, and effective upon Senate confirmation. Mr. Reim succeeds Mr. Louis Heavener.

The Senate, in executive session and upon motion of Senator Murphy, advised and consented to the confirmation of the executive nomination of JAMES E. BAKER, of Stillwater, as a Member, Board of Examiners in Veterinary Medicine, to serve a four (4) year term ending May 9, 1971, and effective upon Senate confirmation. Mr. Baker succeeds Dr. Charles Heaton.

The Senate, in executive session and upon motion of Senator Massey, advised and consented to the confirmation of the executive nomination of Dr. W. K. SEMTNER, of Durant, as Member, Board of Examiners in Veterinary Medicine, to serve a four (4) year term ending May 9, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Graves, advised and consented to the confirmation of the executive nomination of WILLIAM V. GRIGGS, of Shawnee, as Member, Employment Security Commission, to serve a six (6) year term ending May 20, 1973, and effective upon Senate confirmation. Mr. Griggs succeeds himself.

The Senate, in executive session and upon motion of Senator Findeiss, advised and consented to the confirmation of the executive nomination of TED KNOOP, of Oklahoma City, as Member, Oklahoma Employment Security Commission, to serve a six (6) year term ending May 20, 1973, and effective upon Senate confirmation. Mr. Knoop succeeds himself.

The Senate, in executive session and upon motion of Senator Boecher, advised and consented to the confirmation of the executive nomination of CLIFFORD ADAMS, of Canton, as Member, Human Rights Commission, to serve a three (3) year term ending July 15, 1970, effective upon Senate confirmation. Mr. Adams succeeds himself.

The Senate, in executive session and upon motion of Senator Payne, advised and consented to the confirmation of the executive nomination of B. FRANK BELVIN, of Okmulgee, as a Member, Oklahoma Human Rights Commission, to serve a three (3) year term ending July 15, 1970, and effective upon Senate confirmation. Mr. Belvin succeeds himself.

The Senate, in executive session and upon motion of Senator Selman, advised and consented to the confirmation of the executive nomination of G. ELLIS GABLE, of Tulsa, as Member, Oklahoma State Regents for Higher Education, to serve a nine (9) year term ending May 16, 1976, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Massad, advised and consented to the confirmation of the executive nomination of WADE WATSON, of Frederick, as Member, Board of Regents, Oklahoma College of Liberal Arts, to serve a seven (7) year term ending July 1, 1974, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Martin, advised and consented to the confirmation of the executive nomination of KENNETH ECK, of Healdton, as Member, Board of Pharmacy, to serve a five (5) year term ending May 25, 1972, and effective upon Senate confirmation. Mr. Eck succeeds Mr. Clyde Miller.

The Senate, in executive session and upon motion of Senator Romang, advised and consented to the confirmation of the executive nomination of FRED LEWIS, of Enid, as Member, Wildlife Conservation Commission, to serve a remaining eight (8) year term ending July 1, 1972, and effective upon Senate confirmation. Mr. Lewis succeeds Mr. Chambers.

The Senate, in executive session and upon motion of Senator McClendon, advised and consented to the confirmation of the executive nomination of PAUL ROEBER, of Broken Bow, as Member, Wildlife Commission, to serve an eight (8) year term ending July 1, 1975, and effective upon Senate confirmation. Mr. Roeber succeeds himself.

The Senate, in executive session and upon motion of Senator Grantham, advised and consented to the confirmation of the executive nomination of W. W. RODGERS, of Blackwell, as Member, Board of Regents, Northern Oklahoma College, to serve a five (5) year term ending July 30, 1972, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of the executive nomination of LESTER REED, of Norman, as Member, Board of Trustees, Teachers' Retirement System, to serve a five (5) year term ending June 30, 1972, and effective upon Senate confirmation.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Twenty-fifth Legislative Day

Tuesday, February 13, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Ferrell, Garrison, Ham, Murphy, Payne, Porter, Smalley.—8.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Boecher announced that a very special guest, United States Congressman Carl Albert, was waiting in the Office of the President Pro Tempore to be received by the Senate.

President Pro Tempore McSpadden appointed as a committee to escort the distinguished guest into the Chamber the Senators coming from the Third Congressional District.

Congressman Albert was escorted to the President's desk by the committee appointed so to do, and introduced by Senator Stipe as Oklahoma's No. 1 Citizen and Majority Floor Leader in the United

States Congress, following which he was given a standing ovation and recognized to address the Senate.

Following a most interesting and enlightening address, Senator Massad presented the distinguished guest with Enrolled Senate Resolution 69, adopted by the State Senate on February 7, 1968, which Resolution designated February 13, 1968 as "Carl Albert Day."

MESSAGES FROM GOVERNOR

Advising approval by him, February 12, 1968, of Enrolled SBs 422 and 505 entitled.

SB 422—By McGraw, Bradley and Hargrave of the Senate and Bengtson, et al, of the House.

An Act relating to schools; providing alternate method of determining the school population of a school district for apportionment purposes and directing codification.

SB 505 — By Ham, Murphy, Nichols, Gee, et al of the Senate and Finch, et al, of the House.

An Act relating to nonprofit corporations; defining the purposes of incorporation; setting forth the procedure for their incorporation; defining their powers; defining the powers, duties, and qualifications of incorporators, directors and members; making the provisions of Act cumulative to existing laws; making provisions of Act severable; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 987—By Hutchens (David) of the House and Garrison of the Senate—An Act relating to sentences of imprisonment; amending Section 1, Chapter 78, O. S. L. 1963 (57 O. S. Supp. 1967, § 353); providing that court shall assess penalty of confinement; fixing maximum terms; authorizing court to assess minimum term; repealing Section 2, Chapter 78, O. S. L. 1963 (57 O. S. Supp. 1967, § 354); providing eligibility for parole; amending 22 O. S. 1961, § 926; providing for sentencing after conviction for capital offense; repealing 22 O. S. 1961, §§ 927 and 928; and repealing all other laws or parts of laws in conflict.

HB 990—By Camp, Thompson, Wolfe (Stephen), Bickford and Williamson of the House and Luton of the Senate—An Act relating to statutes and reports; amending 75 O. S. 1961, § 256; providing for publication of Code of Oklahoma Rules and regulations; authorizing publication of such rules and regulations as addendum or supplement to the Oklahoma Statutes; and declaring an emergency.

HB 1163—By Odom (Martin), Tabor, Finch, Sparkman, Sandlin, Bynum, Cole, Boren, Abbott, Bengtson, Blankenship, Patterson (Frank) and Watkins of the House and Terrill, Payne, Nichols and Berry of the Senate—An Act relating to teachers—

HB 1184—By Poulos, Privett, Willis, Wolf (Leland), McCune, Abbott, Odom (Martin), Hopkins, Bynum, Ford, Ferguson, Nigh, Hargrave, Williams, Bradley, Briscoe, Rushing, Williamson, Fowler, Fine, Frix, Converse, Bean, Townsend, Greenhaw, Smith (Norman), Wolfe (Stephen), Sandlin, Hutchens (David), Cate, Smithey and Derryberry of the House and Breckinridge of the Senate—An Act relating to junior colleges; authorizing

HB 1187—By Willis and Miskelly of the House and Baldwin and Miller of the Senate—An Act relating to the Legislative Council; making an appropriation thereto, and stating the purpose; providing lapse

date; making the provisions of this Act severable; and declaring an emergency.

HB 1209—By McCune, Cate, Boren and Thompson of the House and Smalley of the Senate—An Act further vitalizing Section 37, Article X, of the Oklahoma Constitution; providing for the issuance, sale, delivery and payment of general obligation bonds of the State, in the total principal amount of Sixteen Million Five Hundred Twenty-five Thousand Dollars (\$16,525,000.00) for the purpose of constructing new buildings and other capital improvements, and for equipping, remodeling, remodeling and repairing any and all existing buildings and capital improvements, and for the purchase of land at the constituent institutions of the Oklahoma State System of Higher Education, and at the institutions of the Department of Mental Health, for the Department of Public Health, and for the Oklahoma Department of Libraries; pledging the payment of the interest on, and the principal of, such bonds; providing for the issuance of one or more interim bonds; providing for the approval of the proceedings in connection with the issuance of such bonds and refunding bonds by the Attorney General, and for the approval of such bonds by the Supreme Court of the State of Oklahoma; providing for adding series D to the State of Oklahoma Institutional Building Bonds of 1965 sinking fund; providing for the investment of construction account and sinking fund monies; providing that the Attorney General shall represent the Building Bonds Commission as attorney and prohibiting the payment of funds for attorney's fees, agents' charges or commissions; declaring the intent of the Legislature in adopting this Act; providing that the provisions of this Act are severable and that if any of the provisions hereof are adjudged to be invalid, such adjudications shall not affect the validity of any of the other provisions of the Act; and declaring an emergency.

HB 1226—By Thompson, Fair, Ford, Goodfellow, Grey, Sanguin, Sparkman,

Camp, Holaday and Smith (E. W.)—An Act relating to Public Health and Safety; amending 63 O. S. 1961, § 465.11; providing definitions for terms pertaining to barbiturates and stimulants; including LSD within the meaning of term “stimulant”; and declaring an emergency.

HB 1238—By Sanguin of the House and Stipe of the Senate—An Act relating to the Commissioner of Charities and Corrections; amending Section 2, Chapter 357, O. S. L. 1967 (74 O. S. Supp. 1967, § 189); establishing the “Commissioner of Charities and Corrections Fund”; providing for the funding thereof and expenditures therefrom; providing for appointment and compensation of employees; and declaring an emergency.

HB 1263—By McCune and Boren of the House and Smalley of the Senate—An Act appropriating Ten Million One Hundred Thousand Dollars (\$10,100,000.00) to the Oklahoma State Regents for Higher Education; Two Million Five Hundred Thousand Dollars (\$2,500,000.00) to the Department of Mental Health; one Million Seven Hundred Seventy-five Thousand Dollars (\$1,775,000.00) to the State Department of Health; and Two Million one Hundred Fifty Thousand Dollars (\$2,150,000.00) to the Oklahoma Department of Libraries, for the construction, furnishing and equipping of new buildings, for equipping, remodeling, modernizing and repairing existing buildings, for other capital additions and for the purchase of land authorized by Section 37, Article 10, of the Constitution of the State of Oklahoma and deposited in the State of Oklahoma Institutional Building Bonds of 1965 Series D Fund in the State Treasury; making the Boards of Control of the respective institutions comprising the Oklahoma State System of Higher Education and the Department of Mental Health and the State Department of Health and the Oklahoma Department of Libraries, respectively, the contracting agencies for all purposes for which appropriations are made in this Act; provid-

ing for the use of Federal Funds; providing that the appropriations made herein shall not be subject to fiscal year limitations; providing wage scale; making the provisions of the Act severable; and declaring an emergency.

HB 1278—By Watkins, Miskelly, Blankenship and Boren of the House and Boecher of the Senate—An Act relating to community junior colleges; amending Section 1403 of Section 2, Chapter 100, O. S. L. 1967 (70 O. S. Supp. 1967, § 4403); providing for annexation of territory to a community or school district maintaining or authorized to maintain a community junior college; and declaring an emergency.

HB 1288—By Bernard—An Act relating to the Department of Pollution Control; making

HB 1299—By Wolf (Leland) and Cate of the House and Smalley of the Senate—An Act relating to the Oklahoma State Regents for Higher

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-grossed **SCR 42**—Coauthored by the entire House membership with the exception of Thompson.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 1065, 1066, 1068, 1069, 1074 and 1076.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 554 and 557.

The above numbered Enrolled Resolu-

tions were properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 288, 466, 590, 638, 661, 672 and 681 each correctly engrossed.

Engrossed SBs 288, 466, 590, 638, 661, 672 and 681 were 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 433—Education.

SB 600—Business, Industry and Labor Relations—Coauthored by Smith and Selman.

SB 641—Agriculture, Consumer Affairs and Wildlife.

SB 657—Agriculture, Consumer Affairs and Wildlife.

SB 670—Business, Industry and Labor Relations—Coauthored by Findeiss.

SB 679—Business, Industry and Labor Relations — Coauthored by Berry and Smalley.

SB 695—Agriculture, Consumer Affairs and Wildlife.

HB 730—Agriculture, Consumer Affairs and Wildlife.

HB 1019—Business, Industry and Labor Relations.

HB 1041—Education—To Appropriations and Budget by previous order.

HB 1136—Education—Coauthored by Miller, Massad, and Breckinridge.

DO PASS, As Amended.

SB 506—Appropriations and Budget.

SB 510—Appropriations and Budget.

SB 529—Appropriations and Budget.

SB 543—Appropriations and Budget.

SB 551—Appropriations and Budget.

HB 1080—Appropriations and Budget.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 706—By McSpadden of the Senate and Briscoe of the House—An Act relating to the J. M. Davis Memorial Commission and making an appropriation thereto; stating the purpose; making the appropriation non-fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 707—By McSpadden of the Senate and Briscoe of the House—An Act relating to the Will Rogers Memorial Commission; creating a petty cash fund; stating purpose of the fund; authorizing Director of State Finance to set amount and provide procedures for administration; providing for reimbursement; making provisions of the Act severable; and declaring an emergency.

SB 708—By Martin, Nichols, Berrong and Murphy of the Senate and Grey and Hesser of the House—An Act relating to public health; amending Article 1, Section 103(a) and Article 2, Section 201, of Chapter 325, O. S. L. 1963, (63 O. S. Supp. 1967, § § 1-103(a) and 1-201) to provide at least one member of the State Board of Health created by said chapter shall be a registered pharmacist; and to provide a registered pharmacist may be, under certain conditions, a member of a County Board of Health; and declaring an emergency.

SB 709—By Baggett—An Act relating to the Uniform Commercial Code (Title 12A, O. S. 1961); amending 12A, O. S. 1961, § § 2-318, 2-702(3), 3-501(3) and 7-209(3); providing, respectively, a seller's warranty extends to persons who may be reas-

onably expected to use the product sold, seller's right to reclaim goods sold an insolvent does not extend to lienholder; broadening area wherein protest of dishonor of a draft is necessary, and clarifying a warehouseman's lien as to household goods; adding a new section providing an obligation may be issued subordinate to the payment of another obligation; providing for codification; and declaring an emergency.

SB 710—By Selman—An Act relating to lenders of money; providing the businesses of lending money shall be licensed by the Banking Commission; defining terms; prescribing qualifications of applicants for license; providing penalties; providing for refunds of unused time where pre-computed interest is added to the principal of note; and declaring an emergency.

SECOND READING

The following Bill was read the second time and referred to Committees indicated:

SB 705—Health, Welfare and Veterans' Affairs.

GENERAL ORDER

SB 473 by Hamilton was read and considered.

Upon motion of Senator Hamilton, **SB 473** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 473** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 473 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lu-

ton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Ferrell, Garrison, Ham, Murphy, Payne, Porter, Smalley.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lutton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Ferrell, Garrison, Ham, Murphy, Payne, Porter, Smalley.—8.

The emergency was declared passed.

SB 473 was referred for engrossment.

Senator Ferrell asked to be shown present, which was the order.

GENERAL ORDER

SB 31 by Williams was read and considered.

Senator Hamilton moved to amend **SB 31**, page 3, line 9, by striking the "period" after the word "projection" and adding the following language: "and it shall further be permissible for pneumatic tires having on their periphery studs of metal or other material installed in such a manner as to provide resiliency upon contact with the road and so as not to project more than 3/32" beyond the tread of the traction surface of the tire, and so constructed that not more than one per cent (1%) in the aggregate of the traction surface of such tire be composed of such studs, to be sold and used in this state; provided, however, that (a) their use shall

be limited to single-tired passenger vehicles and on other single-tired vehicles with rated capacities up to and including two ton; (b) no tire so equipped shall be used on a public highway earlier than November 1 of each year or later than April 1 of the following year; and (c) copies of this subsection shall be posted in all places at which tires are sold, and a printed or written warning on the time limitation for the use of such studded tires shall be furnished each buyer, purchaser, or user by the seller of such studded tires.", which amendment was declared adopted.

Upon motion of Senator Williams, **SB 31**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **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: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, McGraw, Martin, Massad, Miller, Nichols, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Williams.—32.

Nay: Baldwin, Howard, Luton, McClendon, Smith.—5.

Excused: Baggett, Garrison, Ham, McSpadden, Massey, Murphy, Payne, Porter, Smalley, Terrill, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave,

Holden, Horn, Keels, McGraw, Martin, Massad, Miller, Nichols, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Williams.—32.

Nay: Baldwin, Howard, Luton, McClendon, Smith.—5.

Excused: Baggett, Garrison, Ham, McSpadden, Massey, Murphy, Payne, Porter, Smalley, Terrill, Young.—11.

The emergency was declared passed.

SB 31, as amended, was referred for engrossment.

GENERAL ORDER

SB 675 by Martin, Graves and Garrison was read and considered.

Senator Birdsong asked to be made a coauthor of **SB 675**, which was the order.

Upon motion of Senator Martin, **SB 675** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 675** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 675 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, Martin, Massad, Miller, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Baggett, Garrison, Ham, Hargrave, McClendon, McGraw, McSpadden, Massey, Murphy, Payne, Porter, Smalley.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Da-

cus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, Martin, Massad, Miller, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Baggett, Garrison, Ham, Hargrave, McClendon, McGraw, McSpadden, Massey, Murphy, Payne, Porter, Smalley.—13.

The emergency was declared passed.

SB 675 was referred for engrossment.

Senators Smalley, Ham and Baggett asked to be shown present, which was the order.

GENERAL ORDER

SB 639 by Stansberry, McSpadden, Graves, Birdsong and Nichols of the Senate and Sparkman, et al of the House was read and considered.

Senators Hargrave, Miller, Findeiss and Young asked to be made coauthors of SB 639, which was the order.

Senator Short moved to amend SB 639, page 4, line 16, by changing the period to a comma, and inserting immediately thereafter the language "and, on or before December 1 of each year, shall make an annual, itemized accounting of such operational and maintenance expenditures to the Governor and the Legislature." which amendment was tabled upon motion of Senator Nichols.

Senator Short moved to amend SB 639, page 4, line 16, by striking the words "shall be the sole" and substitute therefor the words "is authorized as an" which amendment was tabled upon motion of Senator Nichols.

Upon motion of Senator Stansberry, SB 639 was advanced to engrossment.

By unanimous consent, upon request of Senator Stansberry, SB 639 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 639 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Williams, Young.—39.

Nay: Baggett, Massad, Short, Taliaferro, Terrill.—5.

Excused: Garrison, Murphy, Payne, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Williams, Young.—39.

Nay: Baggett, Massad, Short, Taliaferro, Terrill.—5.

Excused: Garrison, Murphy, Payne, Porter.—4.

The emergency was declared passed.

SB 639 was referred for engrossment.

GENERAL ORDER

HB 1120 by Spearman, et al, of the House and Young, Nichols, Smith, Short and Garrett of the Senate was read and considered.

Upon motion of Senator Young, HB 1120 was advanced to engrossment.

By unanimous consent, upon request of Senator Young, HB 1120 was considered

engrossed and placed upon third reading and final passage.

THIRD READING

HB 1120 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Nay: Baggett, Grantham, Hamilton.—3.

Excused: Garrison, McClendon, McSpadden, Massad, Massey, Murphy, Payne, Porter, Stansberry, Stipe.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Nay: Baggett, Grantham, Hamilton.—3.

Excused: Garrison, McClendon, McSpadden, Massad, Massey, Murphy, Payne, Porter, Stansberry, Stipe.—10.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Grantham moved that the vote be reconsidered by which **HB 1120**, and the Emergency Section thereto was passed.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 447 by Smith and Miller was read and considered.

As provided under Rule 9-f, upon request of Senator Smith, Representative Hopkins was added as the House Author of **SB 447**.

Senators Hargrave and Gee asked to be made coauthors of **SB 447**, which was the order.

Upon motion of Senator Smith, **SB 447** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 447** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 447 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—37.

Nay: Baldwin, McGraw, Short, Williams.—4.

Excused: Berrong, Garrison, McClendon, Massey, Murphy, Porter, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—37.

Nay: Baldwin, McGraw, Short, Williams.—4.

Excused: Berrong, Garrison, McClendon, Massey, Murphy, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 447 was referred for engrossment.

PENDING SENATE ACTION

HCR 559 was called up for consideration.

Senator Terrill, joined by Senator Taliaferro, moved to amend HCR 559, page 2, beginning on line 8, by striking the language following the words "Interim, the" and all of the language on lines 9 through 11, and substituting therefor the language "systems of boards of regents governing the colleges and universities of the State of Oklahoma" and by amending the title to conform thereto, which amendment was declared adopted.

HCR 559, as amended, was read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment.

RESOLUTIONS

By unanimous consent, SCR 44 by Baggett and Stansberry was introduced and read as follows:

SCR 44—By Baggett and Stansberry of the Senate and Spearman of the House.

A Resolution expressing profound regret for the recent death of Dwight Whelan of Edmond, Oklahoma; and expressing the sympathy of the Legislature to his family.

Upon request of Senator Baggett, all other members of the Senate were added as coauthors of the Resolution.

SCR 44, as coauthored, was read at length, adopted upon motion of Senator

Baggett and ordered referred for engrossment.

By unanimous consent, SR 70 by Stansberry was introduced, and upon his request all other members of the Senate were added as coauthors.

SR 70, as coauthored, was read at length as follows, adopted upon motion of Senator Stansberry and ordered referred for enrollment:

SR 70—By Stansberry, Findeiss, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams and Young.

A RESOLUTION EXPRESSING PROFOUND REGRET FOR THE RECENT DEATH OF GEORGE ADE DAVIS OF OKLAHOMA CITY, OKLAHOMA; AND EXPRESSING THE SYMPATHY OF THE SENATE TO HIS FAMILY.

WHEREAS, George Ade Davis, business leader and electric utility executive, came to Oklahoma from his native Indiana in 1920 to play an important role in building the young and growing Oklahoma Gas and Electric Company into one of the finest and most respected electric companies in the United States, and served as the company's president from 1941 until his retirement in 1950, and as a director until his death, and

WHEREAS, George Ade Davis, Major General, after serving as an enlisted man in the Indiana National Guard and as a

combat company commander in World War I, was one of the organizers of the 45th Infantry Division, performed in many key capacities in the Division, and served as Adjutant General of Oklahoma without pay throughout World War II, and until his retirement from the Oklahoma National Guard in 1946, and

WHEREAS, George Ade Davis, civic leader, played an important role in the building of Oklahoma and its institutions by giving of his time, talent and leadership to the State. This role included serving on the State Board of Public Welfare, leading the State American Legion as Department Commander, and performing many other functions both for State Government and for private institutions of the State, and

WHEREAS, George Ade Davis, a warm individual, over his long life span of 83 years, was an inspiration to those with whom he lived and worked, both through his actions and through his sympathetic understanding and encouragement of people.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That this legislative body give special recognition to the passing of this great Oklahoman, George Ade Davis, who has given so much of himself for his industry, his state, his country and his fellow men.

SECTION 2. That duly authenticated copies of this Resolution be prepared and sent to the members of his immediate family.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 44 correctly engrossed.

Engrossed SCR 44 was properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HJR 542.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 501, requesting Conference and naming Conferees as follows: Skeith, Watkins and Wolf (Leland).

Upon motion of Senator Boecher, the request of the Honorable House for a conference on HB 501 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under HB 501: Field, Boecher and Grantham.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 44—Coauthored by entire House membership.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 549—By Patterson (Ruth), et al.

A Concurrent Resolution requesting the Oklahoma Regents for Higher Education to assist in the development and approval of a course of study in court reporting at one or more institutions of higher education within the State; and directing distribution.

Consideration of the Resolution was deferred for this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 44 correctly enrolled.

Enrolled SCR 44 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 44.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Twenty-sixth Legislative Day

Wednesday, February 14, 1968

Pursuant to adjournment, the Senate was called to order by Senator Payne, designated by President Pro Tempore so to do.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, Ham, Howard, McClendon, Massey, Smith, Stipe.—8.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 973—By Abbott—An Act relating to schools; amending 70 O. S. 1961, § 18-6; providing for pupil not counted; providing for consolidation, annexation and disposition of property; and declaring an emergency.

HB 985—By Spearman—An Act relating to deaths, amending 63 O. S. 1961, § § 944 and 948, as amended by Section 2, Chapter 258, Oklahoma Session Laws 1965

(63 O. S. Supp. 1965, § 944) and Section 4, Chapter 302, Oklahoma Session Laws 1963 (63 O. S. Supp. 1963, § 948) to empower medical examiners, certain deputies, and district attorneys to require and authorize postmortem examinations; making compensation of medical examiner subject to regulations of Board of Unexplained Deaths; and providing for severability.

HB 1008—By Finch and Abbott—An Act relating to waters and water rights; providing for the consolidation of two or more districts; providing procedures; establishing the effect of orders; providing for appeal; repealing Section 11, Subparagraph (16), Chapter 148, O. S. L. 1967 (82 O. S. Supp. 1967, § 1309 (16)); directing codification; providing for severability; and declaring an emergency.

HB 1139—By Frix of the House and Luton of the Senate—An Act relating to crimes and punishment; amending Section 1, Chapter 255, O. S. L. 1967 (21 O. S. Supp. 1967, § 1731); prescribing punishment for conviction of larceny of merchandise held for sale in retail or wholesale establishments; and declaring an emergency.

HB 1206—By Bamberger and Jones—An Act relating to corporations; amending 18 O. S. 1961, § 1.17, as amended by Section 1, Chapter 75, O. S. L. 1963 (18 O. S. Supp. 1967, § 1.17); requiring corporations to maintain registered agent within State; providing for service of process on such agent; providing for manner of service, providing for service where corporation fails to appoint or maintain agent; providing for change of agent; providing for reg-

istration of agent; and declaring an emergency.

HB 1252—By Hopkins of the House and Stipe of the Senate—An Act relating to cities and towns; amending 11 O. S. 1961, § 541b; providing for Board of Trustees of Police Pension and Retirement System; providing for membership thereon; providing for election of active or retired members of Police Department; providing for the filling of vacancies; prescribing duties; and declaring an emergency.

HJR 543—By Watkins and Patterson (Frank) of the House and Boecher of the Senate — A Resolution waiving the immunity of the State from liability for damages resulting from tortious acts of its employees; waiving immunity of the State from suit, and authorizing suit, in the matter of the alleged wrongful injury of Steve Frank Heller; specifying procedure; and declaring an emergency.

HJR 545—By Mountford and Allard of the House and McSpadden of the Senate—A Joint Resolution authorizing the State Board of Public Affairs to acquire by gift, an oil derrick or derricks for display as a historical monument; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 651**—Coauthored by Ferrell and Hesser.

The above numbered Bill was referred for enrollment.

CITATION

Upon motion of Senator Selman, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Highland Park Chapter of Tulsa, Oklahoma, recognizing "International DeMolay Week."

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 31, 447, 473, 639 and 675; and HCR 559 each correctly engrossed.

SCR 42 and SR 70 each correctly enrolled.

Engrossed **SBs 31, 447, 473, 639 and 675** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HCR 559**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SCR 42** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 70** 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 536—Judiciary.

SB 602—Judiciary—Show Senator Howard as Principal Author and Senator Gee as coauthor.

SB 605—Judiciary—Show Senator Howard as Principal Author and Senator Gee as coauthor.

SB 626—Judiciary.

SB 669—Health, Welfare and Veterans' Affairs.

SB 687—Health, Welfare and Veterans' Affairs.

SB 692—Health, Welfare and Veterans' Affairs.

HB 1119—Judiciary—Show Senator Hargrave as Principal author and Senators Gee, Nichols and Smith as coauthors.

DO PASS, as amended:

SB 659—Health, Welfare and Veterans'

Affairs—Coauthored by McSpadden, Miller, Stansberry, Garrett and Berry.

Bill numbers listed under "First Reading" begin consecutively with the last number in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 711—By Smalley, Baggett, McGraw, Garrison and Taliaferro—An Act relating to alcoholic beverages; authorizing the Oklahoma Alcoholic Beverage Control Board to promulgate rules and regulations governing the labeling and offering of alcoholic beverages bottled, packaged, sold or possessed for sale within this State; providing no liquor, wine or beer shall be labeled, offered or advertised for sale unless in accordance with such rules and regulations and unless the brand or trade name affixed to or imprinted upon the container of any liquor, wine or beer, shall have been registered with and approved by the board; prescribing fees for registration of brands and trade names according to the board's rules and regulations; prescribing penalties for violations thereof; providing for codification; and declaring an emergency.

SB 712—By Terrill—An Act relating to public health and safety; amending Section 1, Chapter 13, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-1709); providing immunity from liability for good faith decisions of and actions of members of Hospital Utilization Review Committees; and declaring an emergency.

SB 713—By Baggett—An Act relating to securities; amending 71 O. S. 1961, § 202(e); authorizing Administrator of the Oklahoma Securities Commission to require surety bonds of broker-dealers, agents and investment advisers; and declaring an emergency.

SB 714—By Luton—An Act relating to Workmen's Compensation; amending 85

O. S. 1961, § 61; providing requirement that application for self-insurance specify type of work covered and that employer be estopped from denying such employment be hazardous; and declaring an emergency.

SB 715—By Young and Baggett—An Act relating to schools; amending 70 O. S. 1961, § 8-2, and § 8-3 as amended by Section 1, Chapter 167, O. S. L. 1963 (70 O. S. Supp. 1967, § 8-3); providing that a pupil transfer from one school district to another shall be granted upon application of the parent or guardian.

SB 716—By Hamilton—An Act relating to schools; requiring that school buses be equipped with safety belts for driver; prescribing duties of the State Board of Education and the Department of Public Safety; requiring that driver use seat belts; making violations a misdemeanor, fixing penalties; and declaring an emergency.

SB 717—By Hamilton—An Act relating to criminal procedure; amending 22 O. S. 1961, § 258, relating to preliminary examination; providing for examination of witnesses; providing testimony reduced to writing on request of district attorney and authorizing use in grand jury proceedings; providing county liability with exceptions; providing for issuance of subpoenas; providing consent of district attorney before filing preliminary information with exceptions; providing costs taxed to prosecuting witness under certain conditions; providing district attorney file complaints and information while grand jury is in session, except on order of the judge of a court of record or request of the grand jury eliminating preliminary examinations in misdemeanor cases; providing filing of information in district court after defendant is bound over for trial; and declaring an emergency.

SB 718—By Hargrave—An Act relating to public officers and employees; providing for suspension from office or employment public officers and employees who have received dishonorable discharge from

armed forces; prohibiting employment of such persons by State or any agency, institution or political subdivision; directing codification; making provisions of Act severable; and declaring an emergency.

SB 719—By Keels and Birdsong—An Act relating to motor vehicles; providing for an official slow moving vehicle emblem; permitting slow moving machinery to display slow moving vehicle emblems; restricting use of emblem; and declaring an emergency.

SB 720—By Baggett—An Act relating to civil procedure; providing for repeal of 84 O. S. 1961, § § 251 through 256, inclusive; providing a savings clause as to pending actions instituted under authority of said sections at repeal date; providing said repeal shall be effective January 13, 1969; repealing Sections 1 through 16, inclusive, Chapter 301, O. S. L. 1963 (20 O. S. Supp. 1967, § § 951 through 966, inclusive); and declaring an emergency.

SB 721—By Baggett—An Act relating to the registration and licensing of motor vehicles; amending 47 O. S. 1961, § 22.24 to provide that the Oklahoma Tax Commission and other agencies of the State are prohibited from selling lists of taxpayers; providing certified copies of records may be received in evidence with the same effect as the originals thereof; providing for a fee to be charged and collected by the Oklahoma Tax Commission for certifying a copy of any such record; and declaring an emergency.

SECOND READING

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

SB 706—Appropriations and Budget.

SB 707—Appropriations and Budget.

SB 708—Health, Welfare and Veterans' Affairs.

SB 709—Business, Industry and Labor Relations.

SB 710—Business, Industry and Labor Relations.

HB 987—Judiciary.

HB 990—Judiciary—Then to Appropriations and Budget.

HB 1163—Education.

HB 1184—Education.

HB 1187—Education—Then to Appropriations and Budget.

HB 1209—Health, Welfare and Veterans' Affairs.

Senator Boecher asked unanimous consent that the order referring **HB 1209** to the Committee on Health, Welfare and Veterans' Affairs be rescinded, and that the Bill be referred to the Committee on Governmental Affairs, which was the order.

HB 1226—Health, Welfare and Veterans' Affairs.

HB 1238—Appropriations and Budget.

HB 1263—Appropriations and Budget.

Senator Smalley asked unanimous consent that the order referring **HB 1263** to the Committee on Appropriations and Budget be rescinded and that the Bill be referred to the Committee on Governmental Affairs—Then to Appropriations and Budget, which was the order.

HB 1278—Education.

HB 1288—Appropriations and Budget.

HB 1299—Appropriations and Budget.

RESOLUTIONS

SCR 45 by Horn was introduced and read as follows:

A Concurrent Resolution congratulating and saluting The Independent Postal System of America, Inc.; and directing distribution.

SCR 45 was read at length, adopted upon motion of Senator Horn, and ordered referred for engrossment.

SR 71 by Miller, Martin and Ham was introduced, read at length as follows,

adopted upon his motion and ordered referred for enrollment:

SR 71—By Miller and Martin.

A RESOLUTION RELATING TO THE DISCONTINUANCE AND CURTAILMENT OF PASSENGER TRAIN SERVICE PROVIDED BY CERTAIN RAILROADS WITHIN THE STATE OF OKLAHOMA; PETITIONING THE INTERSTATE COMMERCE COMMISSION; AND PROVIDING FOR DISTRIBUTION.

WHEREAS, during most of its history Oklahoma has enjoyed excellent services from a large number of railroads, providing a network of passenger and freight service within the State; and

WHEREAS, in recent years, many of the railroads in the State of Oklahoma have followed a policy of reduction in the quality of service and made many attempts to reduce and even entirely eliminate certain types of service; and

WHEREAS, many of the railroads in Oklahoma apparently have made a deliberate decision to entirely eliminate any service to railroad passengers, either by outright abandonment of service or indirectly by making the service, schedules and trains so inconvenient to the needs of the public as to discourage their use and lead to ultimate abandonment; and

WHEREAS, this policy has resulted in many communities and citizens residing therein having either no or inadequate rail passenger service, causing inconvenience and hardship, without regard to the public interest, convenience or necessity; and

WHEREAS, The Atchison, Topeka and Santa Fe Railroad Company has filed application with the Interstate Commerce Commission for abandonment of service of trains Nos. 9, 11 and 12, between Chicago, Illinois and Fort Worth, Texas, through Oklahoma City, Oklahoma; and

WHEREAS, this abandonment, if successful, will leave the heavily populated central portion of Oklahoma, including the state capital of Oklahoma, Oklahoma City,

with only one passenger train operating; and

WHEREAS, the proposed abandonment will result in lack of facilities as to travel necessary in Oklahoma City and the larger communities and will result in many small communities having no passenger train service at all; and

WHEREAS, the public convenience and necessity requires the continued operation of said trains.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That this body respectfully petition and request the Interstate Commerce Commission to deny authority for this proposed drastic reduction in railway passenger service for the reasons outlined in the preamble to this Resolution.

SECTION 2. That copies of this Resolution, after consideration and enrollment be mailed to The Honorable Dewey Bartlett, Governor, to the State Corporation Commission, Jim Thorpe Office Building, Oklahoma City, Oklahoma, and to Mr. H. Neil Garson, Secretary of the Interstate Commerce Commission, Washington, D. C. 20423.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for consideration of his motion to reconsider the vote by which **HB 1120** passed.

Senator Young moved to table the Grantham motion to reconsider the vote by which **HB 1120** passed, which motion was declared adopted.

HB 1120 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 612 by Gee of the Senate and Thompson of the House was read and considered.

Senator Massad asked to be made a coauthor of **SB 612**, which was the order.

Upon motion of Senator Gee, **SB 612** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **SB 612** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 612 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Berry, Dacus, Field, Horn, Keels, Payne.—6.

Excused: Atkinson, Berrong, Ham, Howard, McClendon, Massey, Smith, Stipe.—8.

The bill was declared passed.

SB 612 was referred for engrossment.

Senator Berrong asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

Senator Baggett asked for consideration of the Short motion to reconsider the vote by which **SB 665** passed.

Senator Birdsong moved to table the Short motion to reconsider the vote by which **SB 665** passed, which motion prevailed on roll call as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, Massad, Miller, Murphy, Nichols, Payne, Porter, Selman, Smalley, Taliaferro, Terrill, Young.—30.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Stansberry, Williams.—9.

Excused: Atkinson, Ham, Horn, McClendon, McSpadden, Martin, Massey, Smith, Stipe.—9.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 665 correctly engrossed.

Engrossed **SB 665** was properly signed and ordered transmitted to the Honorable House for consideration.

BILL WITHDRAWN

Senator Baldwin asked unanimous consent that **HB 1041** be ordered withdrawn from the Committee on Appropriations and Budget and that the Bill be printed and placed upon the Calendar, which was the order.

President Pro Tempore McSpadden presiding.

Senators McClendon and Ham asked to be shown present, which was the order.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 542**.

The above numbered Enrolled Resolution was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 561**.

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

GENERAL ORDER

SB 657 by Massad and Dacus of the Senate and Barr of the House was read and considered.

Following discussion, upon motion of Senator Massad, further consideration of **SB 657** was deferred for this legislative day.

Senator Payne presiding.

Senator Atkinson asked to be shown present, which was the order.

GENERAL ORDER

SB 506 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 506 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 506 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 506 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Hold-en, Horn, Keels, McClendon, McGraw, Mc-Spadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Howard, Luton, Massey, Por-ter, Smith, Stipe.—6.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Hold-en, Horn, Keels, Luton, McClendon, Mc-Graw, McSpadden, Martin, Massad, Mil-ler, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Talia-ferro, Terrill, Williams, Young.—43.

Excused: Howard, Massey, Porter, Smith, Stipe.—5.

The emergency was declared passed.

SB 506 was referred for engrossment.

GENERAL ORDER

SB 510 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 510 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 510 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 510 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Miller, Murphy, Nichols, Payne, Por-ter, Romang, Selman, Short, Smalley, Stansberry, Terrill, Williams, Young.—41.

Excused: Breckinridge, Howard, Mc-Clendon, Massey, Smith, Stipe, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Miller, Murphy, Nichols, Payne, Por-ter, Romang, Selman, Short, Smalley, Stansberry, Terrill, Williams, Young.—41.

Excused: Breckinridge, Howard, Mc-Clendon, Massey, Smith, Stipe, Taliaferro.—7.

The emergency was declared passed.

SB 510 was referred for engrossment.

GENERAL ORDER

SB 529 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 529 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 529 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 529 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Breckinridge, Holden, Howard, Massey, Smith, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Breckinridge, Holden, Howard, Massey, Smith, Stipe.—6.

The emergency was declared passed.

SB 529 was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

SB 543 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 543 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 543 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 543 was read the the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—45.

Excused: Massey, Smith, Stipe.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—45.

Excused: Massey, Smith, Stipe.—3.

The emergency was declared passed.

SB 543 was referred for engrossment.

GENERAL ORDER

SB 551 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **SB 551** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 551** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 551 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Holden, Massey, Murphy, Porter, Smith, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Holden, Massey, Murphy, Porter, Smith, Stipe.—6.

The emergency was declared passed.

SB 551 was referred for engrossment.

GENERAL ORDER

HB 1080 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, **HB 1080** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1080** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1080 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berrong, Field, Gee, Holden, Massey, Murphy, Porter, Smith, Stansberry, Stipe.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berrong, Field, Gee, Holden, Massey, Murphy, Porter, Smith, Stansberry, Stipe.—10.

The emergency was declared passed.

HB 1080, as amended, was referred for engrossment.

GENERAL ORDER

SB 625 by Garrison and Baldwin of the Senate and Townsend of the House was read and considered.

Senators Smalley and Findeiss asked to be made coauthors of SB 625, which was the order.

Upon motion of Senator Baldwin, SB 625 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 625 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 625 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Massey, Porter, Smith, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Massey, Porter, Smith, Stipe.—5.

The emergency was declared passed.

SB 625 was referred for engrossment.

GENERAL ORDER

SB 624 by Garrison of the Senate and Connor of the House was read and considered.

Senator Dacus asked to be made a coauthor of SB 624, which was the order.

Upon motion of Senator Garrison, SB 624 was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, SB 624 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 624 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrison, Gee, Graves, Ham, Hamilton, Holden, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Romang, Selman, Short, Terrill, Williams.—27.

Nay: Baldwin, Berry, Field, Grantham, Hargrave, Horn, Howard, Keels, Massad, Nichols, Payne.—11.

Excused: Garrett, Massey, Murphy, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Young.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Terrill, Williams.—35.

Nay: Baldwin, Field, Horn, Keels.—4.

Excused: Garrett, Massey, Murphy,

Porter, Smith, Stansberry, Stipe, Taliaferro, Young.—9.

The emergency was declared passed.

SB 624 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1075 and 1081, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1077, requesting Conference and referring Bill to General Conference Committee on Appropriations.

Upon motion of Senator Boecher, the request of the Honorable House for a conference on HB 1077 was ordered granted, the Bill to be referred to the General Conference Committee on Appropriations when appointed.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1040, requesting Conference and naming Conferees as follows: Sanguin, Ferrell and Wixson.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under HB 1040: Gee, Garrison and Smalley.

GENERAL ORDER

SB 457 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Upon motion of Senator Breckinridge, SB 457 was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, SB 457 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 457 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Williams, Young.—40.

Excused: Holden, McSpadden, Massey, Selman, Smith, Stipe, Taliaferro, Terrill.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Williams, Young.—40.

Excused: Holden, McSpadden, Massey, Selman, Smith, Stipe, Taliaferro, Terrill.—8.

The emergency was declared passed.

SB 457 was referred for engrossment.

GENERAL ORDER

SB 635 by Miller was read and considered.

Upon motion of Senator Miller, SB 635 was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, SB 635 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 635 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Stansberry, Terrill, Williams.—40.

Excused: Holden, McSpadden, Massey, Smalley, Smith, Stipe, Taliaferro, Young.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Stansberry, Terrill, Williams.—40.

Excused: Holden, McSpadden, Massey, Smalley, Smith, Stipe, Taliaferro, Young.—8.

The emergency was declared passed.

SB 635 was referred for engrossment.

GENERAL ORDER

SB 695 by Selman was read and considered.

Senator Grantham asked to be made a coauthor of **SB 695**, which was the order.

Upon motion of Senator Selman, **SB 695** was advanced to engrossment.

By unanimous consent, upon request of Senator Selman, **SB 695** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 695 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Keels, Luton, McClendon, McGraw, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams.—34.

Nay: Baldwin, Martin, Payne.—3.

Excused: Baggett, Holden, Horn, Howard, McSpadden, Massad, Massey, Smalley, Smith, Stipe, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Keels, Luton, McClendon, McGraw, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams.—34.

Nay: Baldwin, Martin, Payne.—3.

Excused: Baggett, Holden, Horn, Howard, McSpadden, Massad, Massey, Smalley, Smith, Stipe, Young.—11.

The emergency was declared passed.

SB 695 was referred for engrossment.

GENERAL ORDER

SB 630 by Birdsong was read and considered.

Senators Selman and Hargrave asked to be made coauthors of **SB 630**, which was the order.

Upon motion of Senator Birdsong, **SB 630** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SB 630** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 630 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Taliaferro, Terrill, Williams, Young.—40.

Excused: Horn, McSpadden, Massad, Massey, Smalley, Smith, Stansberry, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Taliaferro, Terrill, Williams, Young.—40.

Excused: Horn, McSpadden, Massad, Massey, Smalley, Smith, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 630 was referred for engrossment.

PENDING SENATE ACTION

HCR 549 by Patterson (Ruth), et al, was called up for consideration.

Senators Ferrell and Short asked to be made coauthors of HCR 549, which was the order.

HCR 549, as coauthored, was read at length, adopted upon motion of Senator Ferrell, properly signed and ordered returned to the Honorable House.

DECLARATION OF VOTES

Senator Massad asked that the record show, had he been present at the time of third reading and final passage of SB 695,

he would have voted AYE, which was the order.

Senator Garrison asked that the record show, had he been present at the time of third reading and final passage of SB 675, he would have voted AYE, which was the order.

RESOLUTION

By unanimous consent, SR 72 by Massad was introduced.

Senator Massad asked unanimous consent that all other members of the Senate be added as coauthors of the Resolution, which was the order.

SR 72, as coauthored, was read at length as follows, adopted upon motion of Senator Massad and ordered referred for enrollment:

SR 72—By Massad, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A SENATE RESOLUTION EXPRESSING PROFOUND APPRECIATION TO THE CATTLEMEN'S ASSOCIATION FOR THEIR SELECTION OF OKLAHOMA CITY AS THE SITE FOR THEIR 1968 NATIONAL CONVENTION; AND DIRECTING DISTRIBUTION.

WHEREAS, maintaining and perpetuating a viable economy is of utmost importance to the strength of this nation; and

WHEREAS, American agriculture is vital to such an economy; and

WHEREAS, the production of beef is one of the most important facets of American agriculture; and

WHEREAS, beef production in the United States is highly benefited by collective associations of beef producers; and

WHEREAS, the Cattlemen's Association is one of the most important of all such organizations; and

WHEREAS, Oklahoma City, Oklahoma is located in the heartland of beef production; and

WHEREAS, the Cattlemen's Association has selected Oklahoma City as the site for their 1968 National Convention.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That profound appreciation for the selection of Oklahoma City, Okla-

homa as the site of their national convention be, and the same is hereby expressed to the Cattlemen's Association.

SECTION 2. That duly authenticated copies of this Resolution after consideration and enrollment be prepared and sent to the Cattlemen's Association.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Twenty-seventh Legislative Day

Thursday, February 15, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Bradley, Breckinridge, Findeiss, Gee, Graves, Ham, Howard, McGraw, Massey, Murphy, Selman, Stansberry.—13.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 759**, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 547—By Briscoe, Miskelly, McCune, Cate, Williamson, Townsend, Kamas, Wixson, Thornhill, Willis, Peterson and Hopkins—An Act relating to the Merit System; amending 74 O. S. 1961, § 803; placing the employees of the Corporation Commission of Oklahoma under the clas-

sified service; and declaring an emergency.

HB 984—By Townsend—An Act relating to elections; amending 26 O. S. 1961, §§ 101c (a), and 102.4 (a); amending 26 O. S. 1961, § 102.6, as amended by Section 2, Chapter 201, O. S. L. 1963 (26 O. S. Supp. 1967, § 102.6), and amending 26 O. S. 1961, §§ 326c and 345.7; relating to requirements for qualified electors; and declaring an emergency.

HB 1037—By Townsend and McCune—An Act relating to elections; amending 26 O. S. 1961, § 127; providing for selection and duties of counters; providing for filing of returns; eliminating certain procedures in filing returns; making violations of Act a misdemeanor; and declaring an emergency.

HB 1052—By Odom (V. H.)—An Act relating to revenue and taxation; amending Section 2, Chapter 259, O. S. L. 1967 (68 O. S. Supp. 1967, § 5102); providing for exemptions from the Documentary stamp tax; providing for payment of tax by nonexempt parties to certain conveyances; fixing effective date; and declaring an emergency.

HB 1087—By Odom (Martin)—An Act relating to school districts; amending 70 O. S. 1961, § 7-1, as amended by Section 1, Chapter 60, O. S. L. 1963 (70 O. S. Supp. 1967, § 7-1); requiring petition for annexation of territory to school district to be signed by a majority of members of Board of Education of District to which territory is to be annexed; and declaring an emergency.

HB 1092—By Willis and Miskelly of the House and Baldwin and Miller of the Sen-

ate—An Act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation thereto; fixing number of authorized personnel and minimum and maximum salaries therefor; authorizing purchase of automobiles; amending Section 4, Chapter 309, Oklahoma Session Laws 1967; authorizing portion of unobligated balance in Alcoholic Beverage Control Fund at close of fiscal year to be transferred to general fund; providing lapse date; providing for severability; and declaring an emergency.

HB 1146—By Patterson (Ruth), McCune, Hill and Sandlin of the House and Young of the Senate—An Act relating to courts; providing for appointment of court reporters; prescribing qualifications for eligibility; describing functions; providing salaries and travel expenses; repealing 20 O. S. 1961, § § 92b3, 92c2, 92e2, 92f1, 92f5, 92g2, 92h2, 106, 107, 107.1, 108; 20 O. S. 1961, § 109, as amended by Section 1, Chapter 180, O. S. L. 1965 (20 O. S. Supp. 1967, § 109); 20 O. S. 1961, § 109.1; 20 O. S. 1961, § § 109.2 and 109.3, as amended by Sections 2 and 3, Chapter 180, O. S. L. 1965 (20 O. S. Supp. 1967, § § 109.2 and 109.3); 20 O. S. 1961, § § 110, 111, 112, 113, and 115; 20 O. S. 1961, § § 117 and 118, as amended by Sections 1 and 2, Chapter 290, O. S. L. 1963 (20 O. S. Supp. 1967, § § 117 and 118), 20 O. S. 1961, § 119, as amended by Section 1, Chapter 125, O. S. L. 1967 (20 O. S. Supp. 1967, § 119); 19 O. S. 1961, § § 180.42d, 180.42e and 180.42h; and providing for an effective date.

HB 1166—By Sanguin and Wolf of the House and Smith and Boecher of the Senate—An Act relating to state officers and employees; amending 74 O. S. 1961, § § 451 and 456, as last amended by Section 1, Chapter 338, O. S. L. 1967 (74 O. S. Supp. 1967, § 456): creating the state legislative council; providing for the membership and officers thereof; providing for the filling of vacancies in office; creating the executive committee of the state legislative council;

providing for appointment of members of said executive committee; providing for meetings and quorum; authorizing said executive committee to adopt rules and create special committees; providing for reimbursement of travel expense and per diem to members of legislative council; making it the duty of the members of the legislative council to maintain office within and travel throughout legislative district; providing reimbursement for expenses incurred thereby; and declaring an emergency.

HB 1181—By Thompson—An Act relating to property; amending 60 O. S. 1961, § 407, as amended by Section 6, Chapter 299, O. S. L. 1967 (60 O. S. Supp. 1967, § 407); providing for designation of successor custodian of gifts to minors; and declaring an emergency.

HB 1183—By Levergood—An Act relating to public health; amending Oklahoma Public Health Code, Section 323, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-323); providing exceptions to confidential vital statistics records; and declaring an emergency.

HB 1212—By Clemons—An Act relating to school textbooks; amending 70 O. S. 1961, § § 16-1 and 16-2; increasing membership of state textbook committee from eight to twelve members, and providing that not more than two members shall be chosen from any congressional district as same existed on January 1, 1968; increasing from five to seven the number of textbooks or series of textbooks to be selected for each subject by the state textbook committee; and declaring an emergency.

HB 1231—By Sandlin and Jones—An Act relating to jurors; amending 38 O. S. 1961, § 30; providing for deposit to procure immediate jury trial where court fund is depleted; and declaring an emergency.

HB 1245—By Wolfe (Stephen), Thompson, McCune and Patterson (Ruth)—An Act relating to civil procedure; amending 12 O. S. 1961, § 447; providing for admissibility of depositions under specified con-

ditions; repealing conflicting laws; and declaring an emergency.

HB 1260—By Camp, Bamberger, Cate and Boren—An Act relating to county officers; providing for sheriff to proceed outside of county to return a person violating an order or other process in a civil case; providing for payment of travel and expenses incurred; and declaring an emergency.

HB 1318—By Sanguin and Miskelly of the House and Birdsong of the Senate—An Act relating to motor vehicles; setting minimum and maximum salaries; an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning SBs 507, 508, 511, 514, 518, 521, 526, 545 and 553.

The above numbered Bills were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 759, 1075, 1081 and 1120.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 42.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE 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.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 506, 510, 529, 543, 551, 612, 624, 625, 635, 695, SCR 45, and HB 1080 each correctly engrossed.

SB 651 correctly enrolled.

Engrossed SBs 506, 510, 529, 543, 551, 612, 624, 625, 635, 695, SCR 45 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1080, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SB 651 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

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

DO PASS:

SB 566—Judiciary—Coauthored by Young and Romang.

SB 615—Conservation and Economic Development.

SB 616—Conservation and Economic Development.

SB 664—Judiciary.

SB 668—Judiciary.

HB 972—Judiciary — Principal author, Smith—Coauthors Stipe, Young, Romang, Ham, Gee and Howard.

HB 1079—Appropriations and Budget.

HB 1082—Appropriations and Budget.

DO PASS, As Amended:

SB 189—Judiciary.

SB 448—Governmental Affairs.

SB 494—Judiciary.

SB 509—Appropriations and Budget—Coauthored by Selman and Taliaferro.

SB 525—Appropriations and Budget—Coauthored by Selman.

SB 537—Judiciary.

SB 542—Appropriations and Budget.

SB 547—Appropriations and Budget.

SB 561—Governmental Affairs.

SB 572—Judiciary—Coauthored by Birdsong.

SB 582—Appropriations and Budget.

SB 611—Conservation and Economic Development—Coauthored by Ferrell.

SB 658—Conservation and Economic Development—Coauthored by Murphy and striking Massey and McGraw as coauthors.

SB 671—Judiciary.

SB 673—Appropriations and Budget—Coauthored by Miller, Findeiss, Horn and Berry.

HB 1067—Appropriations and Budget.

HB 1071—Appropriations and Budget.

HB 1073—Appropriations and Budget.

HB 1078—Appropriations and Budget.

HB 1093—Appropriations and Budget.

HB 1099—Judiciary—Principal author, Massad—Coauthors, Gee, Nichols and Hargrave.

HB 1128—Appropriations and Budget.

HB 1129—Appropriations and Budget.

HB 1130—Appropriations and Budget.

HB 1132—Appropriations and Budget.

HB 1133—Appropriations and Budget.

HB 1134—Appropriations and Budget.

HB 1135—Appropriations and Budget.

RESOLUTION

SCR 46 by Holden of the Senate and Dunn, et al, of the House was introduced and read as follows:

A Concurrent Resolution commending Tracy Greenwood for his resoluteness and determination; commending him for being chosen first runnerup in the 1968 March of Dimes poster boy contest; encouraging the State Legislature and the people of the State to recommend him for March

of Dimes poster boy of 1969; and directing distribution.

By unanimous consent, upon request of Senator Holden, all other members of the Senate were added as coauthors of the Resolution.

SCR 46, as coauthored, was read at length, adopted upon motion of Senator Holden, and ordered referred for engrossment.

Bill numbers listed under "First Reading" begin consecutively with the last number in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 722—By Grantham of the Senate and Conaghan and Peterson of the House—An Act relating to conflicts of interest; providing it shall be unlawful for Corporation Commission members, or employees of the Corporation Commission to assist in the financing of any business which is subject to the regulation of the Corporation Commission; prescribing penalty for violations thereof; and declaring an emergency.

SB 723—By Terrill and Taliaferro—An Act relating to insurance; amending 36 O. S. 1961, § 1606, as last amended by Section 4, Chapter 242, O. S. L. 1967 (36 O. S. Supp. 1967, § 1606); providing for classes of securities in which assets of insurer may be invested; and declaring an emergency.

SB 724—By Smith—An Act relating to cities and towns; amending Section 2, Chapter 44, O. S. L. 1963 (11 O. S. Supp. 1967, § 388); fixing maximum age at which person may be employed by Fire Departments; providing for exceptions; and declaring an emergency.

SB 725—By Smith—An Act relating to Port authorities; providing for public notice for contracts and for the sale of

property; amending 82 O. S. 1961, § 1112; and declaring an emergency.

SB 726—By Smalley of the Senate and Cate of the House—An Act relating to physicians; amending Section 1, Chapter 112, O. S. L. 1965 as amended by Section 1, Chapter 137, O. S. L. 1967 (59 O. S. Supp. 1967, § 489.1); authorizing State Board of Medical Examiners to register without examination certain foreign-trained doctors for limited practice in State-operated hospitals and infirmaries; providing for certain conditions; fixing limitations; and declaring an emergency.

SB 727—By Grantham of the Senate and Conaghan and Peterson of the House—An Act making it a misdemeanor for any person, firm, corporation or association subject to regulation by the Corporation Commission to furnish transportation, presents, or gratuities to any member or employee of the Corporation Commission; providing exceptions; providing punishment upon conviction; and declaring an emergency.

SB 728—By Hamilton—An Act relating to jurors; amending 38 O. S. 1961, §§ 30 and 31; providing parties to a civil action not based upon contract may obtain special venire, where court fund is exhausted; prescribing conditions and procedure; and declaring an emergency.

SB 729—By Hamilton, Stipe, Horn, Baldwin, McSpadden, Payne, McClendon, Howard, Terrill, Garrison, Berrong, Dacus, Grantham, Martin, Romang, Williams, Short, Smith, Graves, Field, Holden, Luton, Garrett, Birdsong, Berry, Keels, Young, Nichols, Breckinridge, Boecher, Porter and Massad—An Act relating to the Board of Regents of Higher Education and the State Board of Education; providing the use of facilities in all colleges and schools shall not be used by persons who advocate lawlessness and disregard for the laws of the State and the United States; and declaring an emergency.

SJR 62—By Terrill, Taliaferro, Holden, Nichols, Massad, Dacus, Baldwin, Mc-

Clendon, Howard, Hargrave, Berrong, Hamilton, Porter, Selman, Luton, Keels, Miller, Field, Murphy, Graves, Birdsong, Atkinson, Berry, Young, Ham, Baggett, Bradley, Grantham, Martin, Gee, Boecher and Payne—A Joint Resolution establishing the "Elmer Thomas Memorial Commission"; providing for appointment, powers, duties and terms of members; and stating purpose.

SECOND READING

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

SB 711—Revenue and Taxation.

SB 712—Health, Welfare and Veterans' Affairs.

SB 713—Business, Industry and Labor Relations.

SB 714—Business, Industry and Labor Relations.

SB 715—Education.

SB 716—Education.

SB 717—Judiciary.

SB 718—Governmental Affairs.

SB 719—Committee on Committees and Rules.

SB 720—Judiciary.

SB 721—Committee on Committees and Rules.

HB 973—Education.

HB 985—Judiciary.

HB 1008—Committee on Committees and Rules.

Senator Gee asked unanimous consent that the order referring **HB 1008** to the Committee on Committees and Rules be rescinded, and that the Bill be referred to the Committee on Conservation and Economic Development, which was the order.

HB 1139—Judiciary.

HB 1206—Judiciary.

HB 1252—Governmental Affairs.

HJR 543—Judiciary.

HJR 545—Governmental Affairs.

GENERAL ORDER

SB 645 by Smith, Baggett, Luton, Mas-sad, Massey, Nichols, Selman, McGraw, Breckinridge, Romang, Howard, Miller, Gee, Hargrave, Garrison, Graves, Ber-rong, Holden, Keels, Birdsong, B e r r y, Garrett, Terrill, Short, Ferrell, Ham, Da-cus, Grantham, Williams, Findeiss, Payne, Taliaferro, McClendon, Baldwin, Boecher, McSpadden, Field, Atkinson, Murphy, Bradley, Martin, Hamilton, Smalley, Stipe and Young of the Senate and Sandlin of the House was read and considered.

Senators Massad and Hargrave asked to be made coauthors of **SB 645**, which was the order.

Upon motion of Senator Smith, **SB 645** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 645** was considered en-grossed and placed upon third reading and final passage.

THIRD READING

SB 645 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, Martin, Massad, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.
—32.

Excused: Atkinson, Bradley, Breckin-ridge, Findeiss, Gee, Graves, Ham, How-ard, McGraw, McSpadden, Massey, Mill-er, Murphy, Porter, Selman, Stansberry.
—16.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field,

Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, Martin, Massad, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.
—32.

Excused: Atkinson, Bradley, Breckin-ridge, Findeiss, Gee, Graves, Ham, How-ard, McGraw, McSpadden, Massey, Mill-er, Murphy, Porter, Selman, Stansberry.
—16.

The emergency was declared passed.

SB 645 was referred for engrossment.

Senators Howard, Breckinridge, Stans-berry, Graves and Gee asked to be shown present, which was the order.

GENERAL ORDER

SB 569 by Smith, Gee, McGraw and Nich-ols was read and considered.

Senator Hamilton moved to amend **SB 569**, page 8, lines 16 and 17 and page 9, line 7, by striking the words and figures "Fifteen Hundred (1500)" and substituting in lieu thereof the words and figures "Six Thousand (6,000); Senator Baldwin moved to amend the Hamilton amend-ment by striking the words and figures "Six Thousand (6,000)" and substituting therefor "Ten Thousand (10,000)", which amendment was declared adopted.

Senator Stipe moved to amend the Ham-ilton amendment, as amended by the Baldwin amendment, by striking the words and figures "Ten Thousand (10,000)" and substituting therefor the words and fig-ures "Twenty-five Thousand (25,000)", which amendment was tabled upon mo-tion of Senator Smalley.

The vote occurring upon the Hamilton amendment, as amended, by the Baldwin amendment, it was declared adopted.

Senator Young moved to amend **SB 569**, page 7, line 18, by striking after the word "but" and before the word "licensed" on page 8, line 1, the words "He shall be" and substituting therefor the words "Pref-erence shall be given to those appointed

to those", which amendment was tabled upon motion of Senator Smith.

Senator Stipe moved to amend page 9, line 14, by adding after the word "imprisoned." the language, "This section shall not affect the provisions of a charter relating to municipal courts in any cities or towns in Oklahoma.", which amendment was declared adopted.

Upon motion of Senator Smith, **SB 569**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 569**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 569 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Breckinridge, Field, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—30.

Nay: Baldwin, Boecher, Dacus, Ferrell, McClendon, Stipe, Young.—7.

Excused: Atkinson, Bradley, Findeiss, Garrison, Ham, Hargrave, McGraw, Massey, Murphy, Selman, Taliaferro.—11.

The bill was declared passed.

SB 569, as amended, was referred for engrossment.

Senator Atkinson asked to be shown present, which was the order.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 1041 by Willis, et al, of the House and Terrill, Berry, Payne, Massey and Howard of the Senate was read and considered.

Senators Nichols, Baggett, Birdsong, Atkinson and Graves asked to be made co-authors of **HB 1041**, which was the order.

Senator Garrison moved to amend **HB 1041**, page 1, by striking the title, which amendment was declared failed of adoption.

Senator Hamilton moved to amend **HB 1041**, page 5, line 2; page 6 line 17; and page 7, line 2, by striking the word "attendance" and substituting therefor the word "membership" in each instance, which amendment was declared adopted.

Senator Payne presiding.

Senator Baggett, joined by Senator Garrison, moved to amend **HB 1041**, page 5, line 5, by inserting, following the word "Constitution" the words "and a levy of ten (10) mills as provided under Section 9 (d-1), Article X of the Oklahoma Constitution," which amendment was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Ferrell, Garrett, Garrison, Gee, Hamilton, Holden, Howard, Keels, McClendon, McSpadden, Massad, Nichols, Porter, Short, Smith, Stansberry, Stipe, Terrill, Young.—26.

Nay: Berry, Dacus, Field, Grantham, Graves, Horn, Luton, Martin, Miller, Payne, Romang, Smalley, Williams.—13.

Excused: Bradley, Findeiss, Ham, Hargrave, McGraw, Massey, Murphy, Selman, Taliaferro.—9.

Senator Short moved to amend **HB 1041**, page 5, line 16, by inserting after the word "reduction" and before the word "shall" the words "or raise", which amendment was tabled upon motion of Senator Terrill.

Senator Miller moved to amend **HB 1041**, beginning on page 6, line 10, by striking all of Section 4, renumbering the succeeding sections accordingly, and by amending the title to conform thereto.

Senator Baggett moved to table the Miller amendment, which motion was de-

clared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Breckinridge, Garrett, Garrison, Gee, Howard, Keels, Luton, Payne, Porter, Short, Smith, Stansberry, Terrill.—16.

Nay: Baldwin, Berrong, Berry, Boecher, Dacus, Ferrell, Field, Grantham, Graves, Hamilton, Horn, McClendon, McSpadden, Martin, Massad, Miller, Nichols, Romang, Smalley, Stipe, Williams, Young.—22.

Excused: Bradley, Findeiss, Ham, Hargrave, Holden, McGraw, Massey, Murphy, Selman, Taliaferro.—10.

The vote occurring upon the Miller amendment, it was declared adopted.

Senator Hamilton moved to amend **HB 1041**, page 7, line 2½, by adding a new section to read as follows, and by re-numbering the remaining sections accordingly: "Section 5. Average daily membership as referred to herein in this act will be computed by taking the total days attended and the total days absent divided by the actual days taught for each pupil" which amendment was declared adopted.

Senator Short moved to amend **HB 1041**, page 7, beginning on line 3, by striking all of Section 5, and renumbering subsequent sections accordingly, which amendment was tabled upon motion of President Pro Tempore McSpadden upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Miller, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Young.—30.

Nay: Baldwin, Breckinridge, Ferrell, Garrison, Romang, Short, Stansberry, Williams.—8.

Excused: Bradley, Findeiss, Ham, Hargrave, McGraw, Massad, Massey, Murphy, Selman, Taliaferro.—10.

Senator Miller moved to amend **HB 1041**,

page 4, line 18, and page 5, line 1, by striking the words and figures "Fifty-five Dollars (\$55.00)" and substituting therefor the words and figures "Fifty-seven Dollars (\$57.00)" which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1041**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1041** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1041 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McSpadden, Miller, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Young.—27.

Nay: Breckinridge, Dacus, Ferrell, Field, Garrison, Horn, Martin, Romang, Short, Williams.—10.

Excused: Bradley, Findeiss, Ham, Hargrave, McGraw, Massad, Massey, Murphy, Selman, Stansberry, Taliaferro.—11.

The bill was declared passed.

HB 1041, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 45**—Coauthored by Converse.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 651**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 457 and 630 each correctly engrossed.

SRs 71 and 72 each correctly enrolled.

Engrossed SBs 457 and 630 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SRs 71 and 72 were properly signed and ordered transmitted to the Secretary of State.

RESOLUTION

By unanimous consent, upon request of Senator Smith, the following Resolution was introduced, read at length, adopted upon his motion, and ordered referred for enrollment:

SR 73—By Smith.

A RESOLUTION RELATING TO INTERIM STUDY; REQUESTING EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL TO REFER TO THE APPROPRIATE STANDING COMMITTEE FOR STUDY DURING THE 1968 LEGISLATIVE INTERIM, THE SUBJECT OF FIREWORKS REGULATION; REQUESTING SUBMISSION OF A REPORT WITH RECOMMENDATIONS TO THE EXECUTIVE COMMITTEE AND THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE.

WHEREAS, this legislative body is ever mindful of its constitutional responsibility to protect the public health and safety of the citizens of this State; and

WHEREAS, in many instances the sale, possession and use of fireworks is a menace to the public health and safety; and

WHEREAS, proper regulatory legislation should be enacted.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council

be, and is hereby requested to refer to the appropriate standing committee for study during the 1968 legislative interim, the subject of fireworks regulation.

SECTION 2. That at the conclusion of the study, the committee of reference be, and is hereby directed to prepare a report with recommendations for submission to the Executive Committee and the First Session of the Thirty-second Oklahoma Legislature.

RESOLUTION

By unanimous consent, upon request of Senator Berrong, SCR 47 was introduced and read as follows:

SCR 47—By Berrong of the Senate and Dickey of the House.

A Concurrent Resolution commending Clinton High School "Red Tornados" for their astonishing athletic achievements; paying tribute to the members of the team and especially to team member Roy Bell for amazing ability and performance and for being selected High School All-American; congratulating Head Coach Jim Frazier and assistant coaches; and directing distribution.

By unanimous consent, upon request of Senator Berrong, all other members of the Senate were added as coauthors of the Resolution.

SCR 47, as coauthored, was read at length, adopted upon motion of Senator Berrong, and ordered referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SBs 554 and 558, each as amended.

HA to SB 554 read as follows:

AMENDMENT NO. 1. Amend Title to read as follows: "AN ACT RELATING TO THE PETROLEUM EXPERIMENT STATION; AN EMERGENCY".

HAs to SB 558 read as follows:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING

TO THE J. M. DAVIS MEMORIAL; AN EMERGENCY.”

Upon motion of Senator Boecher, the Senate refused to concur in the House amendments to SBs 554 and 558, and requested a conference thereon, the Bills to be referred to the General Conference Committee on Appropriations when appointed.

MESSAGE FROM GOVERNOR

Advising approval by him, February 15, 1968, of Enrolled SB 651 entitled:

SB 651—By Murphy, Massey, Terrill and Miller of the Senate and Ferrell, et al, of the House.

An Act relating to schools; amending Subsection (a), Section 1002, Chapter 396, O. S. L. 1965 (70 O. S. Supp. 1967, § 4002, (a); authorizing issuance of revenue bonds by institutions of higher education; providing for maximum rate of interest; making provisions of act severable; and declaring an emergency.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 563—By Tabor, et al of the House and Baldwin, Selman and Birdsong of the Senate.

A Concurrent Resolution relating to the State Capitol building; recognizing the importance of the federation of women's clubs; requesting the State Board of Public Affairs to display certain portraits in the State Capitol; and directing distribution.

HCR 564—By Allard of the House and Young of the Senate.

A Concurrent Resolution memorializing the Congress of the United States to alter Public Law 336 of the Eightieth Congress; requesting all references to Oklahoma County Courts in said law be changed to Oklahoma District Courts; and directing distribution.

Consideration of the Resolutions was deferred for this legislative day.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, February 19, 1968.

Twenty-eighth Legislative Day

Monday, February 19, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Ham, Howard, Porter.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain, Dr. E. F. Hallock, Pastor of the First Baptist Church, Norman, Oklahoma.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Committees and Rules:

Ed Kelsay, 2501 North Virginia, Oklahoma City, Oklahoma, representing Oklahoma State Medical Association.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 569, 645, SCR 46, 47 and HB 1041 each correctly engrossed.

SBs 507, 508, 511, 514, 518, 521, 526, 545, 553, SCR 45 and SR 73 each correctly enrolled.

Engrossed SBs 569, 645 and SCR 46 and 47 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1041, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 507, 508, 511, 514, 518, 521, 526, 545 and 553 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 45 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 73 was properly signed and ordered transmitted to the Secretary of State.

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 52—Governmental Affairs.

Bill numbers listed under "First Reading" begin consecutively with the last number in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 730—By Martin—An Act relating to

cities and towns; amending 11 O. S. 1961, § 481, as amended by Section 1, Chapter 349, O. S. L. 1963 (11 O. S. Supp. 1967, § 481); providing authority for changing of city limits; providing for certain exemptions from city taxes; and declaring an emergency.

SB 731—By Keels, Birdsong and Atkinson of the Senate and Miskelly of the House—An Act relating to motor license agents; providing that such agents and their employees may participate in the Oklahoma Public Employees Retirement System; and declaring an emergency.

SB 732—By Young—An Act relating to waters and water rights; providing procedures for dissolution of conservancy districts; directing codification; and declaring an emergency.

SB 733—By Smith—An Act relating to revenue and taxation; amending Subsection (f) of Section 1009 of Section 2, Chapter 365, O. S. L. 1963 (68 O. S. Supp. 1967, § 1009 (f)); providing for payment of gross production tax; fixing date tax is due and delinquent; defining terms; providing for determination of gross value, value, and cash value; and declaring an emergency.

SB 734—By Grantham of the Senate and Conaghan and Peterson of the House—An Act relating to the Corporation Commission; providing for a merit selection of employees of the Corporation Commission through the utilization of tests or examinations given applicants for employment; providing for the giving of public notice, for selection from the three persons receiving the highest grades; providing for preference for honorably discharged veterans; and declaring an emergency.

SB 735—By Luton—An Act relating to crimes and punishments; amending 21 O. S. 1961, § 51, as amended by Section 1, Chapter 283, O. S. L. 1963 (21 O. S. Supp. 1967, § 51); providing for punishment for second and subsequent offenses; changing minimum punishment authorized in certain cases of convictions of subsequent

crimes punishable by imprisonment of five years or more; and declaring an emergency.

SB 736—By Stipe and Garrison—An Act relating to the Oklahoma State Regents for Higher Education and making an appropriation thereto; providing Legislative intent that the appropriation be allocated to the Eastern Oklahoma State College of Agriculture and Applied Science, and stating the purpose; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 737—By Murphy—An Act relating to counties and county officers; amending Section 1, Chapter 415, O. S. L. 1965 (19 O. S. Supp. 1967, § 155); providing for the destruction of records; and declaring an emergency.

SB 738—By Young—An Act relating to crimes and punishments; providing the possession, use, sale or delivery of lysergic acid diethylamide, commonly known as LSD shall be unlawful and constitute a felony; providing punishment upon conviction; and declaring an emergency.

SB 739—By Terrill and Massad—An Act relating to recipients of public welfare; amending 56 O. S. 1961 §§ 169 and 185; requiring investigation of all assistance grants; providing for suspension of assistance grants; prohibiting the making of false or fraudulent statements to obtain assistance; making violations a felony; prescribing penalties; and declaring an emergency.

SECOND READING

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

SB 722—Governmental Affairs.

SB 723—Business, Industry and Labor Relations.

SB 724—Governmental Affairs.

SB 725—Conservation and Economic Development.

SB 726—Health, Welfare and Veterans' Affairs.

SB 727—Governmental Affairs.

SB 728—Judiciary.

SB 729—Education.

SJR 62—Appropriations and Budget.

HB 547—Governmental Affairs.

HB 984—Committee on Committees and Rules.

HB 1037—Committee on Committees and Rules.

HB 1052—Revenue and Taxation.

HB 1087—Education.

HB 1092—Appropriations and Budget.

HB 1146—Judiciary.

HB 1166—Governmental Affairs.

HB 1181—Judiciary.

HB 1183—Health, Welfare and Veterans' Affairs.

HB 1212—Education.

HB 1231—Judiciary.

HB 1245—Judiciary.

HB 1260—Governmental Affairs.

Senator Gee asked unanimous consent, which was granted, that the order referring **HB 1260** to the Committee on Governmental Affairs be rescinded and that the Bill be referred to the Judiciary Committee.

HB 1318—Appropriations and Budget.

GENERAL ORDER

SB 629 by Hamilton was read and considered.

Upon motion of Senator Hamilton, **SB 629** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 629** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 629 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Baldwin, Birdsong, Field, Findeiss, Grantham, Nichols.—6.

Excused: Atkinson, Garrison, Ham, Howard, McClendon, Massey, Porter, Smalley.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Baldwin, Birdsong, Field, Findeiss, Grantham, Nichols.—6.

Excused: Atkinson, Garrison, Ham, Howard, McClendon, Massey, Porter, Smalley.—8.

The emergency was declared passed.

SB 629 was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

SB 577 by Hamilton, Massad and Romang was read and considered.

Upon motion of Senator Hamilton, **SB 577** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 577** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 577 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lutton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Berrong, Ham, Porter, Smalley.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lutton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Berrong, Ham, Porter, Smalley.—5.

The emergency was declared passed.

SB 577 was referred for engrossment.

GENERAL ORDER

Senator Baldwin asked unanimous consent that **HB 972** be ordered withdrawn from the Calendar and that the Bill be referred to the Committee on Appropriations and Budget, which was the order.

SB 568 by Field, Massad, Boecher, Ham, Payne and Berry of the Senate and Grey of the House was read and considered.

Senators Horn, Grantham, Hamilton, Williams and Ferrell asked to be made coauthors of SB 568, which was the order.

Senator Hamilton moved to amend SB 568, page 10, line 1, by striking the word "Attendance" and substituting in lieu

thereof the word "membership," which amendment was declared adopted.

Senator Stipe moved to amend SB 568, page 6, line 11, by adding after the word "schools" a comma and the language "and provide for cooperative agreements between schools for offering of various subjects and curricula", which amendment was declared adopted.

Upon motion of Senator Field, SB 568, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, SB 568, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 568 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Breckinridge, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Lutton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Stipe, Taliaferro, Williams, Young.—33.

Nay: Bradley, Dacus, Garrison, Howard, McGraw, Selman, Smalley, Stansberry, Terrill.—9.

Excused: Atkinson, Baldwin, Berrong, Ham, Porter, Smith.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Breckinridge, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Lutton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Stipe, Taliaferro, Williams, Young.—33.

Nay: Bradley, Dacus, Garrison, Howard,

McGraw, Selman, Smalley, Stansberry, Terrill.—9.

Excused: Atkinson, Baldwin, Berrong, Ham, Porter, Smith.—6.

The emergency was declared passed.

SB 568, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Bradley moved that the vote be reconsidered by which SB 568 passed.

GENERAL ORDER

Senator Howard asked unanimous consent that SJR 43 be ordered withdrawn from the calendar and that the Resolution be re-referred to the Committee on Governmental Affairs with instructions that it be reported by that Committee within one week, to which Senator Massad objected.

Senator Massad moved that SJR 43 be ordered withdrawn from the Calendar and that it be referred to the Agriculture, Consumer Affairs and Wildlife Committee.

Senator Howard moved to table the Massad motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Breckinridge, Garrett, Garrison, Gee, Hargrave, Howard, Keels, Luton, McClendon, McGraw, Payne, Selman, Short, Smalley, Smith.—16.

Nay: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Grantham, Graves, Hamilton, Holden, Horn, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Stansberry, Terrill, Williams, Young.—27.

Excused: Atkinson, Ham, Porter, Stipe, Taliaferro.—5.

The vote occurring upon the Massad motion to refer SJR 43 to the Agriculture, Consumer Affairs and Wildlife Committee, it was declared adopted.

GENERAL ORDER

SJR 56 by Martin of the Senate and Bradley of the House was read and considered.

Upon motion of Senator Martin, SJR 56 was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, SJR 56 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 56 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Nay: Baldwin.—1.

Excused: Atkinson, Ham, Holden, McClendon, Porter, Stipe.—6.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Nay: Baldwin.—1.

Excused: Atkinson, Ham, Holden, McClendon, Porter, Stipe.—6.

The emergency was declared passed.

SJR 56 was referred for engrossment.

GENERAL ORDER

SB 657 by Massad and Dacus of the Senate and Barr of the House was considered further.

Upon motion of Senator Massad, SB 657 was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, SB 657 was considered engrossed and placed upon third reading and final passage.

President Pro Tempore McSpadden presiding.

THIRD READING

SB 657 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, H a r g r a v e, Horn, H o w a r d, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Ham, Holden, Porter, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, H a r g r a v e, Horn, H o w a r d, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Ham, Holden, Porter, Stipe.—5.

The emergency was declared passed.

SB 657 was referred for engrossment.

GENERAL ORDER

SB 565 by Smith was read and considered.

Upon motion of Senator Smith, SB 565 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 565 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 565 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Ham, Hargrave, Massey, Porter, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Ham, Hargrave, Massey, Porter, Stipe.—6.

The emergency was declared passed.

SB 565 was referred for engrossment.

Senator Porter asked to be shown present, which was the order.

GENERAL ORDER

SJR 45 by Howard of the Senate and Nigh of the House was read and considered.

Senators Garrison, McGraw, Smith, Gee, Breckinridge, Short, Ferrell, Luton and Findeiss asked to be made coauthors of **SJR 45**, which was the order.

Upon motion of Senator Howard, **SJR 45** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SJR 45** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 45 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Grantham, Horn, Howard, Luton, McGraw, McSpadden, Massey, Porter, Romang, Selman, Short, Smith, Stansberry, Williams.—21.

Nay: Baggett, Baldwin, Berrong, Berry, Birdsong, Dacus, Field, Garrett, Graves, Hamilton, Keels, McClendon, Martin, Massad, Miller, Murphy, Nichols, Payne, Stipe, Taliaferro, Terrill, Young.—22.

Excused: Atkinson, Ham, Hargrave, Holden, Smalley.—5.

The Resolution was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Howard moved that the vote be reconsidered by which **SJR 45** failed of passage.

President Nigh presiding.

GENERAL ORDER

SB 668 by Smith was read and considered.

Upon motion of Senator Smith, **SB 668** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 668** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 668 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Nay: Garrett, Porter.—2.

Excused: Atkinson, Ham, Hargrave, McClendon, Taliaferro.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Nay: Garrett, Porter.—2.

Excused: Atkinson, Ham, Hargrave, McClendon, Taliaferro.—5.

The emergency was declared passed.

SB 668 was referred for engrossment.

GENERAL ORDER

HB 970 by Smith (Norman), et al, of the House and Massey, Gee, Grantham,

Birdsong, Luton, Selman and Terrill of the Senate was read and considered.

Senator Smith asked to be made a co-author of **HB 970**, which was the order.

Upon motion of Senator Massey, **HB 970** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 970** was considered engrossed and placed upon third reading and final passage.

Senator Payne presiding.

THIRD READING

HB 970 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—39.

Nay: Berrong, Dacus, Ferrell, Romang, Williams.—5.

Excused: Atkinson, Field, Ham, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—39.

Nay: Berrong, Dacus, Ferrell, Romang, Williams.—5.

Excused: Atkonson, Field, Ham, Porter.—4.

The emergency was declared passed.

HB 970 was ordered withheld pursuant to Rule 20-C.

GENERAL ORDER

SB 616 by Murphy was read and considered.

Senator Baggett moved to amend **SB 616**, page 3, line 5, by striking the words and figures "four and one-half percent (4½%)" and substituting therefor the words and figures "five and one-half percent (5½%)" which amendment was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Hamilton, Keels, Luton, McGraw, Miller, Romang, Selman, Short, Smalley, Smith, Williams, Young.—23.

Nay: Boecher, Dacus, Field, Grantham, Graves, Holden, Horn, McClendon, McSpadden, Massad, Massey, Murphy, Payne, Stipe, Taliaferro, Terrill.—16.

Excused: Atkinson, Baldwin, Ham, Hargrave, Howard, Martin, Nichols, Porter, Stansberry.—9.

Senator Ham asked to be shown present, which was the order.

Senator Garrison moved to amend **SB 616**, page 6, line 12, by inserting after the word "examination." the sentence "The Title Examiners of the School Land Commission shall recognize and be bound by the Title Examination Standards of the Oklahoma Bar Association, and the applicable curative statutes, in making title examinations for loan purposes" and by amending the title to conform thereto.

Senator Gee asked to be made a co-author of the Garrison amendment, which was the order.

The vote occurring on the Garrison-Gee amendment, it was declared adopted.

Senator Baggett, joined by Senators

Massad, Taliaferro and Hamilton, moved to amend **SB 616**, page 2, line 4, by striking the word "double" and substituting therefor the words "one and one-half times" which amendment was declared adopted.

Senator Baggett asked unanimous consent that the title of **SB 616** be amended to conform to the two amendments which he had submitted and which had been adopted, which was the order.

Upon motion of Senator Murphy, **SB 616**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 616**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 616 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Boecher, Dacus, Field.—3.

Excused: Atkinson, Baldwin, Hargrave, Howard, Martin, Massad, Nichols, Porter, Smalley, Stansberry.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Boecher, Dacus, Field.—3.

Excused: Atkinson, Baldwin, Hargrave, Howard, Martin, Nichols, Porter, Smalley, Stansberry.—9.

The emergency was declared passed.

SB 616, as amended, was referred for engrossment.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

BILL RELEASED

As provided under Rule 20-c, **HB 970** was properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Twenty-ninth Legislative Day

Tuesday, February 20, 1968

Pursuant to adjournment, the Senate was called to order by Senator Smalley, designated by President Nigh so to do.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Breckinridge, Ferrell, Findeiss, Ham, Hamilton, Horn, McClendon, Massey, Nichols, Payne, Porter, Stansberry, Stipe.—14.

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain.

INTRODUCTION OF SPECIAL GUEST

Senator Findeiss was recognized for the following introduction:

"Gentlemen of the Senate, it was my pleasure to introduce this guest two years ago and an even greater pleasure today for reasons which I will explain later. Our guest is from a distinguished Oklahoma family and he is carrying the name to even greater heights in public service. This gentleman returned a few months ago from 1½ years of duty in Vietnam, so he is certainly qualified insofar as the present conflict is concerned. He has also seen a great amount of combat action in other conflicts and wars as shown by his many decorations.

"He is presently the Commanding Offi-

cer of GEEIA which has world wide jurisdiction over all ground electronic installations and equipment. His base of operations is at Griffis Air Force Base near Rome, New York, but he finds that he spends a lot of his time visiting various units of his Command throughout the world.

"He has numerous rows of Decorations and just recently received the Distinguished Service Medal which is the highest non-combat award the Air Force now gives. I really don't know where he can find room to put this award. Incidentally, he served with Colonel Clark Selman, who is the brother of our Senator Selman.

"This gentleman is not only a Command Pilot, but is also a qualified Paratrooper. He said that he took Paratrooper training before he went to Vietnam in order to motivate the pilots in his Command at that time. He was the Commanding Officer of a fighter wing and said he felt that he should become "jump qualified" as the old man or Commanding Officer of the wing, so that the other pilots would almost have to follow suit. He did say, however, that it was a little rough and as a matter of fact he spent over a month in "toughening up" exercises before he even entered the training.

"Gentleman, it is my very great pleasure to introduce again to the Senate a very distinguished public servant, a man who has brought great honor to his family and to his Country — the son of our own Senator Al Nichols, another dedicated public servant.

"May I present ex-Colonel, now Brigadier General, Franklin A. Nichols, and ask that he be given Senate floor privileges for this legislative day."

By unanimous consent, the above introduction was ordered incorporated in the Journal and General Nichols was granted privileges of the Floor, President Pro Tempore McSpadden appointing Senators Findeiss, Baldwin and Dacus as a committee to escort the distinguished guest into the Chamber.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to David Holmon on being awarded the Eagle Scout Badge as a member of Boy Scout Troop 28.

Upon motion of Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Vernon Dye on being awarded the Eagle Scout Badge as a member of Boy Scout Troop 28.

Upon motion of Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Mr. Don Dorchester on being named the "outstanding young man" for Tulsa for 1967.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1114—By Derryberry, McCune, Skeith, Mountford, Wolf (Leland), Musgrave, Hutchins (Walter), Bradley and Williamson—An Act relating to motor carriers; amending 47 O. S. 1961, §§ 161, 166 and 169, as amended by Sections 1, 2 and 4, Chapter 183, O. S. L. 1965 (47 O. S. Supp. 1967, §§ 161, 166 and 169); and 47 O.

S. 1961, § 167, as last amended by Section 1, Chapter 203, O. S. L. 1967 (47 O. S. Supp. 1967, § 167), and 47 O. S. 1961, §§ 162, 163, 164, 165, 170, 171, 172, 176, 180, 180a, 180b, 180c, 180d, 180e, 180f, 180g, 180h, 180i, 180l, 180m, and Sections 2 and 3, Chapter 422, O. S. L. 1965 (47 O. S. Supp. 1967, §§ 177.2 and 177.3); repealing 47 O. S. 1961, §§ 174, 175, 176.1, 176.2, 176.3, 176.4, 180n, and Section 1, Chapter 422, O. S. L. 1965 (47 O. S. Supp. 1967, § 177-1); stating intent and application; defining terms; providing for supervision and regulation of motor carriers by Corporation Commission, prescribing powers and duties of Corporation Commission; providing for filing and approval of tariffs; making filed tariff schedules public records; providing for hearing of complaints; establishing the Motor Vehicle Act enforcement fund; prescribing fees; requiring certificates and permits; providing for suspension or revocation of same; providing for notice, hearing and appeal; prescribing procedure for assignment or transfer of permits or certificates; providing exceptions; requiring coverage for public liability and property damage; making violations of Act a misdemeanor and prescribing penalties; providing for prosecution; authorizing Corporation Commission to fine for contempt; providing for appointment of necessary personnel; providing for notice of cancellation or termination of insurance coverage; requiring devices for identification; providing for order directing return of identification devices; authorizing Corporation Commission to promulgate rules and regulations; providing for registration of motor vehicles; authorizing reciprocal compacts and agreements; prescribing duties of certain state and local officers; directing codification; repealing all laws or parts of laws in conflict herewith; making provisions of Act severable; and declaring an emergency.

HB 1189—By Clemons—An Act relating to schools; amending Section 1, Chapter

58, O. S. L. 1963, as amended by Section 1, Chapter 420, O. S. L. 1965 (70 O. S. Supp. 1967, § 6-1a); providing for partial payment of salaries by purchase of annuity contracts; prescribing employees included; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 520.

The above numbered Bill was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 507, 508, 511, 514, 518, 521, 526, 545 and 553.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 45.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCRs 46 and 47—each Coauthored by entire House membership.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 554 and 558, and referring said Bills to the General Conference Committee on Appropriations when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 565, 577, 616, 629, 668 and SJR 56 each correctly engrossed.

Engrossed SBs 565, 577, 616, 629, 668 and SJR 56 were properly signed and ordered transmitted to the Honorable House 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:

SB 458—Revenue and Taxation.

SB 592—Revenue and Taxation.

HB 1144—Revenue and Taxation.

DO PASS, As Amended:

SB 480—Agriculture, Consumer Affairs and Wildlife.

HB 1175—Revenue and Taxation.

RESOLUTION

SCR 48 by Gee and Baggett of the Senate and Spearman of the House was introduced and read as follows:

A Concurrent Resolution memorializing the Congress of the United States to give more careful study to the Jury Discrimination Act of 1967 in order that the Anglo-American Jury system may be preserved; and directing distribution.

Senator Boecher asked that SCR 48 be referred to the Judiciary Committee, which motion was declared adopted.

Bill numbers listed under "First Reading" begin consecutively with the last number in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 740—By Murphy—An Act relating to criminal procedure; amending 22 O. S. 1961, § 464, as amended by Section 1, Chapter 372, O. S. L. 1967 (22 O. S. Supp. 1967, § 464); providing for right of counsel; providing for appearance before a judge; providing for compensation of counsel; and declaring an emergency.

SB 741—By Howard—An Act relating to revenue and taxation; amending Section 2479, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 2479) to provide the Board of Taxroll Corrections shall consist of the chairman of the Board of County Commissioners, the County Clerk and the County Assessor; repealing Section 2481, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 2481); and providing for an effective date.

SB 742—By Smith—An Act relating to revenue and taxation; amending Section 1008 of Section 2, Chapter 365, O. S. L. 1963 (68 O. S. Supp. 1967 § 1008); providing for refund of overpayment, duplicate payment and erroneous payment of gross production taxes; providing that certain determinations made by Federal Government create a rebuttable presumption in support of claim against state; and declaring an emergency.

SB 743—By Smith and Bradley of the Senate and Brown of the House—An Act relating to cities and towns; extending jurisdiction of cities and towns to adopt and enforce traffic regulations on certain roads and streets outside territorial limits; and declaring an emergency.

SB 744—By Smith—An Act relating to schools; amending 70 O. S. 1961, §§ 13-1 and 13-2, as amended by Chapter 166, O. S. L. 1967 (70 O. S. Supp. 1967, §§ 13-1 and 13-2), and 70 O. S. 1961, § 13-3; providing for special education for exceptional children; defining terms; providing for apportionment and distribution of state and school district funds; authorizing certain expenses in instructing exceptional children may be reimbursed; providing certain powers of state board of education; prescribing duties; and declaring an emergency.

SB 745—By Baggett—An Act relating to state parks and lodges; authorizing redemption by the Oklahoma Industrial Development and Park Commission of Revenue Bonds secured by first mortgages on state parks and lodges; authorizing

investment of certain state funds in such bonds; providing for maturity and rate of interest on bonds issued to state agencies; prescribing duties of certain state officers and agencies; making 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 730—Governmental Affairs.

SB 731—Governmental Affairs.

SB 732—Conservation and Economic Development.

SB 733—Revenue and Taxation.

SB 734—Governmental Affairs.

SB 735—Judiciary.

SB 736—Appropriations and Budget.

SB 737—Governmental Affairs.

SB 738—Judiciary.

SB 739—Health, Welfare and Veterans' Affairs.

BILL RE-REFERRED

Senator Smith asked unanimous consent that **SB 576** be ordered withdrawn from the Committee on Revenue and Taxation and that it be referred to the Committee on Conservation and Economic Development, which was the order.

GENERAL ORDER

SB 509 by Baldwin, Miller, Selman and Taliaferro of the Senate and Willis, et al, of the House was read and considered.

Senators Dacus and Birdsong asked to be made coauthors of **SB 509**, which was the order.

Upon motion of Senator Baldwin, **SB 509** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 509** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 509 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—31.

Excused: Atkinson, Breckinridge, Ferrell, Findeiss, Grantham, Graves, Ham, Hamilton, Horn, Howard, McClendon, Massey, Nichols, Payne, Porter, Stansberry, Stipe.—17.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Breckinridge, Ferrell, Findeiss, Grantham, Graves, Ham, Hamilton, Horn, McClendon, Massey, Nichols, Payne, Porter, Stansberry, Stipe.—16.

The emergency was declared passed.

SB 509 was referred for engrossment.

Senator Massey asked to be shown present, which was the order.

GENERAL ORDER

SB 525 by Baldwin, Miller and Selman of the Senate and Willis, et al, of the House was read and considered.

Senators Dacus and McGraw asked to be made coauthors of **SB 525**, which was the order.

Upon motion of Senator Baldwin, **SB 525** was advanced to engrossment.

By unanimous consent, upon request of

Senator Baldwin, **SB 525** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 525 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—32.

Excused: Atkinson, Breckinridge, Ferrell, Findeiss, Graves, Ham, Hamilton, Horn, Howard, McClendon, Nichols, Payne, Porter, Stansberry, Stipe, Terrill.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—32.

Excused: Atkinson, Breckinridge, Ferrell, Findeiss, Graves, Ham, Hamilton, Horn, Howard, McClendon, Nichols, Payne, Porter, Stansberry, Stipe, Terrill.—16.

The emergency was declared passed.

SB 525 was referred for engrossment.

Senators Stipe, Findeiss and Atkinson asked to be shown present, which was the order.

GENERAL ORDER

SB 542 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senators Dacus and Berrong asked to

be made coauthors of SB 542, which was the order.

Senator Baldwin moved to amend SB 542, by striking the Title thereof, which amendment was declared adopted.

Upon motion of Senator Baldwin, SB 542, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 542, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 542 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Holden, How-ard, Luton, McGraw, McSpadden, Massey, Miller, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Breckinridge, Ferrell, Graves, Ham, Hamilton, Horn, Keels, McClendon, Martin, Massad, Murphy, Nichols, Payne, Porter, Stansberry.—15.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Holden, How-ard, Luton, McGraw, McSpadden, Massey, Miller, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Breckinridge, Ferrell, Graves, Ham, Hamilton, Horn, Keels, McClendon, Martin, Massad, Murphy, Nichols, Payne, Porter, Stansberry.—15.

The emergency was declared passed.

SB 542, as amended, was referred for engrossment.

Senators Hamilton, Horn and Nichols asked to be shown present, which was the order.

GENERAL ORDER

SB 547 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Baldwin, SB 547 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 547 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 547 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, Mc-Graw, McSpadden, Massad, Massey, Mil-ler, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Breckinridge, Ferrell, Fin-deiss, Ham, McClendon, Martin, Payne, Porter, Stansberry.—9.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, Mc-Graw, McSpadden, Massad, Massey, Mil-ler, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Breckinridge, Ferrell, Fin-deiss, Ham, McClendon, Martin, Payne, Porter, Stansberry.—9.

The emergency was declared passed.

SB 547 was referred for engrossment.

Senators Stansberry and McClendon asked to be shown present, which was the order.

GENERAL ORDER

SB 582 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senators Dacus and Berrong asked to be made coauthors of SB 582, which was the order.

Upon motion of Senator Baldwin, SB 582 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 582 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 582 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Breckinridge, Ferrell, Ham, McGraw, Payne, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols,

Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Breckinridge, Ferrell, Ham, McGraw, Payne, Porter.—6.

The emergency was declared passed.

SB 582 was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SB 646 by Boecher, Garrison and McSpadden was read and considered.

Upon motion of Senator Boecher, SB 646 was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, SB 646 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 646 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Baggett, Findeiss, Howard, Keels, Romang, Williams.—6.

Excused: Breckinridge, Ferrell, Garrett, Murphy, Nichols, Payne, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad,

Massey, Miller, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Nay: Baggett, Keels, Romang.—3.

Excused: Breckinridge, Ferrell, Garrett, Murphy, Nichols, Payne, Porter.—7.

The emergency was declared passed.

SB 646 was referred for engrossment.

GENERAL ORDER

SB 647 by Boecher, Garrison and McSpadden was read and considered.

Upon motion of Senator Boecher, SB 647 was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, SB 647 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 647 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Young.—36.

Nay: Findeiss, Howard, Romang, Williams.—4.

Excused: Atkinson, Baggett, Breckinridge, Ferrell, Keels, Payne, Porter, Smith.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy,

Nichols, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Young.—36.

Nay: Findeiss, Howard, Romang, Williams.—4.

Excused: Atkinson, Baggett, Breckinridge, Ferrell, Keels, Payne, Porter, Smith.—8.

The emergency was declared passed.

SB 647 was referred for engrossment.

Senators Ferrell and Breckinridge asked to be shown present, which was the order.

GENERAL ORDER

SB 600 by Field, McGraw, Terrill, Breckinridge, Smith and Selman was read and considered.

Senators Garrett and Horn asked to be made coauthors of SB 647, which was the order.

As provided under Rule 9-f, upon request of Senator Field, Representative Norman Smith was added as the House Author of SB 600.

Senator Baggett moved to amend SB 600, page 4, lines 7 and 8 by striking the words "shall have had one (1) year's experience as a licensed real estate salesman or its equivalent and," which amendment was tabled upon motion of Senator Field, upon roll call as follows:

Aye: Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Howard, Luton, McGraw, McSpadden, Martin, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill.—27.

Nay: Atkinson, Baggett, Baldwin, Birdsong, Ferrell, Garrett, Hargrave, Holden, Keels, McClendon, Massad, Massey, Miller, Murphy, Romang, Short, Williams, Young.—18.

Excused: Nichols, Payne, Porter.—3.

Upon motion of Senator Field, SB 600 was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **SB 600** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 600 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massey, Murphy, Selman, Smalley, Smith, Terrill.—31.

Nay: Baldwin, Ferrell, Findeiss, Keels, McClendon, Massad, Miller, Romang, Short, Stansberry, Williams, Young.—12.

Excused: Nichols, Payne, Porter, Stipe, Taliaferro.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Murphy, Selman, Smalley, Smith, Stansberry, Terrill.—35.

Nay: Baldwin, McClendon, Massad, Miller, Romang, Short, Williams, Young.—8.

Excused: Nichols, Payne, Porter, Stipe, Taliaferro.—5.

The emergency was declared passed.

SB 600 was referred for engrossment.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 615 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 615** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 615** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 615 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Howard, McClendon, McGraw, Porter.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Howard, McClendon, McGraw, Porter.—5.

The emergency was declared passed.

SB 615 was referred for engrossment.

GENERAL ORDER

SB 188 by Hargrave was read and considered.

Senator Short moved to amend **SB 188**, page 2, line 6, by inserting after the word "road" and before the word "he"

the words "or running any motor vehicle at a loud or unusual noise" which amendment was declared failed of adoption.

Upon motion of Senator Hargrave, **SB 188** was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **SB 188** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 188 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—38.

Nay: Stansberry, Stipe.—2.

Excused: Atkinson, Baldwin, Boecher, Garrison, McClendon, Payne, Porter, Terrill.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—38.

Nay: Stansberry, Stipe.—2.

Excused: Atkinson, Baldwin, Boecher, Garrison, McClendon, Payne, Porter, Terrill.—8.

The emergency was declared passed.

SB 188 was referred for engrossment.

GENERAL ORDER

SB 189 by Hargrave was read and considered.

Senator Hamilton moved to amend **SB 189**, pages 1 and 2, beginning with line 7 on page 1, by striking the language "District Attorney or any Assistant District Attorney, a" which amendment was declared adopted.

Upon motion of Senator Hargrave, **SB 189**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **SB 189**, as amended, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Nay: Bradley, Findeiss, Garrett, Smalley.—4.

Excused: Atkinson, Berrong, Keels, McClendon, Porter, Stipe, Terrill.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Nay: Bradley, Findeiss, Garrett, Smalley.—4.

Excused: Atkinson, Berrong, Keels, McClendon, Porter, Stipe, Terrill.—7.

The emergency was declared passed.

SB 189, as amended, was referred for engrossment.

GENERAL ORDER

SB 602 by Howard and Gee was read and considered.

Upon motion of Senator Howard, SB 602 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 602 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 602 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Breckinridge, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Smalley, Smith, Stipe, Young.—26.

Nay: Baldwin, Berrong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Graves, Hargrave, Horn, Keels, McClendon, Martin, Nichols, Short, Stansberry, Taliaferro, Williams.—19.

Excused: Atkinson, Porter, Terrill.—3.

The bill was declared passed.

SB 602 was referred for engrossment.

GENERAL ORDER

SB 605 by Howard and Gee was read and considered.

Upon motion of Senator Howard, SB 605 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 605 was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SB 605 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—42.

Excused: Atkinson, Baldwin, Holden, Murphy, Porter, Terrill.—6.

The bill was declared passed.

SB 605 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SBs 515, 516, 519, 528, 534, 549, and 652, each as amended.

HA to SB 515 read as follows:

AMENDMENT NO. 1. Amend TITLE, Page 1, Line 7, to read as follows: "AN ACT RELATING TO THE OFFICE OF THE STATE TREASURER; AN EMERGENCY."

HA to SB 516 read as follows:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO THE STATE PERSONNEL BOARD; AN EMERGENCY".

HAs to SB 519 read as follows:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO THE OFFICE OF THE STATE AUDITOR AND; AN EMERGENCY".

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 22, delete the figures "6,100" and insert in lieu thereof the figures "10,980.00".

AMENDMENT NO. 3. Amend Page 1, SECTION 1, Line 23, delete the figures "37,500.00" and insert in lieu thereof the figures "42,380.00".

HA to SB 528 read as follows:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO THE SCHOOL LUNCH DIVISION OF: AN EMERGENCY".

HA to SB 534 read as follows:

AMENDMENT NO. 1. Amend TITLE, Page 1, Line 7 to read as follows: "AN ACT RELATING TO THE OFFICE OF THE SECURITIES COMMISSION AND; AN EMERGENCY.

HAs to SB 549 read as follows:

AMENDMENT NO. 1. Amend Page 2, after line 4, by inserting the following words and figures: "Oklahoma Department of Public Safety: For personal services and general operating expenses-----50,000".

AMENDMENT NO. 2. Amend Page 2, line 5, by striking the figures "\$1,276,577.00" and inserting in lieu thereof the figures "\$1,326,577.00".

HA to SB 652 read as follows:

AMENDMENT NO. 1. Amend TITLE, Line 7, Page 1 to read as follows: "AN ACT MAKING APPROPRIATIONS FROM DESIGNATED STATE FUNDS TO PAY

WARRANTS CANCELLED; AN EMERGENCY".

Upon motion of Senator Boecher, the Senate refused to concur in House amendments to SBs 515, 516, 519, 528, 534, 549, and 652 and requested conferences thereon, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

Senator Boecher moved that when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 566—By Mountford, et al, of the House and Gee, Berry, McSpadden, Stipe, Payne, Luton, Horn, Hamilton, Smith, Bradley, Breckinridge, Hargrave, Howard, McGraw, Selman and Garrison of the Senate—A Concurrent Resolution recognizing the beauty of Northeastern Oklahoma; designating certain counties in Northeastern Oklahoma as "Oklahoma's Green Country"; and supporting the promotion of the Oklahoma Northeast.

Consideration of the Resolution was deferred for this legislative day.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Thirtieth Legislative Day
Wednesday, February 21, 1968

Pursuant to adjournment, the Senate was called to order by Senator Payne, designated by the President Pro Tempore so to do.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Baldwin, Grantham, Ham, Hargrave, Massad, Massey, Murphy, Porter, Stipe.—9.

The Presiding Officer declared a quorum present.

Prayer was offered by Senator Miller.

HONORARY APPOINTMENT

Senator Ham introduced Claudie Billion of Paris, France, an American on a Scholarship of the American Field Service, and asked that she be made Honorary Page for this and the succeeding legislative day, and that such request be incorporated in the Journal, which was the order.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1141—By Bernard of the House and Luton of the Senate—An Act relating to waters and water rights; creating the Oklahoma Water Resources Board; providing for qualifications, appointment, terms and compensation of members; providing for powers, duties and authority of board; providing for promulgation of rules and regulations; providing that board may prescribe fees; requiring accounting and reports; providing for disposition of fees; establishing the "Water Quality Fund"; providing for transfer of certain powers and duties of the Oklahoma Planning and Resources Board to the Oklahoma Water Resources Board; providing for compilation of data; providing for qualifications, appointment, powers and duties of a director; providing authority to negotiate contracts, water compacts with other states and the United States; providing for release of certain easement deeds; providing for hearings and appeal from hearings; defining terms; amending 82 O. S. 1961, § § 1071 and 1072, as amended, § § 1073, 1075, 1076 and 1077; repealing 82 O. S. 1961, § § 1078, 532, 491 and 482; making provisions of Act severable; and declaring an emergency.

HB 1142—By Bernard and Goodfellow of the House and Luton of the Senate—An Act relating to soil and water conservation, in general; providing for the deletion of statutes that are obsolete by subsequent enacted laws; providing for the renumbering of certain Sections of Title 82, O. S. 1961; providing for transfer of Section 1, Chapter 167, O. S. L. 1965 (82 O. S. Supp. 1967, § 1401), to Title 82, § 406; repealing 82 O. S. 1961, § § 453, 454 and 457 through

521; providing severability; and declaring an emergency.

HB 1211—By Sandlin of the House and Gee of the Senate—An Act relating to public officers; amending Section 1, Senate Bill No. 358, an emergency.

HB 1219—By Sandlin—An Act relating to counties and county officers; amending Section 15, Chapter 256, O. S. L. 1965, as amended by Section 7, Chapter 265, O. S. L. 1967 (19 O. S. Supp. 1967, § 215.15); providing for assistants, investigators and other employees of District Attorney; providing for compensation; and declaring an emergency.

HB 1267—By Spearman, McCune, Peterson, Patterson (Ruth) and Bamberger—An Act relating to elections; amending 26 O. S. 1961, § 226, to provide names of candidates for judicial office to appear on separate nonpartisan ballots; providing names of candidates for judicial office shall appear without political party emblem, or connection, on panels of voting machines; providing codification; and declaring an emergency.

HB 1268—By Spearman, McCune, Hill, Cate, Peterson, Wolfe (Stephen) and Patterson (Ruth)—An Act relating to election of District Judges and Associate District Judges; providing for numbering offices on the ballot; prescribing a notification and declaration of candidacy; providing certain election procedures; directing codification; and declaring an emergency.

HJR 541—By Bamberger, Patterson (Ruth), Hill, Skeith, Levergood, Poulos, Sandlin, Clemons, Sparkman and McCune—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Article 2, Section 18, of the Constitution of the State of Oklahoma making registered voters instead of resident taxpayers eligible to sign a petition for a Grand Jury and establishing a formula for determining the minimum number of signatures required on such petition; pro-

viding a Ballot Title; and ordering a Special Election.

HJR 557—By Ford of the House and Gee of the Senate—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 21 of Article V of the Oklahoma Constitution; creating the Board on Legislative Compensation; providing for appointment, qualifications, terms, duties, authority and compensation of members thereof; providing a Ballot Title; and ordering a Special Election.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 527.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 515, 516, 519, 528, 534, 549 and 652 and referring said Bills to the General Conference Committee on Appropriations when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 509, 525, 542, 582, 602, 615, 647 and 657 each correctly engrossed.

SB 520 correctly enrolled.

Engrossed SBs 509, 525, 542, 582, 602, 615, 647 and 657 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SB 520 was after fourth reading, 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 556—Judiciary.

SB 627—Judiciary.

HB 864—Education.

HB 1183—Health, Welfare and Veterans' Affairs—Coauthored by Graves.

DO PASS, As Amended:

SB 580—Education.

SB 634—Judiciary—Coauthored by Findeiss.

SB 698—Judiciary.

SB 704—Health, Welfare and Veterans' Affairs.

RESOLUTION

Upon request of Senator Birdsong, the following Resolution was introduced, read at length, adopted upon his motion and ordered referred for enrollment:

SR 74—By Birdsong and Garrison.

A RESOLUTION RELATING TO INTERIM STUDY BY THE STATE LEGISLATIVE COUNCIL DURING THE 1968 LEGISLATIVE INTERIM; REQUESTING THE EXECUTIVE COMMITTEE TO REFER TO THE APPROPRIATE STANDING COMMITTEE FOR STUDY, THE FEASIBILITY OF MAKING THE POSSESSION OF GAMBLING PARAPHERNALIA PRIMA FACIE EVIDENCE OF INTENT TO GAMBLE; REQUESTING THE FILING OF A REPORT WITH RECOMMENDATIONS.

WHEREAS, the State Legislature is constitutionally vested with the duty and responsibility of protecting the health, safety and morals of the citizens of the State; and

WHEREAS, in order to legislate more effectively it is always desirable to have as much relevant information as possible; and

WHEREAS, there is a need for more effective legislation for the control and

prevention of gambling within the State.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council is hereby requested to refer to the appropriate committee during the 1968 legislative interim, the feasibility of making the possession of gambling paraphernalia prima facie evidence of intent to gamble.

SECTION 2. That at the conclusion of said study, the committee is hereby directed to prepare a report with recommendations for submission to the Executive Committee and to the First Session of the Thirty-second Oklahoma Legislature.

Bill numbers listed under "First Reading" begin consecutively with the last number in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 746—By Terrill—An Act relating to schools; amending 70 O. S. 1961, § 17-1; defining terms; including instructors and counselors employed by the Department of Corrections within definition of "teacher" for purposes of the Teachers' Retirement System of Oklahoma; and declaring an emergency.

SB 747—By Taliaferro, Keels, Smith and Terrill—An Act relating to revenue and taxation; amending Section 1305 of Section 2, Chapter 367, O. S. L. 1963, as renumbered by Section 2, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1967, § 1305); providing for exemptions from sales tax code; providing for levy of sales tax on certain transactions; directing distribution of revenues; repealing all conflicting laws; making provisions of Act severable; and declaring an emergency.

SB 748—By Breckinridge—An Act relating to criminal procedure; amending 22

O. S. 1961, § 152, as amended by Section 1, Chapter 245, O. S. L. 1965 (22 O. S. Supp. 1967, § 152); providing for time in which prosecutions for certain crimes must be commenced; making provisions of Act severable; and declaring an emergency.

SB 749—By Hamilton and Garrison of the Senate and Sandlin of the House—An Act relating to children; amending 10 O. S. 1961, § § 60.6 and 60.7; prohibiting adoption of child without consent of parents; providing for exceptions; repealing Section 5, Chapter 507, O. S. L. 1965 (10 O. S. Supp. 1967, § 475); prohibiting combining of action to adopt with action to terminate parental rights; and declaring an emergency.

SJR 63—By Young, Baldwin, Berrong, Massey, Stipe, McClendon, Martin, Field and Williams—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; amending Sections 26 and 27 of Article V thereof; providing for biennial sessions of the legislature; providing for a Ballot Title; and ordering a Special Election.

SECOND READING

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

SB 740—Judiciary.

SB 741—Revenue and Taxation.

SB 742—Committee on Committees and Rules.

SB 743—Governmental Affairs.

SB 744—Education.

SB 745—Conservation and Economic Development.

HB 1114—Roads, Highways and Public Safety.

HB 1189—Education.

GENERAL ORDER

SB 346 by McGraw and Smith was read and considered.

Upon motion of Senator McGraw, **SB 346** was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 346** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 346 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Young.—32.

Nay: Williams.—1.

Excused: Baldwin, Dacus, Grantham, Ham, Hargrave, Howard, McClendon, Massad, Massey, Miller, Murphy, Porter, Stansberry, Stipe, Terrill.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—33.

Excused: Baldwin, Dacus, Grantham, Ham, Hargrave, Howard, McClendon, Massad, Massey, Miller, Murphy, Porter, Stansberry, Stipe, Terrill.—15.

The emergency was declared passed.

SB 346 was referred for engrossment.

Senators Baldwin, Massey and Murphy asked to be shown present, which was the order.

GENERAL ORDER

SB 679 by Berrong, Howard, Graves, Horn, Payne, Berry and Smalley was read and considered.

Senator McGraw asked to be made co-author of SB 679, which was the order.

Upon motion of Senator Berrong, SB 679 was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, SB 679 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 679 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—40.

Nay: Stansberry.—1.

Excused: Grantham, Ham, Hargrave, Massad, Miller, Porter, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—40.

Nay: Stansberry.—1.

Excused: Grantham, Ham, Hargrave, Massad, Miller, Porter, Stipe.—7.

The emergency was declared passed.

SB 679 was referred for engrossment.

Senator Stipe asked to be shown present, which was the order.

GENERAL ORDER

SB 562 by Taliaferro was read and considered.

Upon motion of Senator Taliaferro, SB 562 was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, SB 562 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 562 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Grantham, Ham, Hargrave, Massad, Miller, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Grantham, Ham, Hargrave, Massad, Miller, Porter.—6.

The emergency was declared passed.

SB 562 was referred for engrossment.

President Pro Tempore McSpadden presiding.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SB 566 by Smith, Young and Romang was read and considered.

Senator Hamilton moved to amend **SB 566**, page 1, lines 3 and 4, by striking the language "and justices of the peace", which amendment was declared adopted.

Senator Short moved to amend **SB 566**, page 1, lines 5 and 6 by striking the word and figure "ten (10)" and substituting therefor "eight (8)", which amendment was tabled by Senator Smith.

Upon motion of Senator Smith, **SB 566**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 566**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 566 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Breckinridge, Ferrell, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—30.

Nay: Baldwin, Berrong, Bradley, Dacus, Field, Findeiss, Martin, Massey, Short, Stansberry, Williams.—11.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Payne, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Fin-

deiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Baldwin, Berrong, Dacus, Field, Martin, Short, Stansberry.—7.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Payne, Porter.—7.

The emergency was declared passed.

SB 566, as amended, was referred for engrossment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 970**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Howard presiding.

GENERAL ORDER

Senator Murphy moved that **SB 171** be ordered withdrawn from the Calendar and be re-referred to the Committee on Roads, Highways and Public Safety, which motion was declared adopted.

SB 496 by Martin was read and considered.

Upon motion of Senator Martin, **SB 496** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 496** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 496 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Holden, Horn, Howard, Keels, McGraw, Martin, Nichols, Romang, Selman, Short,

Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—29.

Nay: Atkinson, Berrong, Ferrell, Field, Hamilton, Luton, McClendon, McSpadden, Murphy, Young.—10.

Excused: Baggett, Bradley, Grantham, Hargrave, Massad, Massey, Miller, Payne, Porter.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Holden, Horn, Howard, Keels, McGraw, McSpadden, Martin, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Ferrell, Hamilton, Luton, McClendon, Murphy.—5.

Excused: Baggett, Bradley, Grantham, Hargrave, Massad, Massey, Miller, Payne, Porter.—9.

The emergency was declared passed.

SB 496 was referred for engrossment.

GENERAL ORDER

SB 682 by Breckinridge was read and considered.

Senator McGraw asked to made co-author of SB 682, which was the order.

Upon motion of Senator McGraw, SB 682 was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, SB 682 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 682 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, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Graves, Ham,

Holden, Howard, Luton, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—32.

Nay: Atkinson, Berry, Birdsong, Garrett, Hamilton, Horn, Keels, McClendon.—8.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Payne, Porter, Taliaferro.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Graves, Ham, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—32.

Nay: Atkinson, Berry, Birdsong, Garrett, Hamilton, Horn, Keels, McClendon.—8.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Payne, Porter, Taliaferro.—8.

The emergency was declared passed.

SB 682 was referred for engrossment.

GENERAL ORDER

SB 594 by Garrison of the Senate and Connor, et al, of the House was read and considered.

Senator Dacus asked to be made co-author of SB 594, which was the order.

Upon motion of Senator Garrison, SB 594 was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, SB 594 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 594 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Payne, Porter, Taliaferro.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Payne, Porter, Taliaferro.—8.

The emergency was declared passed.

SB 594 was referred for engrossment.

GENERAL ORDER

SB 611 by Boecher and Ferrell of the Senate and Watkins of the House was read and considered.

Senators Dacus and Holden asked to be made coauthors of SB 611, which was the order.

Upon motion of Senator Boecher, SB 611 was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, SB 611 was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SB 611 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—38.

Excused: Baggett, Grantham, Hargrave, McSpadden, Massad, Miller, Payne, Porter, Taliaferro, Young.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—38.

Excused: Baggett, Grantham, Hargrave, McSpadden, Massad, Miller, Payne, Porter, Taliaferro, Young.—10.

The emergency was declared passed.

SB 611 was referred for engrossment.

GENERAL ORDER

HB 1067 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1067 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1067 was placed upon third reading and final passage.

THIRD READING

HB 1067 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—37.

Excused: Atkinson, Baggett, Grantham, Hargrave, McSpadden, Massad, Miller, Payne, Porter, Stipe, Taliaferro.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—37.

Excused: Atkinson, Baggett, Grantham, Hargrave, McSpadden, Massad, Miller, Payne, Porter, Stipe, Taliaferro.—11.

The emergency was declared passed.

HB 1067, as amended, was referred for engrossment.

GENERAL ORDER

HB 1071 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1071** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1071** was placed upon third reading and final passage.

THIRD READING

HB 1071 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Field, Grantham, Hargrave, Massad, Miller, Payne, Porter, Taliaferro.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Field, Grantham, Hargrave, Massad, Miller, Payne, Porter, Taliaferro.—10.

The emergency was declared passed.

HB 1071, as amended, was referred for engrossment.

GENERAL ORDER

HB 1073 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1073** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1073** was placed upon third reading and final passage.

THIRD READING

HB 1073 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Baggett, Grantham, Hargrave, Holden, McGraw, Massad, Miller, Payne, Porter, Smalley.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Baggett, Grantham, Hargrave, Holden, McGraw, Massad, Miller, Payne, Porter, Smalley.—10.

The emergency was declared passed.

HB 1073, as amended, was referred for engrossment.

GENERAL ORDER

HB 1078 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Senator Dacus asked to be made co-author of **HB 1078**, which was the order.

Upon motion of Senator Baldwin, **HB 1078** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1078** was placed upon third reading and final passage.

THIRD READING

HB 1078 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Williams, Young.—36.

Excused: Baggett, Grantham, Hargrave, Holden, McGraw, Massad, Miller, Payne, Porter, Smith, Taliaferro, Terrill.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Williams, Young.—36.

Excused: Baggett, Grantham, Hargrave, Holden, McGraw, Massad, Miller, Payne, Porter, Smith, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1078, as amended, was referred for engrossment.

GENERAL ORDER

Senator Baldwin moved that **HB 1079** be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which motion was declared adopted.

HB 1082 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1082** was advanced to engrossment.

By unanimous consent, upon request of

Senator Baldwin, **HB 1082** was placed upon third reading and final passage.

THIRD READING

HB 1082 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Romang, Selman, Short, Smalley, Stansberry, Stipe, Williams, Young.—37.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Nichols, Payne, Porter, Smith, Taliaferro, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Romang, Selman, Short, Smalley, Stansberry, Stipe, Williams, Young.—37.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Nichols, Payne, Porter, Smith, Taliaferro, Terrill.—11.

The emergency was declared passed.

HB 1082 was ordered withheld pursuant to Rule 20-c.

Senator Massey presiding.

GENERAL ORDER

HB 1093 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1093** was advanced to engrossment.

By unanimous consent, upon request of

Senator Baldwin, **HB 1093** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1093 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Stansberry, Stipe, Williams, Young.—37.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Payne, Porter, Smalley, Smith, Taliaferro, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Stansberry, Stipe, Williams, Young.—37.

Excused: Baggett, Grantham, Hargrave, Massad, Miller, Payne, Porter, Smalley, Smith, Taliaferro, Terrill.—11.

The emergency was declared passed.

HB 1093, as amended, was referred for engrossment.

GENERAL ORDER

HB 1128 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Senator Dacus asked to be made a co-author of **HB 1128**, which was the order.

Upon motion of Senator Baldwin, **HB 1128** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1128** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1128 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Williams, Young.—36.

Excused: Baggett, Grantham, Hargrave, Howard, McSpadden, Massad, Miller, Payne, Porter, Smith, Taliaferro, Terrill.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Williams, Young.—36.

Excused: Baggett, Grantham, Hargrave, Howard, McSpadden, Massad, Miller, Payne, Porter, Smith, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1128, as amended, was referred for engrossment.

GENERAL ORDER

HB 1129 by Willis, et al, of the House

and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1129** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1129** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1129 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Grantham, Hargrave, Howard, Massad, Miller, Payne, Porter.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Grantham, Hargrave, Howard, Massad, Miller, Payne, Porter.—8.

The emergency was declared passed.

HB 1129, as amended, was referred for engrossment.

GENERAL ORDER

HB 1130 by Willis, et al, of the House

and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1130** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1130** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1130 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Stansberry, Stipe, Terrill, Williams, Young.—35.

Excused: Breckinridge, Grantham, Hamilton, Hargrave, Holden, Howard, McGraw, Massad, Payne, Porter, Smalley, Smith, Taliaferro.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Stansberry, Stipe, Terrill, Williams, Young.—35.

Excused: Breckinridge, Grantham, Hamilton, Hargrave, Holden, Howard, McGraw, Massad, Payne, Porter, Smalley, Smith, Taliaferro.—13.

The emergency was declared passed.

HB 1130, as amended, was referred for engrossment.

GENERAL ORDER

HB 1132 by Willis, et al, of the House

and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1132** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1132** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1132 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Breckinridge, Grantham, Hargrave, Holden, Howard, McGraw, Massad, Miller, Porter, Stansberry, Taliaferro.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Breckinridge, Grantham, Hargrave, Holden, Howard, McGraw, Massad, Miller, Porter, Stansberry, Taliaferro.—11.

The emergency was declared passed.

HB 1132, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 188, 189, 547, 600, 605, and 646 each correctly engrossed.

SCRs 46 and 47 each correctly enrolled.

Engrossed SBs 188, 189, 547, 600, 605 and 646 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SCRs 46 and 47 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1041, requesting Conference and naming Conferees as follows: Abbott, Willis and Privett.

Upon motion of Senator Boecher, the request of the Honorable House for a Conference on HB 1041 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under HB 1041: Terrill, McClendon and McSpadden.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1080, requesting Conference and referring said Bill to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Boecher, the request of the Honorable House for a conference on HB 1080 was ordered granted, said Bill to be referred to the General Conference Committee on Appropriations when appointed.

GENERAL ORDER

HB 1133 by Willis, et al, of the House

and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1133 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1133 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1133 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Keels, Luton, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—33.

Excused: Baggett, Breckinridge, Grantham, Hargrave, Holden, Horn, Howard, McClendon, McGraw, McSpadden, Massad, Miller, Porter, Stansberry, Terrill.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Keels, Luton, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—33.

Excused: Baggett, Breckinridge, Grantham, Hargrave, Holden, Horn, Howard, McClendon, McGraw, McSpadden, Massad, Miller, Porter, Stansberry, Terrill.—15.

The emergency was declared passed.

HB 1133, as amended, was referred for engrossment.

GENERAL ORDER

HB 1134 by Willis, et al, of the House

and Baldwin and Miller of the Senate was read and considered.

Senator Berrong moved to amend **HB 1134**, page 2, line 17, by striking the figure "\$22,500" in both instances and substituting therefor the figures "\$18,500" and adjust total appropriation in accordance with said amendment.

Senator Stipe moved to table the Berrong amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Garrett, Garrison, Gee, Ham, Hamilton, Luton, McSpadden, Massey, Miller, Smalley, Smith, Stipe, Young.—16.

Nay: Baldwin, Berrong, Berry, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Graves, Horn, Keels, McClendon, Martin, Nichols, Payne, Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams.—23.

Excused: Breckinridge, Grantham, Hargrave, Holden, Howard, McGraw, Massad, Murphy, Porter.—9.

The vote occurring upon the Berrong amendment, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Dacus, Field, Findeiss, Graves, Holden, Horn, Keels, McClendon, Martin, Nichols, Payne, Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams.—24.

Nay: Baggett, Birdsong, Garrett, Garrison, Gee, Ham, Hamilton, Howard, Luton, Massey, Miller, Murphy, Smalley, Stipe, Young.—15.

Excused: Breckinridge, Ferrell, Grantham, Hargrave, McGraw, McSpadden, Massad, Porter, Smith.—9.

Senator Short moved to amend **HB 1134**, page 2, line 17, by striking the figures "\$18,500" in both instances and substituting therefor the figures "\$20,000" which amendment was tabled upon motion of Senator Baldwin.

Upon motion of Senator Baldwin, **HB 1134**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1134**, as amended was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1134 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Birdsong, Breckinridge, Ferrell, Grantham, Hargrave, McGraw, Massad, Porter.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Ferrell, Grantham, Hargrave, McGraw, Massad, Porter.—7.

The emergency was declared passed.

HB 1134, as amended, was referred for engrossment.

GENERAL ORDER

HB 1135 by Willis, et al, of the House

and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1135** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1135** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1135 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Dacus, Field, Findeiss, Garrett, Garrison,
Gee, Graves, Ham, Hamilton, Holden,
Horn, Howard, Keels, Luton, McClendon,
McSpadden, Martin, Massey, Murphy,
Nichols, Payne, Romang, Selman, Short,
Smalley, Smith, Stansberry, Stipe, Tal-
iaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Ferrell, Gran-
tham, Hargrave, McGraw, Massad, Mil-
ler, Porter.—8.

The bill was declared passed.

On the question of passage of emer-
gency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Dacus, Field, Findeiss, Garrett, Garrison,
Gee, Graves, Ham, Hamilton, Holden,
Horn, Howard, Keels, Luton, McClendon,
McSpadden, Martin, Massey, Murphy,
Nichols, Payne, Romang, Selman, Short,
Smalley, Smith, Stansberry, Stipe, Tal-
iaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Ferrell, Gran-
tham, Hargrave, McGraw, Massad, Mil-
ler, Porter.—8.

The emergency was declared passed.

HB 1135, as amended, was referred for engrossment.

President Nigh presiding.

GENERAL ORDER

SB 692 by Howard was read and con-
sidered.

Senator Hamilton moved to amend **SB 692**, page 3, line 5, by changing the period to a comma after the word "position" and adding the language "provided that this Act shall not apply to transactions between individuals and those engaged in the upholstery business, if said individuals are not engaged in the retail or wholesale business" which amendment was declared adopted.

Upon motion of Senator Howard, **SB 692**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 692**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 692 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Dacus, Field, Findeiss, Garrett, Garrison,
Gee, Graves, Ham, Hamilton, Holden,
Horn, Howard, Keels, Luton, McClendon,
M c S p a d d e n, Martin, Massey, Miller,
Murphy, Nichols, Payne, Romang, Sel-
man, Short, Smalley, Smith, Stipe, Tal-
iaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Ferrell, Gran-
tham, Hargrave, McGraw, Massad, Por-
ter, Stansberry.—8.

The bill was declared passed.

On the question of passage of emer-
gency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Dacus, Field, Findeiss, Garrett, Garrison,
Gee, Graves, Ham, Hamilton, Holden,
Horn, Howard, Keels, Luton, McClendon,
M c S p a d d e n, Martin, Massey, Miller,

Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Ferrell, Grantham, Hargrave, McGraw, Massad, Porter, Stansberry.—8.

The emergency was declared passed

SB 692, as amended, was referred for engrossment.

PENDING SENATE ACTION

HCR 566 by Mountford, et al, of the House and Gee, Berry, McSpadden, Stipe, Payne, Luton, Horn, Hamilton, Smith, Bradley, Breckinridge, Hargrave, Howard, McGraw, Selman and Garrison of the Senate was called up for consideration.

By unanimous consent, upon request of Senator Gee, all other members of the Senate were made coauthors of the Resolution.

HCR 566, as coauthored, was read at length, adopted upon motion of Senator Gee, properly signed, and ordered returned to the Honorable House.

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 1040**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1040** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1040, and Engrossed Senate Amendments thereto, by Sanguin, Wixson, Bean, Briscoe and Connor of the House, and Gee of the Senate entitled:

An Act relating to Electronic Data Processing; creating within the State Board of Public Affairs the Division of

Information and Management Services; * * * and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation: that the Conference Committee substitute, as attached, **DO PASS**, as co-authored by: Smalley, Short, Breckinridge, McGraw, Young and Smith.

CCS for **HB 1040**—By Sanguin, et al of the House and Gee of the Senate—An Act relating to Electronic Data Processing; creating within the State Board of Public Affairs the Division of Information and Management Services; providing for personnel; providing for authority and duties; authorizing the promulgation of rules and regulations; providing for the centralization of the State Electronic Data Processing activities; authorizing State Board of Public Affairs to enter into agreements and contracts for lease or purchase of equipment; providing for assessment of costs; providing for the establishment of the "State Information and Management Services Revolving Fund" and expenditures therefrom; providing for exemptions from provisions of Act; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby created under the direction and control of the State Board of Public Affairs a division to be designated the Information and Management Services Division. The said Division shall control, supervise, regulate and provide for the acquisition, operation, maintenance, repair and utilization of such electronic data processing equipment as shall be necessary in the conduct of the State's business by the various agencies, departments and institutions of the State. The said Division shall establish an electronic data processing center or centers for the common use of the agencies, departments and institutions located in Oklahoma City, and may es-

tablish in the State such subsidiary electronic data processing centers as may be found necessary.

SECTION 2. The State Board of Public Affairs shall appoint and fix the duties and compensations of a Director of the Information and Management Services Division, and such other personnel as may be necessary to carry out the provisions of this Act.

SECTION 3. The Information and Management Services Division of the State Board of Public Affairs shall:

(a) provide systems, design and programming services to all state agencies;

(b) design, plan, justify and implement all data processing systems within and between state agencies;

(c) determine the most effective manner of handling the state's data processing needs, either by outright purchase or lease of equipment or by entering into a contract with computer servicing companies;

(d) act as a data processing consultant to the legislative, executive and judicial branches;

(e) offer a data processing advisory service to county and local governments;

(f) establish and justify data processing activities and costs so effectiveness can be measured;

(g) determine the need for, then establish and maintain enough data centers to fulfill the objectives of information systems;

(h) maintain adequate records to allow comparison of the various centers in terms of customer service;

(i) prepare specifications and contracts on equipment services for the various data centers;

(j) promulgate and adopt, with the approval of the State Board of Public Affairs, such reasonable rules and regulations as shall be necessary for the ef-

ficient and economical acquisition, operation, maintenance, repair and utilization of the electronic data processing equipment under its control.

SECTION 4. The Information and Management Services Division shall have the authority to acquire electronic data processing equipment by purchase, lease or transfer. All electronic data processing equipment owned or leased by any agency, department or institution of this State shall, upon the effective date of this Act, be transferred to and be subject to the control of the Information and Management Services Division. Where any such equipment so transferred from any such agency, department or institution was purchased by the agency, department or institution from a dedicated fund or trust fund, the Division shall credit such agency, department or institution with an amount equal to the fair market value of such equipment, and any charges thereafter made to such agency, department or institution for services furnished by the Information and Management Services Division shall be offset against such credit until the entire amount of the credit has been utilized.

SECTION 5. There is hereby created a revolving fund to be designated the "State Information and Management Services Revolving Fund". The said fund is hereby appropriated continuously for, and may be used for the acquisition, operation, maintenance, repair and replacement of electronic data processing equipment under the control of the Information and Management Services Division, and the payment of the administrative and operating expenses of the Division. The Division shall, at the end of each month, render a statement of charges to all State agencies, departments or institutions to which it has furnished services. Such charges shall be as determined by the Division, based upon a formula taking into consideration utilization of equipment time, time of personnel, de-

preciation, and administrative costs. All amounts so collected shall be deposited to the credit of the "State Information and Management Services Revolving Fund" for the first year after the effective date of this Act, then to the credit of the General Revenue Fund. Any proceeds from the sale or disposition of electronic data processing equipment or other property owned by the Division shall be deposited to the credit of the said revolving fund.

SECTION 6. No agency, department or institution of this State shall purchase, lease or otherwise acquire any electronic data processing equipment, or contract for or enter into any agreement for the furnishing of any electronic data processing services without the prior approval in writing of the Director of the Information and Management Services Division.

SECTION 7. Each agency, department and institution of this State utilizing the services and equipment provided by the Information and Management Services Division shall appoint an electronic data processing coordinator who shall maintain liaison with the Division and assist the Division in such activities as the establishment of priorities, rescheduling, changing reports, and developing potential areas for computerization.

SECTION 8. The Information and Management Services Division shall furnish to the Governor at the end of each fiscal year a statement showing the financial condition of the said Division, an inventory of all electronic data processing equipment under its control, and such other information regarding the Information and Management Services Division as may be necessary for a proper understanding of the operations of the electronic data processing centers.

SECTION 9. Any state agency owning, leasing or using electronic processing equipment when this Act becomes effective shall have the right to appeal to the

Management Services Review Board, hereinafter created, for exemption from the provision of this Act, on the ground that transfer of the agency's data processing system and services to the Information and Management Services Division would not be consistent with a Federal-State plan under which the agency is receiving Federal grants-in-aid, or that a loss of control over its data processing services would impair the agency's efficiency or its ability to fulfill its obligations to Federal agencies under Federal laws, rules and regulations, or that such equipment is being used to capacity. The provisions of this Act shall not apply to such agency pending final decision of the Management Services Review Board on the appeal.

(a) There is hereby created the Management Services Review Board, which shall consist of the Governor, who shall serve as Chairman, and the President Pro Tempore of the Senate, and the Speaker of the House of Representatives. The Board shall hear and determine appeals filed with it under this Section. If it determines that the agency filing the appeal should be exempted from the provisions of this Act, it shall so certify to the agency, and to the Director of the Information and Management Services Division, and the provisions of this Act shall not apply to such agency; but the Board may rescind such certification, and the agency shall thereupon become subject to the provisions of this Act, if the Board later determines, after notice and an opportunity to be heard has been given to the agency, that the ground or grounds for the exemption no longer exists.

(b) The term "State agency" or "agency" as used in this Section means any agency, department or institution to which any of the provisions of this Act are applicable.

SECTION 10. The provisions of this Act shall not apply to data processing

equipment used primarily for instruction or research at state institutions of higher education. Such institutions of higher education shall cooperate with the Information and Management Services Division insofar as possible to insure the greatest utilization of electronic data processing equipment of the State without interfering with the educational, research and other responsibilities of the institutions.

SECTION 11. 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 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.

For the House: Sanguin, Ferrell and Wixson.

For the Senate: Gee, Smalley and Garrison.

Senator Boecher moved that the Senate stand recessed until 3:30 p.m., which motion was declared adopted.

*

The Senate reassembled at 3:30 p.m. with President Nigh presiding.

Senator Grantham asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1113—By Mountford and Patterson (Ruth)—An Act relating to counties, authorizing establishment of County Economic Development Program; providing for financing thereof; prescribing purposes for which funds may be expended; authorizing creation of County Economic Development Advisory Committee; authorizing cooperation with other counties, agencies and entities; and declaring an emergency.

HB 1116—By Skeith of the House and Grantham of the Senate—An Act relating to roads and highways; providing for the "Highway Advertising Control Act of 1968"; stating intent; providing for publication of Act; defining terms; prohibiting certain highway advertising signs; providing standards; providing for cooperation with United States Secretary of Transportation; providing for licenses and permits; prescribing fees; providing for insurance and performance bonds; providing for exceptions; providing for reimbursement of damages for certain rights taken; providing for condemnation; making violations of Act a misdemeanor; providing for acceptance and use of federal funds; making provisions of Act severable; and declaring an emergency.

HB 1150—By Connor—An Act relating to sales and use taxes; authorizing the Oklahoma Tax Commission to negotiate agreements with tax administrators of other states to provide more efficient administration of said tax laws; amending Sections 1406, 1407 and 1408 of Section 2, Chapter 368, O. S. L. 1963 (68 O. S. Supp. 1967, §§ 1406, 1407 and 1408), to make same consistent with Sales Tax Code and this Act; authorizing holders of Use Tax permits to deduct not to exceed three per cent for expense of reporting and paying tax as herein limited and specified; repealing all laws in conflict herewith; fixing effective date; and declaring an emergency.

HB 1213—By Clemons—An Act relating to schools; amending 70 O. S. 1961, § 6-3, as amended by Section 1, Chapter 274, O. S. L. 1965 (70 O. S. Supp. 1967, § 6-3); providing for sick leave and emergency leave for teachers; providing for hospital and medical benefits; and declaring an emergency.

HB 1220—By Hill, McCune and Patterson (Ruth)—An Act relating to crimes against public justice; amending 21 O. S. 1961, § 560; prohibiting Justice of the Peace from engaging in certain acts in conflict

of interest; providing that Justice of Peace may maintain separate office for purpose of engaging in practice of law; making violations of Act a misdemeanor; and declaring an emergency.

HB 1221—By Hill, McCune, Patterson (Ruth), Wolfe (Stephen) and Peterson—An Act relating to jury trial instructions; authorizing and requesting the Supreme Court of Oklahoma and the Court of Criminal Appeals of Oklahoma to institute a system of Oklahoma Uniform Jury Instruction for use in jury trials in civil and criminal cases; authorizing said courts to make requests for appropriations to carry out said project; and declaring an emergency.

HB 1243—By Hill, McCune and Wolfe (Stephen)—An Act relating to the Supreme Court; repealing 20 O. S. 1961, § § 7, 8 and 13; and providing for an effective date.

HB 1244—By Hill, McCune, Spearman and Wolfe (Stephen)—An Act relating to the court of criminal appeals; repealing 20 O. S. 1961, § 47; and providing for an effective date.

HJR 548—By Watkins—A Joint Resolution designating Yukon, Oklahoma, as the "Czech Capital of Oklahoma"; and directing distribution.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 520**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCRs 46** and **47**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 567—By Dickey of the House and Graves of the Senate.

A Concurrent Resolution memorializing the Congress of the United States to allocate funds and provide for the air-conditioning of Veterans' Hospital located at Muskogee, Oklahoma; and directing distribution.

Consideration of the Resolution was deferred for this legislative day.

BILL RELEASED

As provided under Rule 20-c, **HB 1082** was properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Thirty-first Legislative Day

Thursday, February 22, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Berrong, Grantham, Ham, Massad.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 949—By Camp—An Act relating to motor vehicles; amending 47 O. S. 1961, § 11-103; providing that lawful orders or directions of police officers shall be obeyed; and declaring an emergency.

HB 978—By Thompson—An Act relating to historical societies and associations; creating the Oklahoma Military Historical Commission; providing the manner of appointment of members thereof; fixing their terms of office; providing the purpose,

powers and duties of said Commission; and declaring an emergency.

HB 1003—By Connor, Hunter and Green of the House and Garrison and Williams of the Senate—An Act relating to livestock brands; amending Sections 1 and 2 Chapter 400, O. S. L. 1965 (4 O. S. Supp. 1967, § § 270.2 and 270.3); providing for enforcement by State Bureau of Investigation of laws pertaining to livestock brands; providing for registry of brands with State Department of Agriculture; providing for transfer of certain duties, powers and funds of State Bureau of Investigation to State Department of Agriculture; repealing Section 1, Chapter 171, O. S. L. 1963, as amended by Section 1, Chapter 506, O. S. L. 1965 (4 O. S. Supp. 1967, § 270.1), pertaining to the keeping of certain reports and the inspection of livestock auction market records; repealing all acts or parts of acts in conflict herewith; making provisions of Act severable; and declaring an emergency.

HB 1101—By Tarwater—An Act relating to insurance; amending 36 O. S. 1961, Section 1115, as amended by Section 1, Chapter 194, O. S. L. 1967 (36 O. S. Supp. 1967, § 1115); imposing a tax on insurance policies issued by unauthorized insurers; requiring reports with respect to such policies; making the insured liable for such taxes upon such policies purchased through unauthorized sources; allocating proceeds to the Insurance Commissioner until June 30, 1969; making provisions severable; and declaring an emergency.

HB 1125—By Connor, Hunter and Green of the House and Garrison and Williams

of the Senate—An Act relating to schools; and declaring an emergency.

HB 1201—By Skeith of the House and Grantham of the Senate—An Act relating to the State Highway Department; providing for reimbursement to contractors of amounts paid as City Sales Taxes; and declaring an emergency.

HB 1214—By Harrison—An Act relating to Sales Tax; amending Oklahoma Sales Tax Code, Sections 1312 and 1313, Chapter 367, O. S. L. 1963 (68 O. S. Supp. 1967, § § 1312 and 1313); deleting language to make Sections compatible and consistent with other Sections; providing exemptions on sale and purchase of feed; repealing Sections 1314, 1315 and 1316, Chapter 367, O. S. L. 1963 (68 O. S. Supp. 1967, § § 1314, 1315 and 1316); and declaring an emergency.

HB 1217—By Peterson and McCune—An Act relating to courts; providing the clerk of the Supreme Court shall be appointed by the Supreme Court, perform such duties, and serve at the pleasure of the Supreme Court; providing the clerk in office on the effective date of this Act shall continue in office for the duration of his term; providing an effective date; and repealing 20 O. S. 1961, § 73.

HB 1229—By Odom (V. H.) and Patterson (Frank)—An Act relating to revenue and taxation; amending Sections 1, 2 and 4, Chapter 359, O. S. L. 1967 (68 O. S. Supp. 1967, § § 5201, 5202 and 5204); providing for revaluation of taxable property by County Assessor; providing for establishment of revaluation schedule; requiring schedule to be filed with Oklahoma Tax Commission; providing for physical inspection of property; providing for apportionment of cost of revaluation; directing codification and numbering of Sections 1 through 11, inclusive, Chapter 359, O. S. L. 1967 (68 O. S. Supp. 1967, § § 5201 through 5211, inclusive); repealing Section 12, Chapter 359, O. S. L. 1967 (68 O. S. Supp. 1967, § 5212); and declaring an emergency.

HB 1230—By Odom (V. H.)—An Act relating to public finance; amending 62 O. S. 1961, § 221; creating the "Oklahoma Tax Commission Fund"; providing for amounts to be apportioned to such funds; stating purpose of fund; providing that unobligated balance in fund at end of each fiscal year in excess of certain amount be transferred to the General Revenue Fund; repealing 62 O. S. 1961, § § 222, 223, 224 and 224.1; directing codification; and declaring an emergency.

HB 1269—By Cox and Spearman—An Act relating to the Oklahoma Adjutant General; and declaring an emergency.

HB 1282—By Patterson (Ruth), McCune, Boren, Thompson and Peterson—An Act relating to courts; repealing 84 O. S. 1961, § § 251 to 256, inclusive, relating to the determination of heirship by the County Court; and providing an effective date.

HB 1290—By Blankenship, Allard, Boren, Conaghan, Fine, Peterson, Patterson (Frank), Watkins and Townsend—An Act relating to the Oklahoma Industrial Development and Park Department; and declaring an emergency.

HB 1342—By Cate, Rushing and Boren—An Act relating to the Oklahoma State Regents; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 552 and 661.

The above numbered Bills were 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 315—Revenue and Taxation.

SB 593—Education.

SB 689—Roads, Highways and Public Safety.

SB 716—Education.

HB 996—Revenue and Taxation.

HB 1186—Judiciary — Principal Senate Author, Gee.

DO PASS, As Amended:

SB 171—Roads, Highways and Public Safety.

SB 291—Roads, Highways and Public Safety.

SB 336—Revenue and Taxation—Coauthored by Baggett, Breckinridge, Keels, Smalley and Smith.

SB 453—Governmental Affairs.

SB 499—Governmental Affairs.

SB 589—Judiciary.

SB 598—Governmental Affairs.

SB 603—Roads, Highways and Public Safety—Coauthored by Bradley, Selman, Martin and Ferrell.

SB 654—Education.

SB 702—Roads, Highways and Public Safety—Coauthored by Bradley.

HB 617—Judiciary.

HB 1094—Judiciary—Coauthored by Massad.

HB 1155—Judiciary — Principal Senate author, Gee.

HB 1293—Judiciary.

RESOLUTIONS

SCR 49 by Williams and Berrong was introduced and read as follows:

A Concurrent Resolution memorializing the President of the United States and the United State Congress to make a concentrated effort to equalize federal spending with governmental revenue; and directing distribution.

Senator Graves asked that further consideration of **SCR 49** be deferred for this legislative day, citing Rule 13-a, which was the order.

Senator Payne asked unanimous consent that Xerox copies of the Resolution be

furnished the Senate Membership, which was the order.

SCR 50 by McGraw, Ferrell, Howard, Hargrave and Payne was introduced and read as follows:

A Concurrent Resolution relating to Higher Education; requesting the Board of Regents of the University of Oklahoma to negotiate with the University of Texas to put the annual football game played between the University of Oklahoma Football Team and the University of Texas Football Team on a home-and-home basis; and directing distribution.

Senator Smalley moved that **SCR 50** be referred to the Committee on Education.

Senator McGraw moved to table the Smalley motion, which motion was declared failed of adoption, upon roll call as follows:

Aye: Baldwin, Ferrell, Findeiss, Hargrave, Horn, Keels, McGraw, Payne.—8.

Nay: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Howard, Luton, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Berrong, Grantham, Ham, McClendon, Massad, Porter.—6.

The vote occurring upon the Smalley motion, it was declared adopted.

Bill numbers listed under "First Reading" begin consecutively with the last number in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 750—By Smalley of the Senate and Cate of the House—An Act relating to public health; amending Section 1, Chapter 299, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-1708); authorizing purchase of malpractice insurance on doctors and nurses in

State Agencies and State Institutions; providing Act shall not be construed to impose liability for damages on a State Agency or a State Institution; and declaring an emergency.

SB 751—By Smith—An Act relating to counties; amending Section 10, Chapter 406, O. S. L. 1965 (19 O. S. Supp. 1967, § 864.10); authorizing creation of office of Electrical Inspector by city or county, and by city and county; prescribing qualifications, duties and authority of Electrical Inspector; providing for jurisdiction of inspectors; providing for notice; prescribing fees; authorizing adoption of rules and regulations; and declaring an emergency.

SB 752—By Short, Murphy and Baggett—An Act relating to probate procedure; providing for the filing of probate records from another State, territory, District of Columbia or foreign country or state in the office of the county clerk; providing for the filing of a release from the Oklahoma Tax Commission; and declaring an emergency.

SB 753—By Garrison of the Senate and Connor of the House—An Act relating to preservation of the public peace and safety; defining terms; authorizing the Governor to proclaim a State of Emergency in certain instances; providing for notice and filing of such proclamations; empowering the Governor to prohibit by proclamation certain acts which imperil the public peace and safety; prohibiting riots and disorderly conduct; making violations of Act a crime; prescribing penalties; and declaring an emergency.

SB 754—By Young—An Act relating to schools; amending 70 O. S. 1961, § 17-8 1, as amended by Chapter 378, Section 1, O. S. L. 1967 (70 O. S. Supp. 1967, § 17-81); providing for contributions of teachers to the Teachers' Retirement System, the State's contributions; funds enumerated and granting of membership service in the Teachers' Retirement System for Peace Corps teaching; and declaring an emergency.

SB 755—By Luton—An Act relating to motorboats and vessels; amending 63 O. S. 1961, § 804, as amended by Section 1, Chapter 387, O. S. L. 1967 (63 O. S. Supp. 1967, § 804), § § 805, 806, 810, 811, 813, 814, 817, 818, 819, 821, 822 and 823; providing for numbering and regulation of motorboats and vessels; transferring duties and authority of the Oklahoma Industrial Development and Park Department pertaining to numbering, regulation and control of motorboats and vessels from said department to the Department of Public Safety; prescribing fees and disposition thereof; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

SB 756—By Berrong and Dacus—An Act relating to public trusts, amending 60 O. S. 1961, § § 176, 177, 178, 179 and 180; authorizing creation of trusts for furtherance of public functions; prohibiting expenditure of certain funds in execution of the trust except upon approval of legislative or governing bodies; providing for powers of custodian of trust; prohibiting creation of indebtedness to be repaid from certain funds; providing for sale of bonds upon public offering to highest and best bidder; providing procedure for awarding of contracts for construction and materials; prohibiting trust from engaging in proprietary functions; providing for exceptions; prescribing procedure for creation of trusts; providing for filing of trust instruments with Secretary of State; providing for term of duration of trust; providing for appointment, oath of office, bonds, powers, duties, term, compensation and removal of trustees; providing for meetings; making meetings and records public; making trust an agency of the State; providing limitations upon personal liability of trustee; providing for termination of trust; making provisions of Act severable; and declaring an emergency.

SB 757—By Romang—An Act relating to conservation of oil and gas; amending

52 O. S. 1961, § 87.1(a) as amended by Section 1, Chapter 121, O. S. L. 1963 (52 O. S. Supp. 1967, § 87.1(a)) and 52 O. S. 1961, § 97; prescribing methods of notice to owners of minerals in procedure by which Corporation Commission may establish spacing and drilling units in common sources of supply; and declaring an emergency.

SB 758—By Baggett—An Act concerning causes of action for damages for libel, slander, invasion of privacy or other torts resulting from publication, exhibition or utterance; establishing the rule of one cause of action for a single publication, exhibition or utterance; making uniform the law; and prohibiting retroactive application.

SB 759—By Terrill of the Senate and Abbott of the House—An Act relating to schools; amending Sections 4, 7, 8 and 9, Chapter 47, O. S. L. 1967 (70 O. S. Supp. 1967, § § 505.4, 505.7, 505.8 and 505.9); providing for time of completion of audits of public schools; providing for audit reports and filing thereof; authorizing State Board of Education to determine compliance; providing for examination of reports by State Board of Education; providing for audit of said Board in certain instances; and declaring an emergency.

SB 760—By Terrill—An Act relating to the Police Pension and Retirement Systems; amending 11 O. S. 1961, § 541k, as amended by Section 1, Chapter 212, O. S. L. 1965 and Section 1, Chapter 90, O. S. L. 1967 (11 O. S. Supp. 1967, § 541k); providing for service pensions; providing eligibility and amount; providing for payment to widows and children; providing for return of contribution; providing increase or decrease in pension based on changes in base salaries; providing minimum pension; providing certain credits for time employed by sheriff's office or Oklahoma Highway Patrol; making provisions of Act severable; and declaring an emergency.

SJR 64—By Terrill—A Joint Resolution

relating to schools; directing the State Board of Education to fix like requirements or certification of elementary and secondary school administrators; and declaring an emergency.

SJR 65—By Howard—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection, as and in the manner provided by law, a proposed amendment of the Constitution of the State of Oklahoma, repealing Article XVII of the Constitution and establishing in lieu thereof a new Article XVII; providing for a ballot title and ordering a special election.

SECOND READING

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

SB 746—Education.

SB 747—Revenue and Taxation.

SB 748—Judiciary.

SB 749—Committee on Committees and Rules.

SJR 63—Governmental Affairs.

HB 1113—Conservation and Economic Development.

HB 1116—Roads, Highways and Public Safety.

HB 1141—Conservation and Economic Development.

HB 1142—Conservation and Economic Development.

HB 1150—Revenue and Taxation.

HB 1211—Appropriations and Budget.

HB 1213—Education.

HB 1219—Judiciary.

HB 1220—Judiciary.

HB 1221—Judiciary.

HB 1243—Judiciary.

HB 1244—Judiciary.

HB 1267—Judiciary.

HB 1268—Judiciary.

HJR 541—Governmental Affairs.

HJR 548—Agriculture, Consumer Affairs and Wildlife.

HJR 557—Governmental Affairs.

Senators Grantham and Berrong asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

Senator Baggett moved to table the Howard motion to reconsider the vote whereby **SJR 45** failed of passage, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Dacus, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Keels, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Smalley, Stipe, Taliaferro, Terrill, Young.—27.

Nay: Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Grantham, Horn, Howard, Luton, McGraw, Romang, Selman, Short, Smith, Stansberry, Williams.—18.

Excused: Ham, Massad, Porter.—3.

Senator Ham asked to be shown present, which was the order.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 1175 by Bynum of the House and Smalley of the Senate was read and considered.

Senator Baggett moved to amend **HB 1175**, page 4, line 11, by striking after the words "Treasury in" the words "a fund" and by striking all of the language on lines 12, 13, 14, 15, 16, and the word "provided" on line 17, and inserting in lieu thereof the words "the General Revenue Fund;" and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1175**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1175**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1175 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—36.

Nay: Bradley, Breckinridge, Ferrell, Garrison, McGraw, Payne, Romang, Short, Williams.—9.

Excused: Keels, Massad, Porter.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—36.

Nay: Bradley, Breckinridge, Ferrell, Garrison, McGraw, Payne, Romang, Short, Williams.—9.

Excused: Keels, Massad, Porter.—3.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Garrison moved that the vote be reconsidered by which **HB 1175**, as amended, passed.

Senator Smalley asked unanimous consent that the Rules be suspended for the

purpose of immediately considering the Garrison motion to reconsider the vote by which **HB 1175** passed, to which objection was voiced.

Senator Smalley moved that the Rules be suspended for the purpose of immediately considering the Garrison motion, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Bradley, Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Stansberry, Williams.—10.

Excused: Keels, Massad, Porter.—3.

Senator Smalley moved to table the Garrison motion to reconsider the vote by which **HB 1175** passed, which motion was declared adopted.

Senator Smalley asked unanimous consent that Rule 20-c be suspended for the purpose of immediately returning **HB 1175** to the Honorable House, upon its being reported properly engrossed, which was the order.

GENERAL ORDER

HB 1144 by Willis, et al, of the House and Baggett, Terrill, Nichols and Smalley of the Senate was read and considered.

Senator Keels moved to amend **HB 1144**, page 2, line 7, by striking the words and figures "Two and one-half cents (2½c)" which amendment was tabled upon motion of Senator Stipe upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Dacus, Field, Gee, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Payne, Smalley, Smith, Stipe, Terrill.—26.

Nay: Atkinson, Birdsong, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Grantham, Holden, Keels, McGraw, Martin, Nichols, Romang, Selman, Short, Stansberry, Williams, Young.—19.

Excused: Massad, Porter, Taliaferro.—3.

Senator Findeiss moved to amend **HB 1144**, page 2, line 8, by striking the words and figure "five cents (5c)" and substituting therefor the words and figures "ten cents (10c)" which amendment was tabled upon motion of Senator Baggett.

Senator Stansberry moved to amend **HB 1144**, page 3, by striking all of lines 16, 17, and 18; and on page 4, by striking all of the language on lines 1 through 13, and the word and figures "July 1, 1968" on line 14, which amendment was tabled upon motion of Senator Baggett.

Senator Grantham, joined by Senator Holden, moved to amend **HB 1144**, pages 5, 6, and 7, by striking all of Section 2, and by renumbering the subsequent sections accordingly.

Senator Baggett moved to advance **HB 1144**, to engrossment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Garrett, Hargrave, Murphy.—4.

Nay: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Excused: Massad, Porter, Stipe.—3.

Senator Baggett moved to table the Grantham-Holden amendment, which motion was declared adopted, upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley,

Dacus, Field, Garrett, Gee, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill.—32.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, Grantham, Holden, Keels, McGraw, Payne, Romang, Short, Stansberry, Williams, Young.—14.

Excused: Massad, Porter.—2.

Upon motion of Senator Baggett, **HB 1144** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1144** was placed upon third reading and final passage.

President Nigh presiding.

THIRD READING

HB 1144 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Porter, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, Keels, McGraw, Martin, Payne, Romang, Short, Stansberry, Williams.—12.

Excused: Massad.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Porter, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Breckinridge, Ferrell, Findeiss,

Garrison, Keels, McGraw, Martin, Payne, Romang, Short, Stansberry, Williams.—12.

Excused: Massad.—1.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Garrison moved that the vote be reconsidered by which **HB 1144** passed.

Senator Baggett asked unanimous consent, which was granted, that the Rules be suspended for the purpose of immediately considering the Garrison motion to reconsider the vote by which **HB 1144** passed.

Senator Baggett moved to table the Garrison motion to reconsider the vote by which **HB 1144** passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—38.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Stansberry, Williams.—9.

Excused: Massad.—1.

Senator Baggett asked unanimous consent that Rule 20-c be suspended for the purpose of immediately returning **HB 1144** to the Honorable House, which was the order.

HB 1144 was properly signed and ordered returned to the Honorable House.

President Pro Tempore McSpadden presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1175 correctly engrossed.

Engrossed SAs to and engrossed **HB**

1175, as amended, were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled HB 1082.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 566.

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

President Nigh presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 346, 562, 566, 594, 611, 682; and HBs 1067, 1071, 1073, 1078, 1093, 1128, 1129, 1130, 1132, 1133, 1134 and 1135 each correctly engrossed.

SB 527 and SR 74 each correctly enrolled.

Engrossed SBs 346, 562, 566, 594, 611 and 682 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1067, 1071, 1073, 1078, 1093, 1128, 1129, 1130, 1132, 1133, 1134 and 1135, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SB 527 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 74 was properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Gee, the Con-

ference Committee Report on HB 1040 was declared adopted.

HB 1040, 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: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Fin-deiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Hol-den, Horn, Keels, Luton, McClendon, Mc-Graw, McSpadden, Martin, Massey, Mil-ler, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansber-ry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Howard, Massad, Porter.—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: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Fin-deiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Hol-den, Horn, Keels, Luton, McClendon, Mc-Graw, McSpadden, Martin, Massey, Mil-ler, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansber-ry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Howard, Massad, Porter.—3.

The emergency was declared passed.

HB 1040, together with Conference Com-mittee Report thereon, was ordered re-turned to Honorable House.

MOTIONS TO WITHDRAW BILL

Senator Short moved, pursuant to sub-section (g) of Rule 8 of the Senate Rules, that SB 584 be withdrawn from the Rev-enue and Taxation Committee, be printed and placed upon the Calendar, which mo-

tion was tabled upon motion of Senator Payne, upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Smith, Stipe, Taliaferro, Terrill, Young.—30.

Nay: Baggett, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, McGraw, Selman, Short, Smalley, Stansberry, Williams.—16.

Excused: Martin, Massad.—2.

Senator Baggett moved, pursuant to subsection (g) of Rule 8 of the Senate Rules, that **SB 501** be withdrawn from the Revenue and Taxation Committee, be printed and placed upon the Calendar, which motion was tabled upon motion of Senator Stipe, upon a roll call as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Grantham, Graves, Ham, Hamilton, Holden, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Stipe, Taliaferro, Terrill, Williams, Young.—26.

Nay: Atkinson, Baggett, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, McGraw, Selman, Short, Smalley, Stansberry.—17.

Excused: Horn, Martin, Massad, Porter, Smith.—5.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 512, 522, 541, 550**, coauthored by Allard, and **618**, each as amended.

HAs to SB 512 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking the enacting clause.

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 22, by striking the figures "116,400.00" and inserting in lieu thereof the figures "130,649.00".

AMENDMENT NO. 3. Amend Page 1, SECTION 1, Line 24, by striking the figures "148,500.00" and inserting in lieu thereof the figures "162,749.00".

AMENDMENT NO. 4. Amend Page 1, SECTION 2, Line 36, by changing figure "4" to read "6".

AMENDMENT NO. 5. Amend Page 2, SECTION 2, Line 7, by changing figure "3" to read "5".

AMENDMENT NO. 6. Amend Page 2, SECTION 2, Line 9, by changing figure "24" to read "28".

HA to SB 522 read as follows:

AMENDMENT NO. 1. Amend TITLE, Page 1, Line 7 through 9½, to read as follows: "AN ACT RELATING TO THE OKLAHOMA ADJUTANT GENERAL; AND DECLARING AN EMERGENCY."

HAs to SB 541 read as follows:

Amendment No. 1. Amend TITLE, Page 1, Line 6, to read as follows: "AN ACT RELATING TO THE OFFICE OF THE STATE INDUSTRIAL COURT; AND DECLARING AN EMERGENCY".

AMENDMENT NO. 2. Amend Page 2, SECTION 3, by striking lines 5 through 14, and inserting in lieu thereof the following:

"Clerk I	4	3,300	4,200
Clerk II	1	4,200	5,280
Clerk III	1	4,200	5,280
Typist Clerk I	1	3,480	4,440
Typist Clerk II	3	3,960	4,980
Typist Clerk III	2	4,200	5,280
Legal Stenographer	1	4,200	5,280".

HAs to SB 550 read as follows:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO THE OFFICE OF THE OKLAHOMA HISTORICAL SOCIETY; AND DECLARING AN EMERGENCY".

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 24, by striking the fig-

ures "84,000.00" and inserting in lieu thereof the figures "87,226.00".

AMENDMENT NO. 3. Amend Page 1, SECTION 1, Line 27, by striking the figures "27,500.00" and inserting in lieu thereof the figures "30,000.00".

AMENDMENT NO. 4. Amend Page 1, SECTION 1, Line 29, by striking the figures "29,500.00" and inserting in lieu thereof the figures "40,275.00".

AMENDMENT NO. 5. Amend Page 1, SECTION 1, Line 30, by striking the figures "8,000.00" and inserting in lieu thereof the figures "8,500.00".

AMENDMENT NO. 6. Amend Page 1, SECTION 1, Line 35, by striking the figures "10,000.00" and inserting in lieu thereof the figures "12,000.00".

AMENDMENT NO. 7. Amend Page 1, SECTION 1, Line 36, by striking the figures "10,000.00" and inserting in lieu thereof the figures "12,000.00".

AMENDMENT NO. 8. Amend Page 1, SECTION 1, after Line 36, by inserting the following items:

"Erinsprings Mansion	10,000.00
Cosner House	5,000.00
Jim Thorpe Home	10,000.00

AMENDMENT NO. 9. Amend Page 2, SECTION 1, Line 4, by striking the figures "7,000.00" and inserting in lieu thereof the figures "10,000.00".

AMENDMENT NO. 10. Amend Page 2, SECTION 1, Line 5, by striking the figures "10,000.00" and inserting in lieu thereof the figures "12,000.00".

AMENDMENT NO. 11. Amend Page 2, SECTION 1, Line 6, by striking the figures "197,332.33" and inserting in lieu thereof the figures "248,333.33".

HA to SB 618 read as follows:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO THE OFFICE OF THE ADJUTANT; AND DECLARING AN EMERGENCY".

Upon motion of Senator Boecher, the Senate refused to concur in HAs to SBs

512, 522, 541, 550, and 618, and requested conferences thereon, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

Senator Boecher moved that the Senate stand recessed until 1:15 p.m., which motion was declared adopted.

The Senate reassembled at 1:15 p.m., with Senator Smalley presiding.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1175, as amended.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of CCR and passage of Measure as amended: Engrossed HB 1041.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1041 was read and adopted upon motion of Senator Terrill:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1041, and Engrossed Senate Amendments thereto, by Bengtson entitled:

AN ACT RELATING TO SCHOOLS; AMENDING SECTION 1, CHAPTER 522, O.S.L. 1965; *** 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 with the following recommendation: That the following CCS do pass:

CCS for HB 1041—By Willis, et al of the House and Terrill, Berry, Payne, Massey and Howard of the Senate—An Act relating to schools; declaring legislative intent; amending Section 8 of Chapter 397,

O.S.L. 1965 (70 O.S. Supp. 1967, § 18-8A); to increase incentive aid and provide conditions thereto; conditioning reduction of incentive aid on legislative notice; allowing preparation of school budgets to include increased aid; providing for minimum teachers' salaries and for minimum increases in teacher salaries; repealing conflicting laws; and providing severability.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. This Act shall be known as and may be cited as "The Public School Improvement Act of 1968."

SECTION 2. It is the intention of the Legislature to provide for the improvement of the public schools of Oklahoma;

(a) by increasing the amount of state financial aid to local school districts;

(b) by encouraging local school districts to make a maximum effort to increase their local financial support of their own public schools in each such school district;

(c) by encouraging local school districts to initiate and maintain free public kindergartens through financial assistance without compelling such kindergartens;

(d) by basing state financial aid upon the child and not upon the classroom unit, the teacher or any other factor;

(e) by strengthening the partnership between the state and the local school districts in the fulfillment of their joint obligation to provide education for Oklahoma's children; and,

(f) by preserving the autonomy of each local school district and the citizens thereof to decide the kind and quality of education to be provided for the children of that district.

It is the further intention of the Legislature to increase and improve the educational opportunities of the children of Oklahoma through increased financial support of the public schools in order to al-

low local school districts more ample funds;

(a) to increase the compensation of teachers,

(b) to reduce the nonteaching duties of teachers,

(c) to reduce class sizes,

(d) to improve, enlarge and enrich curriculum, and

(e) to provide special education for children with learning disabilities,

while preserving to each local school district and the citizens thereof a maximum autonomy in determining which needs are most important and the priorities of such needs as to available funds. This Act should be administered, interpreted and construed liberally to effectuate these purposes.

SECTION 3. Section 8 of Chapter 397, O.S.L. 1965 (70 O.S. Supp. 1967, § 18-8A), is amended to read as follows:

§ 18-8A. As an incentive to the local school districts to provide local support for enriched educational opportunities for children over and above the Foundation Level of Support, there shall be apportioned to each school district in this State sums of money to be known as Incentive Aid, which are in addition to the Foundation Program Aid, determined as follows:

(a) To all school districts an amount of money equal to **Twenty-five Dollars (\$25.00)** **FIFTY-SEVEN DOLLARS (\$57.00)** multiplied by the legal average daily attendance of the previous year of such district, provided the school district levies a levy of five (5) mills as provided under Section 9 (d), Article X of the Oklahoma Constitution. **Provided, school districts which levy less than five (5) mills of the authorized levy shall receive Five Dollars (\$5.00) per child for each full mill levied.**

(b) In the event legislative appropriations are insufficient to finance the Incentive Aid to all districts of the State, the State Board of Education is hereby

authorized to reduce this flat grant of Incentive Aid per child to an amount which can be paid and keep within the funds appropriated. Likewise, it may be raised if sufficient funds are available; PROVIDED, HOWEVER, THAT NO REDUCTION SHALL BE MADE UNTIL AFTER FEBRUARY 1 OF THE FISCAL YEAR FOR WHICH THE APPROPRIATION SHALL HAVE BEEN MADE; AND PROVIDED FURTHER THAT BEFORE ANY SUCH REDUCTION SHALL HAVE BEEN MADE THE STATE BOARD OF EDUCATION SHALL GIVE NOTICE TO THE HOUSE OF REPRESENTATIVES, THE STATE SENATE AND THE GOVERNOR AND SHALL ALLOW THE LAPSE OF FIFTEEN (15) LEGISLATIVE DAYS SUBSEQUENT TO THE GIVING OF SUCH NOTICE PRIOR TO MAKING ANY SUCH REDUCTION.

SECTION 4. For the school year 1968-1969 no teacher shall receive less than Five Hundred Dollars (\$500.00) increase over the amount provided for such teacher in that district during the school year 1967-1968; provided, that for the school year 1969-1970 and thereafter no teacher shall receive less than a One Thousand Dollar (\$1,000.00) increase over the amount provided for such teacher in that district during the school year 1967-1968; provided, further, that no teacher shall be paid less than Five Thousand Dollars (\$5,000.00) for the school year 1968-1969, and thereafter.

SECTION 5. In the preparation of their budgets and estimates of income for the school years 1968-1969 the school districts of this State may include the increased amounts of Foundation Program Aid and Incentive Aid provided by this Act.

SECTION 6. All laws and parts of laws in conflict herewith are hereby repealed.

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 im-

pair any of the remaining parts or provisions of this Act.

For the House: Privett, Abbott and Willis.

For the Senate: McSpadden, Terrill and McClendon.

HB 1041, 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: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—36.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Stansberry, Williams.—9.

Excused: Grantham, Martin, Massad.—3.

The Bill as amended in Conference, was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Garrison moved that the vote be reconsidered by which **HB 1041**, as amended in Conference passed.

Senator Terrill asked unanimous consent, which was granted, for immediate consideration of the Garrison motion to reconsider the vote by which **HB 1041**, as amended in Conference, passed.

Senator Terrill moved to table the Garrison motion to reconsider the vote by which **HB 1041**, as amended in Conference passed, which motion was declared adopted.

HB 1041, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1144**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

Senator Baggett presiding.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 527**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1041 and 1175**.

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 568 correctly engrossed.

Engrossed **SB 568** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, February 26, 1968.

Thirty-second Legislative Day

Monday, February 26, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Boecher, Garrett, Ham, Howard.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend James R. Struthers, Pastor of the First Presbyterian Church, Stillwater, Oklahoma.

The Journal for the last legislative day was declared approved.

EDITORIAL

Senator Baldwin asked unanimous consent, which was granted, that the following editorial by Riley W. Wilson, World Oil Editor, appearing in the Tulsa Daily World on February 25, 1968, be read and incorporated in the Journal:

Oklahoma Allowable Moot; Production Not There, Firms Say

OIL SLUMP TO AFFECT STATE ECONOMY; STUDY NEED SEEN

Oklahoma's position as a static or de-

clining oil producer will be reflected in the state's economy this year and a broad-based study of the problem could save future difficulties, several industry officials agreed last week.

The petroleum industry generally recognized that Oklahoma has passed its peak in crude production, but there is evidence that others—particularly in dealing with state tax expenditures—do not fully appreciate the situation, the oil men said.

There will be no sudden changes in crude oil production—and in the tax collections on oil production—but they will be felt more as each year passes, the officials said.

Replacing the loss in gross production tax ultimately will become a major problem and difficulties could be averted by recognizing the situation early, one executive said.

To reach a solution through "planning instead of panic," it is vital for government to have facts and objective views before the problem becomes serious, he said.

Principal suggestion from the oil men was for a high-level study by a broad-based committee of state leaders to (1) determine the extent of the economic problem to be created by declining oil production and (2) recommended policies to alleviate the effects.

Such a committee should include economists, financial experts, educators, government officials, legislators and other business leaders in addition to oil men, they said.

A proposal for such a study will be

made to Gov. Dewey Bartlett, one executive said.

The gross production tax on crude oil is one of the biggest sources of nonear-marked income which the state receives, the oil men pointed out. For fiscal 1966-67, total collections were \$34,148,177, an increase of \$3.7 million over the previous year.

For the last decade, the increase has averaged about \$1 million a year and the gain undoubtedly has been counted on by people in and out of government, they said. However, such increases are a thing of the past and declines will set in, they said.

For the petroleum industry as a whole, increasing natural gas activity will help offset the losses in crude oil but the same will not hold true for the general revenue fund of the state.

This is because 78 per cent of the gross production tax on natural gas is earmarked for the teachers' retirement fund. The tax collection from natural gas increased from \$5.3 million in 1960-61 to \$10.8 million in 1966-67, but the general revenue fund received none of it. Disbursements to the retirement fund rose from \$4 million in 1960-61 to \$8.2 million in 1966-67 and the remainder went to the counties which produced the gas.

Meanwhile, a hearing Tuesday to set the March oil production allowable will show evidence of the oil industry's realization of Oklahoma's producing status.

Although demand for state crude is strong, some purchasers will reduce nominations to be more realistic.

The state cannot produce its allowable now and there is little use of raising bids, one purchaser said. Another called the issue of allowables "moot."

The Oklahoma Corporation Commission will conduct the hearing at 10 a.m. Tuesday in the Jim Thorpe Building in Oklahoma City. The current allowable is based on 60 per cent of the depth-acreage table

and production is averaging about 620,000 barrels daily. Demand is about 640,000 barrels daily.

MESSAGE FROM THE HOUSE

Advising Conferences granted on Engrossed SBs 512, 522, 541, 550 and 618 and referring said Bills to the General Conference Committee on Appropriations when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 496, 679 and 692 each correctly engrossed.

SBs 552 and 661 each correctly enrolled.

Engrossed SBs 496, 679 and 692 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SBs 552 and 661 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Smith, who stated Permits would be issued in the Office of the President Pro Tempore:

Mr. President: The Committee on Committees and Rules to which was referred request for Lobby Permit after careful consideration, recommends that the following Petitioner be granted Lobby Permit:

Kelsay, Ed, 2501 North Virginia, Oklahoma City, Oklahoma, Oklahoma State Medical Association.

Respectfully submitted,

Smith, Chairman

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 585—Education.

SB 729—Education.

HB 592—Education—Substitute Fine for Abbott as House Author, and McClendon for Miller as Senate Author.

Bill numbers listed under "First Reading" begin consecutively with the last number in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bill and/or Resolution were introduced and read the first time:

SB 761—By Taliaferro and Murphy—An Act relating to public lands; providing for leasing of public lands by the Commissioners of the Land Office; defining terms; providing for duration and consideration; providing for appraisal; providing formula for establishment of annual rental rate; providing for applications, terms, bids and awards of leases; providing for costs of administration; authorizing Commissioners of the Land Office to promulgate rules and regulations; repealing Sections 1 and 2, Chapter 401, O. S. L. 1965 (64 O. S. Supp. 1967, § § 259 and 260); and declaring an emergency.

SJR 66—By Grantham of the Senate and Conaghan of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 15 of Article IX of the Constitution of the State of Oklahoma; repealing Section 15 of Article IX of the Oklahoma Constitution and establishing in lieu thereof a new Section 15 of Article IX of the Oklahoma Constitution; providing for the creation of a corporation commission composed of three members elected by Corporation Commission Districts designated and numbered by the Legislature; providing their terms of office, election and for filling of vacancies; providing for ballot title; and ordering a special election.

SECOND READING

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

SB 750—Health, Welfare and Veterans' Affairs.

SB 751—Governmental Affairs.

SB 752—Judiciary.

SB 753—Judiciary.

SB 754—Education.

SB 755—Roads, Highways and Public Safety.

SB 756—Governmental Affairs.

SB 757—Conservation and Economic Development.

SB 758—Committee on Committees and Rules.

SB 759—Education.

SB 760—Governmental Affairs.

SJR 64—Education.

SJR 65—Committee on Committees and Rules.

HB 949—Roads, Highways and Public Safety.

HB 978—Health, Welfare and Veterans Affairs.

HB 1003—Agriculture, Consumer Affairs and Wildlife.

HB 1101—Business, Industry and Labor Relations.

HB 1125—Education.

HB 1201—Roads, Highways and Public Safety.

HB 1214—Revenue and Taxation.

HB 1217—Judiciary.

HB 1229—Revenue and Taxation.

HB 1230—Revenue and Taxation.

HB 1269—Appropriations and Budget.

HB 1282—Judiciary.

HB 1290—Appropriations and Budget.

HB 1342—Appropriations and Budget.

GENERAL ORDER

Senator Payne asked unanimous consent

that **SBs 606 and 609** be ordered withdrawn from the Calendar and re-referred to the Committee on Business, Industry and Labor Relations, which was the order.

PENDING SENATE ACTION

HCR 563 by Tabor, et al, of the House and Baldwin, Selman and Birdsong of the Senate was called up for consideration.

HCR 563 was read at length, adopted upon motion of Senator Baldwin, properly signed, and ordered returned to the Honorable House.

GENERAL ORDER

SB 191 by Hargrave and Smith was read and considered.

Upon motion of Senator Hargrave, **SB 191** was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **SB 191** 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: Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, Boecher, Garrett, Ham, Howard, McSpadden, Porter.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham,

Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, Boecher, Garrett, Ham, Howard, McSpadden, Porter.—8.

The emergency was declared passed.

SB 191 was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

Senator Smalley presiding.

GENERAL ORDER

HB 1136 by Tabor, et al, of the House and Miller, Massad and Breckinridge of the Senate was read and considered.

Senator Massad asked unanimous consent that he be shown as the principal author of **HB 1136**, and that Senator Miller be designated as a coauthor of the Measure, which was the order.

Senator Breckinridge asked that his name be withdrawn as a coauthor of **HB 1136**, which was the order.

Upon motion of Senator Massad, **HB 1136** was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, **HB 1136** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1136 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Findeiss, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baggett, Dacus, Garrison, Keels, Luton, Nichols, Smalley.—7.

Excused: Baldwin, Boecher, Garrett, Ham, Porter.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Findeiss, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baggett, Dacus, Garrison, Keels, Luton, Nichols, Smalley.—7.

Excused: Baldwin, Boecher, Garrett, Ham, Porter.—5.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Baggett moved to reconsider the vote by which **HB 1136** passed.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 1119 by Spearman, et al, of the House and Hargrave, Gee, Nichols and Smith of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of **HB 1119**, which was the order.

Upon motion of Senator Hargrave, **HB 1119** was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **HB 1119** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1119 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Nay: Horn, Keels, Massey.—3.

Excused: Boecher, Garrett, McClendon, Porter, Taliaferro.—5.

The bill was declared passed.

HB 1119 was ordered withheld pursuant to Rule 20-c.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 555 by Berry was read and considered.

Senator Luton asked to be made a coauthor of **SB 555**, which was the order.

Senator Hamilton moved to amend **SB 555**, by adding, in each instance, at the end of line 15, on page 2; at the end of line 7, on page 4; and at the end of line 4, on page 5, the words "if the County Excise Board will so appropriate" which amendment was declared adopted.

Senator Young moved to amend **SB 555**, page 5, line 3, by inserting after the word "purposes" the words "by and with the consent and approval of the County Commissioners," which amendment was tabled upon motion of Senator Berry.

Upon motion of Senator Berry, **SB 555** was advanced to engrossment.

By unanimous consent, upon request of Senator Berry, **SB 555** was considered engrossed and placed upon third reading and final passage.

Senator Berry asked unanimous consent to defer further consideration of **SB 555**

until some future legislative day, to which Senator Garrison objected.

Senator Berry asked unanimous consent to reconsider the vote by which **SB 555** was considered engrossed and placed upon third reading and final passage, which was the order.

Senator Berry moved that the vote be reconsidered by which **SB 555** was advanced to engrossment, which motion was declared adopted.

By unanimous consent, upon request of Senator Berry, further consideration of **SB 555** was deferred for this legislative day.

CC APPOINTMENT

As provided under Rule 3-d, President

Pro Tempore McSpadden announced the appointment of Senator Smalley to replace Senator Boecher as a member of the Conference Committee on **HB 501**.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

BILLS RELEASED

As provided under Rule 20-c, **HB 1119** was properly signed and ordered returned to the Honorable House.

As provided under the Smith motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Thirty-third Legislative Day

Tuesday, February 27, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, G e e, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, Ham, Hargrave, Howard, Porter.—5.

Senator Murphy presiding.

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain, and is incorporated herein, by unanimous consent, upon request of Senator Short:

Our Heavenly Father, As we are aware of the need of a quorum to carry on the business of this Chamber, so remind us that a quorum with Thee is one to one. In this day of credibility, or the lack of it, help us that we may not have a gap with Thee. O God, make this moment more than a physical exercise of bowed heads. Help us to have this time as a time of renewal as we seek to plan for our Country and our State. This we ask in Christ's name. Amen.

The Journal for the last legislative day was declared approved.

President Nigh presiding.

MESSAGES FROM GOVERNOR

Advising approval by him, February 26, 1968, of Enrolled SBs 507, 508, 511, 514, 518, 520, 521, 526, 545 and 553 entitled:

SB 507—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Council on Law Enforcement Education and Training and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions severable; and declaring an emergency.

SB 508—By Baldwin, et al of the Senate and Willis and Miskelly of the House.

An Act relating to the Governor's Committee on Employment of the Handicapped and making an appropriation thereto; stating the purpose; providing lapse date; repealing all acts in conflict herewith; and declaring an emergency.

SB 511—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the State Mining Board and making an appropriation thereto; providing for lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 514—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Office of the Pardon and Parole Board and making an appropriation thereto; providing compensation, travel and operating expenses for board chairman and board members; pro-

viding lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 518—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Board of Equalization and making appropriations thereto; providing that the Assistant Secretary of the Board of Equalization shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 520—By Baldwin, Miller and Smalley of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the Governor and making appropriations thereto; providing that the Governor shall fix the duties and compensations of employees; authorizing reimbursement of travel; providing the transfer of items of appropriation; providing lapse date; making provisions of this act severable; repealing all laws in conflict herewith; and declaring an emergency.

SB 521—By Baldwin, Miller and Grantham of the Senate and Willis and Miskelly of the House.

An Act relating to the Office of Civil Defense and making appropriations thereto; stating the purpose; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 526—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the Liquefied Petroleum Gas Board and making appropriation thereto; 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; providing for lapse date; repealing

all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 545—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Oklahoma Arts and Humanities Council and making an appropriation thereto; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 553—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Court of Tax Review and making an appropriation thereto; providing lapse date; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 992—By Connor, Hunter and Green of the House and Garrison and Williams of the Senate—An Act relating to State Officers and employees; amending 74 O. S. 1961, § 500.5, as amended by Section 1, Chapter 266, O. S. L. 1965 (74 O. S. Supp. 1967, § 500.5), and 74 O. S. 1961, §§ 500.9 and 500.11; providing for reimbursement for use of personally owned automobiles for official State business; prescribing maximum rate of reimbursement; providing method of computing per diem and prescribing minimum period of time in travel status as basis for such computation; authorizing payment of actual subsistence expenses in lieu of per diem reimbursement, providing maximum amount per day; and declaring an emergency.

HB 993—By Connor, Hunter, Green and Howard of the House and Garrison and Williams of the Senate—An Act relating to the Oklahoma Public Employees Retirement System; amending Section 14, Chapter 50, O. S. L. 1963 (74 O. S. Supp. 1967, § 914); providing for mandatory re-

tirement of persons exceeding certain ages; and declaring an emergency.

HB 995—By Connor, Hunter and Green of the House and Garrison and Williams of the Senate—An Act relating to schools; creating the State Board for Vocational Education; providing for membership, term of office, and meetings; providing for compensation and reimbursement of necessary expenses; prescribing powers and duties of State Board for Vocational Education, and designating board as sole State Agency in relations with Federal Agencies in matters relating to Vocational and Technical Education and Training; providing for purchase and ownership of equipment, materials, supplies and other property; providing for coordination between the Oklahoma State Regents for Higher Education and the State Board for Vocational Education; authorizing State Board for Vocational Education to enter into contracts and agreements with Boards of Trustees of Community Junior Colleges, Boards of Education of Public School Districts, and Boards of Area School Districts for Vocational and/or Technical Schools; repealing 70 O. S. 1961, § 2A-4.17, as amended by Section 1, Chapter 300, O. S. L. 1967 (70 O. S. Supp. 1967, § 2A-4.17); directing codification; fixing effective date of Act; and declaring an emergency.

HB 1027—By Cox, Miskelly, Allard, Cole and Trent—An Act relating to the Legislative Council; and declaring an emergency.

HB 1108—By Mountford—An Act relating to children; providing for appointment of counsel; compensation of same; directing codification; and declaring an emergency.

HB 1145—By Sanguin, Nigh, Bean, Hutchens (David), Hutchins (Walter) and Williamson of the House and Stipe of the Senate—An Act relating to penal institutions; creating a Welfare and Recreational Fund in the Oklahoma State Penitentiary and the Oklahoma State Reformatory; providing for a Board of Directors

in each institution to administer such fund and to supervise the operation of prison canteens; imposing certain duties on such board; authorizing the employment of necessary personnel to operate and manage prison canteens; requiring funds of such activities to be deposited in the State Treasury and disbursed according to the rules and regulations of the Board involved; and declaring an emergency.

HB 1172—By Raibourn, Fowler, Patterson (Frank), and Williamson of the House and Taliaferro of the Senate—An Act relating to liens; creating lien against judgment in personal injury action in favor of hospital rendering services to injured party; providing for exceptions; making lien effective only upon filing of notice; providing for enforcement of liens; providing for filing and indexing of lien claims; prescribing filing fee; and declaring an emergency.

HB 1192—By Greenhaw of the House and Payne of the Senate—An Act relating to insurance; amending 36 O. S. 1961, § 348; creating the "State Board for Property and Casualty Rates Fund"; stating purpose; providing that unexpended balance at end of fiscal year in excess of certain sum be transferred to General Revenue Fund; and declaring an emergency.

HB 1196—By Sandlin, Sokolosky, Miskelly, Wolfe (Stephen), Thompson, Boren, Fair, Hutchens (David) and Sparkman of the House and Massad of the Senate—An Act relating to the Department of Public Welfare; providing for assistance in enforcement of child support laws and court orders involving children for whom payments are made in program for Aid to Families with dependent children; authorizing investigations and reports to District Attorneys and other assistants to District Attorneys; authorizing participation of Department of Public Welfare in divorce actions and other civil cases to enforce court orders for child support payments; providing that court ordering payments

for support or maintenance of child in civil case may direct payments to be made to Department of Public Welfare if assistance is being paid for child in program for aid to families with dependent children; providing for legal division or unit in Department of Public Welfare and authorizing employment of attorneys; and declaring an emergency.

HB 1208—By McCune, Bamberger, Peterson and Cate—An Act relating to the organization of the Supreme Court of Oklahoma; providing for an administrative director, and fixing compensation; authorizing said director to appoint a Secretary and fixing compensation; providing for reimbursement of travel and lodging expenses of judicial nominating commissioners; providing for reimbursement of expenses of members of the Court on the judiciary and prosecutors; providing for secretaries to presiding judges of Judicial Administrative Districts; repealing 20 O. S. 1961, § § 7, 8 and 77; providing for severability; providing an effective date; and declaring an emergency.

HB 1215—By Camp—An Act relating to tort liability of cities; amending Sections 3, 5 (e) and 6 (a). Chapter 443, O. S. L. 1965 (11 O. S. Supp. 1967, § § 1753, 1755 (e) and 1756 (a)); providing for subjecting a municipality to liability for torts of officers, employees and agents in the scope of employment arising out of municipality's governmental functions within limits and conditions prescribed; providing claims against municipality arising out of torts of officers, employees and agents thereof engaged in performance of municipality's governmental functions may, within specified limits, be proper subject of settlements; providing torts of officers, employees and agents of municipality arising in its performance of proprietary functions be not construed to be within the purview of this act; and declaring an emergency.

HB 1233—By Bamberger, McCune and Peterson—An Act relating to courts;

amending 28 O. S. 1961, § 101; providing clerks of district courts shall charge and collect a specified fee in prosecutions for violating traffic laws, and other misdemeanors, plus witness fees and sheriff's mileage; providing that reporter's fee and jury fee of five dollars each be charged and collected only when a reporter or jury is used; providing for enforcement of fines and costs on part of the penalty for conviction; repealing 28 O. S. 1961, § 38, as amended by Section 7, Chapter 122, O. S. L. 1967 (28 O. S. Supp. 1967, § 38); 28 O. S. 1961, § § 51, 52 and 53, and 20 O. S. 1961, § § 331, 721 and 722; providing for severability; and providing an effective date.

HB 1234—By Spearman, McCune and Hill—An Act relating to posting of bond for violations of game and fish laws, water safety laws and water pollution laws; providing for county sheriffs to receive and deposit cash bonds for appropriate courts during certain hours and certain times and issuing receipts; providing for bond schedule; and establishing effective date.

HB 1248—By Bernard—An Act relating to insurance; amending paragraph A of 36 O. S. 1961, § 321, as amended by Section 6, Chapter 60, O. S. L. 1965, and by Section 1, Chapter 389, O. S. L. 1967; prescribing fees and charges; and declaring an emergency.

HB 1286—By Camp, McCune, Smith (Vondel), Thompson, Boren, Cate, Patterson (Ruth), Peterson and Goodfellow—An Act relating to civil and criminal procedure; providing protection for private citizens aiding police officers or other officers of the law while in the performance of their duties; and declaring an emergency.

HB 1309—By Cate of the House and Smalley of the Senate—An Act relating to public health and safety; amending Sections 1, 2, 3 and 4, Chapter 73, O. S. L. 1963 (63 O. S. Supp. 1967, § § 47.1 through 47.4, inclusive); creating the Medical Research Commission; providing for membership; providing for powers and duties;

authorizing Commission to accept grants and gifts and enter into contracts and agreements and accept remuneration for performance thereunder; and declaring an emergency.

HB 1310—By Levergood—An Act relating to probate procedure; amending 58 O. S. 1961, § 385; providing authority to guardian to borrow money by mortgaging estate of minor, incompetent or mentally ill person; providing procedure, condition and limitation; and declaring an emergency.

HB 1311—By Bengtson—An Act relating to schools; amending Section 3, Chapter 47, O. S. L. 1967 (70 O. S. Supp. 1967, § 505.3); requiring audits of financial affairs and activities of public schools; and declaring an emergency.

HB 1322—By Connor of the House and Garrison of the Senate—An Act relating to motor vehicles; amending 47 O. S. 1961, §§ 171 and 172; providing for transfer of proceeds accruing in the "Motor Vehicle Act Enforcement Fund" to the Department of Public Safety; transferring authority to enforce the permit regulations for motor carriers from the enforcement officers of the Corporation Commission to the size and weights division of the Department of Public Safety; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 552 and 661.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HB 1040.

The above numbered Enrolled Bill, was after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1067, 1071, 1073, 1078, 1093, 1128, 1129, 1130, 1132, 1133, 1134, and 1135, requesting Conferences and referring said Bills to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Smith, the request of the Honorable House for a conference on HBs 1067, 1071, 1073, 1078, 1093, 1128, 1129, 1130, 1132, 1133, 1134 and 1135 was ordered granted, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 191 correctly engrossed.

Engrossed **SB 191** was properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORT

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

DO PASS:

SB 445—Committee on Committees and Rules.

SB 713—Business, Industry and Labor Relations.

SB 719—Committee on Committees and Rules.

SB 742—Committee on Committees and Rules.

HB 1002—Committee on Committees and Rules.

HJR 548—Agriculture, Consumer Affairs and Wildlife.

DO PASS, as amended:

SB 474—Education—Substitute McClen-don for Hamilton as Author.

SB 481—Appropriations and Budget.

SB 583—Appropriations and Budget.

SB 613—Business, Industry and Labor Relations.

SB 620—Agriculture, Consumer Affairs and Wildlife.

SB 637—Roads, Highways and Public Safety—Coauthored by Nichols, Atkinson and Horn.

SB 709—Business, Industry and Labor Relations.

HB 1079—Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 546**, as amended.

HAS to **SB 546** read as follows:

AMENDMENT NO. 1. Amend the TITLE, Page 1, to read as follows: "AN ACT RELATING TO THE OFFICE OF THE ATTORNEY GENERAL; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 2, SECTION 2, Line 11, by deleting the figures "\$5,000 and \$7,200" and insert in lieu thereof the figures "\$6,240 and \$8,220".

AMENDMENT NO. 3. Amend Page 2, SECTION 2, Line 12, by deleting the figures "\$4,000 and \$6,000" and insert in lieu thereof the figures "\$4,980 and \$6,600".

AMENDMENT NO. 4. Amend Page 2, SECTION 2, Line 13, by deleting the figures "3,300 and 4,500" and insert in lieu thereof the figures "3,960 and 5,280".

Upon motion of Senator Baldwin, the Senate refused to concur in **HAS** to **SB 546**, and requested a conference thereon, said Bill to be referred to the General Conference Committee on Appropriations when appointed.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 762—By Terrill and Taliaferro of the

Senate and Ferrell of the House—An Act relating to schools; providing for allocation of funds by Oklahoma State Regents for Higher Education to institutions of higher learning for use in purchase of land needed for expansion and for other purposes; providing for creation of special fund in State Treasury for said purposes; and declaring an emergency.

SECOND READING

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

SB 761—Agriculture, Consumer Affairs and Wildlife.

SJR 66—Governmental Affairs.

GENERAL ORDER

SB 480 by Hamilton was read and considered.

Senator Berrong moved to amend **SB 480**, page 2, line 8, by striking the words and figures "One Dollar (\$1.00)" and substituting therefor "Five Dollars (\$5.00)", which amendment was declared adopted.

Senator Berrong moved to amend **SB 480**, page 5, line 17 and 18 by striking the language "shall be given five (5) days written notice by the Department" and substituting in lieu thereof "shall be present for the inspection after being notified by the Department", which amendment was declared adopted.

Upon motion of Senator Hamilton, **SB 480**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 480**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 480 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-

rong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, G e e , Grantham, Graves, Hamilton, Holden, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Boecher, Ham, Hargrave, Horn, Howard, Keels, Porter, Taliaferro.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, G e e , Grantham, Graves, Hamilton, Holden, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Boecher, Ham, Hargrave, Horn, Howard, Keels, Porter, Taliaferro.—8.

The emergency was declared passed.

SB 480, as amended, was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

HB 1293 by Allard of the House and Young of the Senate was read and considered.

Upon motion of Senator Young, **HB 1293** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1293** was placed upon third reading and final passage.

THIRD READING

HB 1293 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Boecher, Ham, Hargrave, Porter.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Boecher, Ham, Hargrave, Porter.—4.

The emergency was declared passed.

HB 1293, as amended, was referred for engrossment.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 704 by Martin was read and considered.

Senators Murphy, Miller, Baggett, Keels, Short, Birdsong, Berry and Garrett asked to be made coauthors of **SB 704**, which was the order.

Senator Martin moved to amend **SB 704** as follows: Amend Title by adding after the word "codification" and before the word "and" the words "providing Federal Statutes shall control in case of a con-

flict;”, which amendment was declared adopted.

Senator Luton presiding.

Upon motion of Senator Martin, **SB 704**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 704**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 704 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—38.

Nay: Hamilton, Payne, Stipe.—3.

Excused: Boecher, Ham, Hargrave, McGraw, Porter, Stansberry, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—38.

Nay: Hamilton, Payne, Stipe.—3.

Excused: Boecher, Ham, Hargrave, McGraw, Porter, Stansberry, Taliaferro.—7.

The emergency was declared passed.

SB 704, as amended, was referred for engrossment.

GENERAL ORDER

SB 259 by Field of the Senate and Skeith of the House was read and considered.

Senator Smith moved to amend **SB 259**, page 1, line 2, by striking after the word “town” the remainder of line 2, all of lines 3 and 4, and the words “cennial Census” on page 2, line 1, which amendment was declared adopted.

Senator Hargrave asked to be shown present, which was the order.

Senator Baggett moved to amend **SB 259**, page 2, line 15½, by inserting a new section to read as follows: “Section 3. Any person who signs and files with the governing body of the municipality an affidavit to the effect that he recognizes a day other than Sunday as his day of worship shall be exempt from the provisions of this Act” and by renumbering the succeeding sections accordingly, and amending the title to conform.

Senators Gee, Birdsong, Keels, Short, Ferrell and Findeiss asked to be made coauthors of the Baggett amendment, which was the order.

Senator Field moved to table the Baggett - Gee - Birdsong - Keels - Short-Ferrell - Findeiss amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Field, Garrison, Hamilton, Holden, McClendon, McGraw, Miller, Romang, Smith, Stipe, Taliaferro, Terrill, Williams.—14.

Nay: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Gee, Grantham, Graves, Hargrave, Horn, Howard, Keels, Luton, McSpadden, Martin, Massey, Nichols, Payne, Selman, Short, Smalley, Stansberry, Young.—28.

Excused: Berry, Boecher, Ham, Massad, Murphy, Porter.—6.

The vote occurring upon the Baggett-Gee - Birdsong - Keels - Short - Ferrell-Findeiss amendment, it was declared adopted.

Senator Berrong moved to amend the Baggett amendment by substituting the word "may" for the word "shall".

Senator Baggett moved to table the Berrong amendment, which motion was declared failed of adoption.

The vote occurring upon the Berrong amendment, it was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Field, Garrison, Grantham, Hamilton, Horn, Luton, McClendon, McGraw, Miller, Murphy, Nichols, Romang, Smith, Taliaferro, Terrill, Williams.—19.

Nay: Baggett, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Gee, Graves, Hargrave, Holden, Howard, Keels, McSpadden, Martin, Massad, Massey, Payne, Selman, Short, Smalley, Stansberry, Stipe, Young.—26.

Excused: Boecher, Ham, Porter.—3.

Senator Breckinridge, joined by Senator Howard moved to amend SB 259, page 2, line 8, by inserting after the word "recordings" and before the word "and" the words "sporting equipment, natural or artificial bait, cosmetics, beer, pretzels, playing cards, admission tickets to entertainment or sporting events, foods or beverages prepared for sale, gasoline" which amendment was tabled upon motion of Senator Terrill.

Senator Ferrell moved to amend SB 259, page 2, line 3, by deleting the word "any" and substituting therefor the word "all" which amendment was declared adopted.

Senator Terrill presiding.

Senator Short moved to amend SB 259, page 2, line 3, after the word "retail" and before the word "all" by striking the word "of" and substituting therefor the words "including but not limited to".

Senator Field moved that SB 259 be ordered stricken from the Calendar, which motion was declared adopted.

GENERAL ORDER

SB 453 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senator Short asked to be made a co-author of SB 453, which was the order.

Senator Selman moved to amend SB 453, page 3, line 6, by inserting after the word "Act" and before the word "Nothing" the words "if a certificate showing insurance carried is furnished to the Bureau of Boiler Inspection" which amendment was declared adopted.

Senator Short moved to amend SB 453, page 4, line 15, by inserting after the word "of" and before the word "high" the words "a new installation of or a replacement of" which amendment was declared adopted.

Upon motion of Senator Short, SB 453, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Short, SB 453, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 453 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Gee, Grantham, Holden, Howard, Keels, Luton, McGraw, Murphy, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Williams, Young.—25.

Nay: Atkinson, Berry, Birdsong, Dacus, Field, Findeiss, Graves, Hamilton, Hargrave, Horn, McClendon, Martin, Massad, Massey, Payne, Taliaferro, Terrill.—17.

Excused: Boecher, Ham, McSpadden, Miller, Porter, Smalley.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Holden, Howard, Keels, Luton, McGraw, Massey, Murphy, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Williams, Young.—28.

Nay: Atkinson, Birdsong, Dacus, Field, Graves, Hamilton, Hargrave, Horn, McClendon, Martin, Massad, Payne, Taliaferro, Terrill.—14.

Excused: Boecher, Ham, McSpadden, Miller, Porter, Smalley.—6.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Garrison moved that the vote be reconsidered by which the Emergency Section of SB 453 failed of passage.

GENERAL ORDER

SB 536 by Gee was read and considered.

Senator Berrong moved to amend SB 536, page 1, line 3, by striking the word "liable" and substituting therefor the word "libel" which amendment was declared adopted.

Upon motion of Senator Gee, SB 536, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, SB 536, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 536 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Da-

cus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Nay: Horn, McClendon.—2.

Excused: Baldwin, Boecher, Findeiss, Ham, Porter, Smalley, Taliaferro.—7.

The bill was declared passed.

SB 536 as amended, was referred for engrossment.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 537 by Gee was read and considered.

Upon motion of Senator Gee, SB 537 was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, SB 537 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 537 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Horn.—1.

Excused: Baldwin, Boecher, Findeiss, Ham, McClendon, Nichols, Porter, Smalley.—8.

The bill was declared passed.

SB 537 was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SB 494 by Massad and Young of the Senate and Sandlin, et al, of the House was read and considered.

Senator Birdsong asked to be made co-author of SB 494, which was the order.

Senator Romang moved to amend SB 494, page 2, lines 11, 12, and 13, by striking the words "or who serves for a period of twenty (20) years or longer and upon reaching or passing the age of sixty (60) years," which amendment was tabled upon motion of Senator Massad upon a roll call as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Selman, Short, Smith, Stansberry, Stipe, Terrill, Young.—27.

Nay: Baldwin, Berrong, Bradley, Dacus, Ferrell, Field, Findeiss, Ham, Horn, Keels, McClendon, Martin, Massey, Payne, Romang, Williams.—16.

Excused: Boecher, Hargrave, Porter, Smalley, Taliaferro.—5.

Senator Berrong moved to amend SB 494, page 5, lines 15 and 16 by striking the word "increased" and substituting therefor the word "changed" which amendment was declared adopted.

Senator Williams moved to amend SB 494, page 6, line 4, by striking the words and figures "seventy-five (75)" and substituting therefor the word and figure "fifty (50)" which amendment was tabled upon motion of Senator Massad upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Breckinridge, Garrett, Gee, Grantham, Graves, Ham, Holden, Howard, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Payne, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—27.

Nay: Baldwin, Berrong, Berry, Brad-

ley, Dacus, Ferrell, Field, Findeiss, Garrison, Hamilton, Horn, Keels, McClendon, Martin, Massey, Romang, Williams.—17.

Excused: Boecher, Hargrave, Porter, Smalley.—4.

Senator Berrong moved to amend SB 494, page 6, line 4, by inserting after the word "salary" and before the word "payable" the words "but not to exceed 10,000".

Senator Massad moved to table the Berrong amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Short, Smith, Stipe, Terrill, Young.—22.

Nay: Baldwin, Berrong, Berry, Bradley, Dacus, Ferrell, Field, Findeiss, Ham, Hamilton, Horn, Keels, McClendon, Martin, Massey, Nichols, Payne, Romang, Selman, Stansberry, Taliaferro, Williams.—22.

Excused: Boecher, Hargrave, Porter, Smalley.—4.

The vote occurring upon the Berrong amendment, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Berry, Bradley, Dacus, Ferrell, Field, Findeiss, Ham, Horn, McClendon, Martin, Massey, Nichols, Payne, Romang, Williams.—17.

Nay: Atkinson, Baggett, Birdsong, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Selman, Short, Smith, Stansberry, Stipe, Terrill, Young.—26.

Excused: Boecher, Hargrave, Porter, Smalley, Taliaferro.—5.

Upon motion of Senator Massad, SB 494 was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, SB 494 was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SB 494 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Young.—28.

Nay: Baldwin, Berry, Bradley, Dacus, Ferrell, Field, Findeiss, Horn, Keels, McClendon, Martin, Massey, Payne, Romang, Williams.—15.

Excused: Boecher, Hargrave, Porter, Smalley, Stansberry.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Young.—32.

Nay: Baldwin, Dacus, Ferrell, Field,

Horn, Keels, McClendon, Massey, Payne, Romang, Williams.—11.

Excused: Boecher, Hargrave, Porter, Smalley, Stansberry.—5.

The emergency was declared passed.

SB 494, as amended, was referred for engrossment.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1119**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 563**.

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

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 546**, and referring said Bill to the General Conference Committee on Appropriations when appointed.

As provided under the Smith motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Thirty-fourth Legislative Day

Wednesday, February 28, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—41.

Excused: Atkinson, Boecher, Ham, Howard, Payne, Stansberry, Terrill.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain and is incorporated herein by unanimous consent upon request of Senator Murphy:

Our Lord, Jesus Christ, we are aware of the many things that have been created by Thee, the ability to use words and to communicate. In this Chamber men are masters of many words and the understanding of them. We remember, for instance, that Thou art the One that said "Whatsoever a man soweth, that shall he reap." One of the words we have in mind today is the word, "Veto" and even though as human beings we veto one another, aid us in not vetoing Thee out of our lives. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM GOVERNOR

Advising approval by him, February 27, 1968 of Enrolled SB 527 entitled:

SB 527—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Office of the Chief Mine Inspector and making an appropriation thereto; providing that the Chief Mine Inspector shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 660—By Briscoe, Bean and Smith (Norman)—An Act relating to Oklahoma Military Academy; amending Section 801 of Chapter 396, O. S. L. 1965 (70 O. S. Supp. 1967, § 3801); changing name of Oklahoma Military Academy to Will Rogers College, requesting that Board of Regents for Higher Education provide that such institution shall be coeducational and provide four years of instruction for students when suitable faculty and finances are available; and declaring an emergency.

HB 1173—By Bernard and Goodfellow of the House and Luton of the Senate—An Act relating to water and water rights; providing for the "Oklahoma Water Pollution Control Act"; stating purpose; defining terms; providing for powers and duties of the Oklahoma Water Resources Board; prohibiting pollution; requiring

permits to engage in certain activities; providing for classification of waters; providing for adoption of water quality standards; providing for revocation or denial of permits; providing for notice and hearing; providing for inspections and investigations; making violations of Act a misdemeanor; providing for injunctions; providing for appeals; making provisions of Act cumulative; amending 82 O. S. 1961, § § 905, 910 and 913; making provisions of Act severable; and declaring an emergency.

HB 1195—By Bengtson—An Act relating to public lands; amending Sections 1 and 2, Chapter 90, O. S. L. 1963, as amended by Section 1, Chapter 402, O. S. L. 1965 (64 O. S. Supp. 1967, § § 51 and 52), and Section 2, Chapter 289, O. S. L. 1963 (64 O. S. Supp. 1967, § 100); providing for investment of permanent school funds and other educational funds in mortgages on farms lands; providing rules and regulations for making such mortgages; prescribing interest rates; fixing limitations; providing for appraisals; fixing interest rates on lands sold by the Commissioners of the Land Office; making provisions of Act severable; providing for effective dates of provisions not in conflict with constitution; and declaring an emergency.

HB 1210—By Mountford, Watkins and Bamberger—An Act relating to labor; amending 40 O. S. 1961, § 165.3; providing for payment of employee's wages in full upon discharge from employment; fixing time for payment of wages upon resignation of employee, or suspension as result of labor dispute; prescribing penalties for failure of employer to comply with Act; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 548**.

The above numbered Bill was referred for enrollment.

CITATIONS

Upon motion of Senator Ferrell, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to the Perry High School Wrestling Team.

Upon motion of Senator McSpadden, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Frank J. Podpechan.

Upon motion of Senator Gee, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Dr. Ron Gilbert.

Upon motion of Senator Findeiss, joined by Senators Short and Stansberry, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Representative Ralph G. Thompson.

Upon motion of Senator Massad, joined by Senator Taliaferro, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Senator Al Terrill.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 480, 494, 536, 537, 704 and **HB 1293** each correctly engrossed.

Engrossed **SBs 480, 494, 536, 537** and **704** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 1293**, as amended, were properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

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

DO PASS:

SB 434—Judiciary.

SB 666—Conservation and Economic Development.

SB 676—Conservation and Economic Development.

SB 677—Judiciary.

SB 690—Conservation and Economic Development.

SB 705—Health, Welfare and Veterans' Affairs.

SB 708—Health, Welfare and Veterans' Affairs.

SB 712—Health, Welfare and Veterans' Affairs.

SB 725—Conservation and Economic Development—Coauthored by McGraw.

HB 1138—Conservation and Economic Development—Coauthored by Findeiss.

HB 1226—Health, Welfare and Veterans' Affairs—Coauthored by Martin.

DO PASS, as amended:

SB 643—Health, Welfare and Veterans' Affairs.

SB 701—Judiciary—Coauthored by Smith.

SJR 58—Judiciary.

HB 912—Judiciary—Principal Senate Author, Gee.

HB 969—Judiciary—Principal Senate Author, Selman—Coauthored by McGraw and Smith.

HB 985—Judiciary—Principal Senate Author, Gee.

HB 1163—Education.

HB 1191—Judiciary—Principal Senate Author, Romang—Coauthored by Gee.

HJR 538—Judiciary.

RESOLUTION

SR 75 by Short, Luton and McGraw was introduced.

Senator Findeiss asked to be made a coauthor of the Resolution, which was the order.

SR 75, as coauthored, was read at length as follows, adopted upon motion of Senator Short, and ordered referred for enrollment:

SR 75—By Short, Luton, McGraw, and Findeiss.

A RESOLUTION EXPRESSING APPRECIATION TO THE OKLAHOMA CITY YMCA FOR INVITING LEGISLATORS TO PARTICIPATE IN ITS HEALTH PROGRAMS; EXTOLLING BENEFITS DERIVED FROM PARTICIPATION IN THE YMCA "RUN FOR YOUR LIFE" PROGRAM; AND DIRECTING DISTRIBUTION.

WHEREAS, physical health and fitness is of vital concern to all; and

WHEREAS, the YMCA of Oklahoma City has invited all Legislators to participate in its physical fitness program; and

WHEREAS, the participants in the "Run for Your Life" program derive great benefit in better health and mind; and

WHEREAS, the membership of the Oklahoma Legislature is genuinely appreciative to the Oklahoma City YMCA.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That appreciation be expressed to the Oklahoma City YMCA for providing its physical fitness programs for the members of the Oklahoma Legislature.

SECTION 2. That duly authenticated copies of this Resolution, after consideration and enrollment, be prepared for and transmitted to John F. Fluke, Director of Membership Services of the Oklahoma City YMCA, and to Tom Albanese, Physical Director of the Oklahoma City YMCA.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

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

SB 763—By Ferrell of the Senate and Cox of the House—An Act relating to motor vehicles; amending Section 2, Chapter 139, O. S. L. 1963 (47 O. S. Supp. 1967 § 22.5 1); prescribing motor vehicle registration and license fees for trucks used in Soil Conservation work; providing procedure for registration; declaring such fees to be in lieu of ad valorem taxes; and declaring an emergency.

SB 764—By Porter—An Act relating to revenue and taxation; amending Sections 2426 and 2427 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § § 2426 and 2427); providing that property subject to ad valorem tax be listed for taxation by owner; making failure or refusal to list, or to falsely list such property a misdemeanor, and prescribing penalties; providing for annual listing and assessment of real and personal property; providing for date of valuation and assessment; providing for change in valuation; providing for valuation of improvements; providing for determination of valuation by qualified appraiser; providing for filing of reports by County Assessor upon making change in valuation or assessment; and declaring an emergency.

SB 765—By Ham—An Act relating to the Oklahoma Public Employees Retirement System; amending Section 10, Chapter 50, O. S. L. 1963 (74 O. S. Supp. 1967, § 910); providing procedure for joining retirement system and withdrawal therefrom; and declaring an emergency.

SB 766—By Ham—An Act relating to State officers and employees; repealing 74 O. S. 1961, § § 69 and 70, pertaining to reports by the State Board of Public Affairs and the State Examiner and Inspector; and declaring an emergency.

SJR 67—By Porter—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 6 of Article X of the Constitution of the State of Oklahoma; authorizing the withdrawal of tax exemptions on property

used for free public libraries, free museums, public cemeteries, property used exclusively for schools, colleges, religious and charitable purposes, when such property is not used for the specific purpose for which the exemptions are granted and not for profit, speculative or business purposes; prescribing qualifications for obtaining exemptions; requiring reports; making books and records open to members; prohibiting employment of paid lobbyist; providing a Ballot Title; and ordering a Special Election.

SECOND READING

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

SB 762—Committee on Committees and Rules.

Senator Smalley asked unanimous consent that **SB 762** be ordered referred to the Education Committee, following consideration by the Committee on Committees and Rules, which was the order.

HB 992—Governmental Affairs.

HB 993—Governmental Affairs.

HB 995—Education.

HB 1027—Appropriations and Budget.

HB 1108—Judiciary.

HB 1145—Governmental Affairs.

HB 1172—Judiciary.

HB 1192—Business, Industry and Labor Relations.

HB 1196—Health, Welfare and Veterans' Affairs.

HB 1208—Judiciary.

HB 1215—Judiciary.

HB 1233—Judiciary.

HB 1234—Judiciary.

HB 1248—Business, Industry and Labor Relations.

HB 1286—Judiciary.

HB 1309—Judiciary.

HB 1310—Judiciary.

HB 1311—Education.

HB 1322—Roads, Highways and Public Safety.

UNANIMOUS CONSENT REQUEST

Senator Baggett asked unanimous consent that **SB 721** be ordered withdrawn from the Committee on Committees and Rules and the Bill be referred to the Committee on Revenue and Taxation, to which an objection was voiced.

GENERAL ORDER

SB 716 by Hamilton was read and considered.

Upon motion of Senator Hamilton, **SB 716** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 716** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 716 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Taliaferro, Young.—32.

Nay: Baldwin, Bradley, Massad, Selman, Williams.—5.

Excused: Atkinson, Baggett, Boecher, Ham, Horn, Howard, Payne, Porter, Stansberry, Stipe, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Keels, Luton, McClendon, McGraw, Mc-

Spadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Taliaferro, Williams, Young.—34.

Nay: Baldwin, Bradley, Selman.—3.

Excused: Atkinson, Baggett, Boecher, Ham, Horn, Howard, Payne, Porter, Stansberry, Stipe, Terrill.—11.

The emergency was declared passed.

SB 716 was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

SB 555 by Berry was called up for further consideration.

Senator Berry moved to reconsider the vote by which the Hamilton amendment to **SB 555**, pages 2, 4, and 5, submitted on the Thirty-second Legislative Day, was adopted, which motion prevailed.

Senator Berry moved to table the Hamilton amendment to **SB 555**, which motion was declared adopted.

Upon motion of Senator Berry, **SB 555** was advanced to engrossment.

By unanimous consent, upon request of Senator Berry, **SB 555** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 555 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Breckinridge, Field, Garrett, Garrison, Gee, Graves, Holden, Horn, Keels, Luton, McGraw, Martin, Massad, Murphy, Nichols, Porter, Short, Smalley, Smith, Stipe.—23.

Nay: Baldwin, Berrong, Bradley, Dacus, Ferrell, Findeiss, Grantham, Hargrave, Howard, McClendon, Massey, Romang, Selman, Taliaferro, Williams.—15.

Excused: Atkinson, Boecher, Ham, Hamilton, McSpadden, Miller, Payne, Stansberry, Terrill, Young.—10.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Birdsong moved that the vote be reconsidered by which **SB 555** failed of passage.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 481 by Hamilton was read and considered.

Senator Ferrell asked to be made co-author of **SB 481**, which was the order.

Upon motion of Senator Baldwin, **SB 481** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 481** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 481 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—41.

Excused: Atkinson, Boecher, Findeiss, Ham, Miller, Stansberry, Terrill.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, Mc-

Clendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—41.

Excused: Atkinson, Boecher, Findeiss, Ham, Miller, Stansberry, Terrill.—7.

The emergency was declared passed.

SB 481 was referred for engrossment.

Senator Terrill asked to be shown present, which was the order.

GENERAL ORDER

HB 1079 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Senator Selman asked to be made co-author of **HB 1079**, which was the order.

Upon motion of Senator Baldwin, **HB 1079** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1079** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1079 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Boecher, Ham, Stansberry.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus,

Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Boecher, Ham, Stansberry.—4.

The emergency was declared passed.

HB 1079, as amended, was referred for engrossment.

GENERAL ORDER

SB 583 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Dacus asked to be made co-author of **SB 583**, which was the order.

Upon motion of Senator Baldwin, **SB 583** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 583** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 583 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Birdsong, Boecher, Ham, Miller, Stansberry.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Birdsong, Boecher, Ham, Miller, Stansberry.—6.

The emergency was declared passed.

SB 583 was referred for engrossment.

Senator Massad presiding.

GENERAL ORDER

SB 585 by Baggett was read and considered.

Senator Baggett moved to amend the Title of **SB 585** by striking the words "Authorizing School District to borrow money and issue bonds; providing for sale, maturity and rate of interest on such bonds.", which amendment was declared adopted.

Upon motion of Senator Baggett, **SB 585**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 585**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 585 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Stipe, Terrill, Young.—35.

Nay: Findeiss, Grantham, Horn, Massad, Williams.—5.

Excused: Atkinson, Boecher, Ham, Hargrave, Smalley, Smith, Stansberry, Taliaferro.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Stipe, Terrill, Young.—35.

Nay: Findeiss, Grantham, Horn, Massad, Williams.—5.

Excused: Atkinson, Boecher, Ham, Hargrave, Smalley, Smith, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 585, as amended, was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

SB 659 by Graves, McSpadden, Miller, Stansberry, Garrett and Berry of the Senate and Patterson (Ruth), et al, of the House was read and considered.

Senators McGraw, Breckinridge, Birdsong and Young asked to be made co-authors of SB 659, which was the order.

Following discussion, Senator Graves asked that further consideration of SB 659 be temporarily deferred, which was the order.

GENERAL ORDER

SB 593 by McSpadden was read and considered.

Senator Selman asked to be made a coauthor of SB 593, which was the order.

Upon motion of Senator McSpadden, SB 593 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 593 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 593 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Ham, Hargrave, Howard, Luton, Smalley.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Ham, Hargrave, Howard, Luton, Smalley.—7.

The emergency was declared passed.

SB 593 was referred for engrossment.

GENERAL ORDER

HB 1183 by Levergood of the House and Graves of the Senate was read and considered.

Senator Garrett, joined by Senator Garrison, moved to amend HB 1183, page 2, line 5 by deleting after the word "that"

all language to and through the word "and" on line 7, which amendment was declared adopted.

Upon motion of Senator Graves, **HB 1183**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **HB 1183**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1183 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baldwin, Birdsong, Selman, Short.—4.

Excused: Atkinson, Boecher, Findeiss, Ham, Hargrave, Keels, Porter, Smalley.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baldwin, Birdsong, Selman, Short.—4.

Excused: Atkinson, Boecher, Findeiss, Ham, Hargrave, Keels, Porter, Smalley.—8.

The emergency was declared passed.

HB 1183, as amended, was referred for engrossment.

GENERAL ORDER

SB 702 by Garrett and Bradley was read and considered.

Senator McGraw asked to be made a coauthor of **SB 702**, which was the order.

Senator Short moved to amend **SB 702**, page 2, line 4, following "OK" by striking the period and substituting therefor an exclamation point, which amendment was declared adopted.

Senator Horn moved to amend **SB 702**, page 2, line 5, by striking the figures "1970" and substituting therefor the figures "1971" which amendment was declared adopted.

Senator McGraw moved to amend **SB 702**, page 2, beginning on line 5, following the figures "1971" by striking the remainder of Section 1, and substituting therefor the words "be emerald green, white, red, orange and black in alternating sequence for each letter and number" which amendment was declared adopted.

Senator Stipe moved that **SB 702**, as amended, be ordered stricken from the Calendar, which motion was declared adopted.

Senators Ham and Atkinson asked to be shown present, which was the order.

GENERAL ORDER

SB 659 was called up for further consideration.

Senator Baldwin moved to amend **SB 659**, page 8, line 1, by striking the period following the word "Act" and adding the words "providing no State funds are used."

Senator Graves moved to table the Baldwin amendment, which motion was declared failed of adoption.

The vote occurring upon the Baldwin amendment, it was declared adopted.

Upon motion of Senator Graves, **SB 659**,

as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **SB 659** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 659 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Findeiss, Keels.—2.

Excused: Baggett, Berrong, Boecher, Hargrave, Howard, Nichols.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Findeiss, Keels.—2.

Excused: Baggett, Berrong, Boecher, Hargrave, Howard, Nichols.—6.

The emergency was declared passed.

SB 659, as amended, was referred for engrossment.

GENERAL ORDER

SB 556 by Gee was read and considered.

Senator Hamilton moved to amend **SB 556**, page 4, line 3, by inserting after the

word "mined" the language "Provided that if said appeal affirms the lower court in granting a divorce, the time involved in the appeal proceedings shall be considered as to computing the six months time from the granting of the divorce in the lower court" which amendment was declared adopted.

Senator Hamilton moved to amend **SB 556**, page 4, beginning on line 13, by striking all of Section 5, and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Gee, **SB 556**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **SB 556** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 556 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—37.

Nay: Field, Ham, Horn, McSpadden, Taliaferro, Terrill.—6.

Excused: Baldwin, Boecher, Hargrave, Porter, Stansberry.—5.

The bill was declared passed.

SB 556, as amended, was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 637 by McSpadden, Nichols, Atkinson and Horn was read and considered.

Senator Short moved to amend **SB 637**, page 2, line 11, by inserting after the word "more" the words "cities or" which amendment was tabled upon motion of President Pro Tempore McSpadden upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Bradley, Dacus, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Selman, Smith, Stipe, Taliaferro, Young.—30.

Nay: Birdsong, Ferrell, Findeiss, Garrett, Keels, McGraw, Romang, Short, Williams.—9.

Excused: Baldwin, Boecher, Breckinridge, Field, Hargrave, Massey, Smalley, Stansberry, Terrill.—9.

Senator Short moved to amend **SB 637**, page 3, line 8, by striking the word "not" which amendment was tabled upon motion of President Pro Tempore McSpadden.

Senator Birdsong, joined by Senator Keels, moved to amend **SB 637**, page 2, line 11, by striking the word and figure "one (1)" and substituting therefor the word and figure "two (2)" which amendment was declared failed of adoption.

Senator Smith, joined by Senators Bradley, McGraw, Breckinridge, Selman and Howard moved to amend **SB 637**, page 3, line 11, by inserting after the word "thereof" and before the word "in" the language "provided, however, that in those instances of a trust involving two or more counties the trustees shall first obtain the consent of the Board of County Commissioners of any county in which such expressway or any part thereof may be located, and the consent of the governing body of any city having a population of more than 100,000 persons according to the preceding federal decennial census" which amendment was declared adopted.

Senator Ferrell, joined by Senator Keels, moved to amend **SB 637**, page 3, line 12, by inserting after the word "located" and

before the word "no" the language "Provided, however, where such project lies principally within one municipality it shall be necessary for said trustees to obtain consent of the governing body of such municipality" which amendment was tabled upon motion of Senator Stipe.

Senator Garrett moved to amend **SB 637**, page 3, line 16, by adding after the word "agency." the language "Provided that in counties of more than 400,000 population, all engineering, feasibility studies, letting and supervision of contracts be handled by the Oklahoma State Highway Department, being reimbursed the actual cost from said trust." which amendment was tabled upon motion of Senator Atkinson upon a roll call as follows:

Aye: Atkinson, Baldwin, Berry, Bradley, Dacus, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Selman, Smalley, Smith, Stipe, Taliaferro.—28.

Nay: Berrong, Birdsong, Breckinridge, Ferrell, Findeiss, Garrett, Keels, McGraw, Massad, Romang, Short, Terrill, Williams, Young.—14.

Excused: Baggett, Boecher, Hargrave, Martin, Porter, Stansberry.—6.

Senator Findeiss moved to amend **SB 637**, page 3, line 16, by adding after the word "agency." the language "If such proposed expressway lies entirely within one county, the proposed project shall be submitted to the voters of such county at a special election called for such purpose, for their approval or disapproval." which amendment was tabled upon motion of Senator Atkinson upon a roll call as follows:

Aye: Atkinson, Berry, Bradley, Dacus, Field, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Selman, Smith, Stipe, Taliaferro.—24.

Nay: Berrong, Birdsong, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Keels, McClendon, McGraw, Massad, Romang, Short, Terrill, Williams, Young.—16.

Excused: Baggett, Baldwin, Boecher, Hargrave, Martin, Porter, Smalley, Stansberry.—8.

Senator Massad moved that **SB 637** be advanced to engrossment, which motion was declared adopted.

By unanimous consent, upon request of President Pro Tempore McSpadden, **SB 637** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 637 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Bradley, Breckinridge, Field, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Selman, Smith, Stipe, Taliaferro.—27.

Nay: Baldwin, Berrong, Birdsong, Dacus, Ferrell, Findeiss, Garrett, Garrison, Keels, Massad, Romang, Short, Smalley, Terrill, Williams, Young.—16.

Excused: Boecher, Hargrave, Martin, Porter, Stansberry.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baldwin, Berrong, Birdsong, Garrett, Keels, Romang, Short.—7.

Excused: Boecher, Hargrave, Martin, Porter, Stansberry.—5.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, President Pro Tempore McSpadden moved that the vote be reconsidered by which **SB 637**, as amended, and the Emergency Section thereto, passed.

Senator Stipe asked unanimous consent that the Rules be suspended for the purpose of immediately considering the McSpadden motion to reconsider the vote by which **SB 637**, as amended, and the Emergency Section thereto, passed, to which Senator Short objected.

Senator Stipe moved that the Rules be suspended for the purpose of immediately considering the McSpadden motion, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Bradley, Breckinridge, Dacus, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—36.

Nay: Birdsong, Ferrell, Findeiss, Garrett, Keels, Short, Williams.—7.

Excused: Boecher, Hargrave, Martin, Porter, Stansberry.—5.

Senator Stipe moved to table the McSpadden motion to reconsider the vote by which **SB 637**, as amended, and the Emergency Section thereto, passed, which motion was declared adopted.

President Pro Tempore McSpadden asked unanimous consent that Rule 20-c be suspended for the purpose of immediately transmitting **SB 637** to the Honorable House for consideration, upon its being reported properly engrossed, which was the order.

SB 637, as amended, was referred for engrossment.

RESOLUTION

By unanimous consent, **SR 76** by McSpadden was introduced, read at length as follows, adopted upon motion of Senator Smith, and ordered referred for enrollment:

SR 76—By McSpadden.

A RESOLUTION CONGRATULATING AND COMMENDING MR. FRANK J. PODPECHAN FOR HIS MANY CONTRIBUTIONS TO THE COAL INDUSTRY OF OKLAHOMA; AND DIRECTING DISTRIBUTION.

WHEREAS, Mr. Frank J. Podpechan is retiring after forty years in coal mining in Oklahoma; and

WHEREAS, Mr. Podpechan was operator of the Old Hickory Coal Mine in Tulsa, Oklahoma from 1929 to 1938; and

WHEREAS, he owned and operated the Rogers County Coal Mine from 1938 until 1950; and

WHEREAS, he continued as manager of the Rogers County Coal Mine until his retirement on February 29, 1968; and

WHEREAS, Mr. Podpechan has been responsible for great improvements in the removing and processing of coal from the mines in Oklahoma; and

WHEREAS, many hundreds of men have received immeasurable benefit from his advice and from the contributions he has made to the coal mining industry in Oklahoma; and

WHEREAS, Mr. Frank J. Podpechan should be congratulated on this his fortieth anniversary in the coal mining industry of Oklahoma.

NOW, THEREFORE, BE IT RE-

SOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend and congratulate Mr. Frank J. Podpechan on his fortieth anniversary in and his many contributions to the coal mining industry in the State of Oklahoma.

SECTION 2. That a duly authenticated copy of this Resolution, after consideration and enrollment, be prepared and sent to Mr. Frank J. Podpechan.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 75 correctly enrolled.

Senator Short presiding.

Enrolled **SR 75** was properly signed and ordered transmitted to the Secretary of State.

Senator Payne presiding.

Senator Smith moved that when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

President Pro Tempore McSpadden presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 76 correctly enrolled.

Enrolled **SR 76** was properly signed and ordered transmitted to the Secretary of State.

Senator Payne presiding.

As provided under the Smith motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Thirty-fifth Legislative Day

Thursday, February 29, 1968

Pursuant to adjournment, the Senate was called to order by Senator Massad, designated by the President Pro Tempore so to do.

Upon roll call, the following members were present:

Present: Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Berrong, Breckinridge, Ferrell, Ham, Hargrave, Keels, Martin, Payne.—10.

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

EDITORIAL

Senator Smalley submitted an editorial appearing in The Norman Transcript under date of February 28, 1968, and asked that it be read, which was the order.

Following reading of the editorial, Senator Smalley asked unanimous consent that same be incorporated in the Journal to which objection was voiced by Senator Romang.

Senator Smalley moved that the Editorial be printed in the Journal, which motion was ruled out of order on a point of order raised by Senator Romang, stating the motion would require a suspension of the Rules.

Senator Smalley moved that the Rules be suspended and the editorial be printed in the Journal, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Howard, Luton, McClendon, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—30.

Nay: Findeiss, Garrison, McGraw, Romang, Stansberry, Williams.—6.

Excused: Atkinson, Baldwin, Berrong, Breckinridge, Ferrell, Ham, Hargrave, Horn, Keels, Martin, Payne, Porter.—12.

The Presiding Officer, after citing Rule 23-f declared the Smalley motion did not require a suspension of the Rule.

Following discussion, Senator Garrison asked unanimous consent that the editorial submitted by Senator Smalley be incorporated in the Journal, which was the order.

The editorial reads as follows:

Our Point of View

BARTLETT FULLY RESPONSIBLE IF SCHOOL CHAOS RESULTS

Governor Bartlett's veto of the revenue-school finance package means that he must bear full responsibility if ensuing events throw Oklahoma's educational system into chaos.

The solution arrived at by the Legislature for the state's financial dilemma seems reasonable enough. The money it would appropriate to finance substantial pay raises for the teachers was short of

what the Oklahoma Education Association requested. But it was far more than would have been provided under the limited budget drawn up by the governor.

The Legislature's plan would give the teachers raises of \$500 in each of the next two years, with a base salary of \$5,000. The financing would come from a 5-cents-per-package increase in the tax on cigarettes and a \$1.60-per-gallon increase in the liquor tax.

Whether these constitute general tax increases—which Bartlett has insisted he would oppose—is a matter of interpretation. Many persons use neither tobacco nor liquor, so the tax increase would not be applicable to them.

It's true the governor made a promise, when he campaigned for election, that he would resist any effort to raise taxes as a means of producing the revenue to finance Oklahoma's growing governmental needs. As an alternative he proposed a number of recommendations submitted by his Management Study Committee. They were designed to make more money available for appropriation through savings effected by more efficient operation of government.

More efficiency in government is laudable. As a principle it is something we can all support. But, in practice, by all accounts, the purported savings to be achieved by his recommended changes simply did not materialize, or would not be available for appropriation by the Legislature until some time in the future.

Another part of the governor's plan to meet his budget—the proposal to cut back on highway spending and divert gasoline tax revenue that normally goes to the county commissioners — apparently found no popular acceptance. At least the Legislature sensed no groundswell of public opinion that might have compelled it to enact the measure.

Thus, Bartlett's program proved to be inadequate, from the standpoint of both timing and financing. He should now ac-

knowledge the political facts of life. A promise is a promise, but when it goes beyond the understandable limits of integrity, it is time for the governor to put pride aside and work with legislative leaders on a solution to the crisis.

He would have been far wiser in the first place to concede that his management efficiency proposals were of a long-range nature, that the state is faced with immediate and urgent revenue needs and that the Legislature had come up with the most feasible plan to meet them. While accepting it he could have insisted that the tax increase be temporary and that the state bear down on changes that would make more revenue available over the long haul.

Then, if the teachers chose not to honor their contracts, both the governor and the Legislature could in good conscience say they had done their best to write a program that would be in the best interest of the whole state.

Now the teachers have little incentive to hang on, hoping for substantial improvement in their salaries and school conditions in general. If a teachers' "holiday" results from this and many Oklahoma schools are closed, the responsibility will rest squarely on the shoulders of Gov. Bartlett.—LEONARD JACKSON

Senators Breckinridge, Atkinson, Berong, Payne, Keels, Baldwin, Ferrell, and Ham asked to be shown present, which was the order:

Senator Short asked unanimous consent to have read and incorporated in the Journal the following editorial appearing in The Coalgate Record-Register under date of February 15, 1968, which was the order:

Some Things Needed, but

THE PUBLIC IS FIRST

It is easy to become incensed when public employees threaten the citizens by whom they are supposed to be employed.

Oklahoma has already had one of these rounds of threats from the metropolitan

teachers and some of the key members of the board of directors of the Oklahoma Education association.

Three years ago, the OEA recommended "sanctions" against Oklahoma schools by the NEA. Working conditions were terrible, we were told. The legislature and the governor yielded to the pressures and made raises in teacher pay in an effort to help solve the problem.

During the past three years, there has been no recommendation that we have seen from the OEA or any of its representatives which would provide needed funds to meet further demands for increased pay, which is what they seem to mean when they talk of "improved working conditions."

Yet, the threat of the "blackjack" has been raised again.

We agree, of course, that you can't pay a good teacher enough, or a bad teacher too little. However, it seems only fair to ask: "Has teaching in Oklahoma schools improved as much as it was supposed to improve as a result of the improved working conditions granted in 1965?"

One of the complaints coming out of a Tulsa teacher organization is that it is difficult for beginning teachers to "make ends meet" on the beginning pay for teachers.

We don't see where this is or should be any surprise. It is difficult for any person starting in life to "make ends meet" or to start at the top. In fact, it is difficult for most of us to "make ends meet" after years and years of working at our chosen profession.

The threats against the State of Oklahoma from some members of the OEA are not coming from most of the teachers in Oklahoma. Most of these wild charges and threats of walkouts are coming from metropolitan area teachers who seem to feel that theirs is an inherent right to determine what their salaries shall be and how they shall interpret statistics.

While most rural teachers naturally feel that they would like to have additional pay, the rural area teachers also seem more likely to understand that their problems are not separated from all the other problems of their respective communities. They are more likely to feel that they'd like to have pay increases if the tax money is available. We haven't heard of any threats against the people from educators in areas outside the metropolitan group.

Statistics purporting to show Oklahoma ranks 43rd or some place in the national averages of teacher salaries paid are deceiving. If raises should be made immediately to bring Oklahoma to the average, the mere fact of the additional pay added to the total from which the averages are figured would place Oklahoma below the average.

The average pay of the nation is no reasonable method for figuring proper pay for teachers. The average pay of the community in which they teach or the average pay of the citizens in the state would be far more reasonable. Comparative pay in relation to the cost of living would also be a more reasonable formula.

Figures are also used often to show how many qualified teachers are educated in Oklahoma and immediately go to jobs in other states. The fact that Oklahoma is educating more trained teachers than there are available teaching jobs in Oklahoma is soft pedaled.

Some states, for example, do not bother to educate teachers. Some have no teachers' college in their state. Instead of spending their state tax money for such purposes, they use the extra money to pay higher salaries to teachers we educate in Oklahoma.

Costs of obtaining an education are also often mentioned. These costs, however, are as much or more for any profession and few other professions have as many scholarships available as the teaching profession, especially in specialized fields.

While it may be true that Oklahoma has not done as much for education as any of us would like to do, Oklahoma has done more than most states — maybe more than any — in providing educational opportunities for those wishing to enter the teaching profession.

Another facet seldom mentioned in the hubbub is the fact that the Oklahoma legislature has been banned by the courts from appropriating anticipated income not included in the budget estimates. This ruling has placed the legislature in a more difficult financial position during the past two sessions, but it should be relieved after the first of July when greater surpluses will become available.

A casual study of the problems confronting the legislature at this time, should show anyone that these are facts of financial life which must be faced in financing any program. One or two years of patience are about all that are needed to help meet the problem the most irate teachers believe they face.

Also facing the strong advocates of teacher pay increases "or else" is the fact that they are making their demands on legislators who were assured three years ago of teacher help in meeting the salary needs of state representatives and senators.

Most of these legislators are spending more than half of their time working on all types of legislation, including educational problems, at salaries far below those which protesting public employees claim are ridiculously low.

If the "raise-or-else" group are as unselfish as they would have us believe, why haven't they shown a little interest in fair pay for legislators?

These men are asked to make our laws, make wise and financially astute decisions, meet all the demands of everybody for more services and more money with less taxes. Yet, we expect them to have these stellar qualifications while serving

the state for less salary than most of the lowest paid state employees.

We do not feel that the teacher problems should be ignored although they recur more often than most of the others. What we are saying is that they should be considered along with other problems, including legislative pay, which have already been postponed several times while school "problems" were being met.

There is a certain amount of money available. If that doesn't meet the current demands by schools, roads and state institutions, some things must be delayed. If this means deliberate efforts to damage the state by applying "sanctions," so be it. We won't like it — especially since it's apparently based on malice — but if the OEA can stand it, we guess we can, too.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 714—By Green and Townsend—An Act providing that settlement of a claim arising from an accident insured against shall not be considered as admission of liability with respect to any other claim; repealing conflicting laws; establishing effective date of act; and declaring an emergency.

HB 999—By Cox—An Act relating to blind persons; amending 70 O. S. 1961, § 77; providing purposes for which stand concession revolving fund may be used; providing limitation on amount expended from such fund for salaries and expenses; providing for amount of principal to remain in such fund; and declaring an emergency.

HB 1020—By Goodfellow of the House and Martin of the Senate—An Act relating to public health and safety; amending Section 1502, Chapter 325, O. S. L. 1963, Section 1503, Chapter 325, O. S. L. 1963, as amended by Section 1, Chapter 326, O. S. L. 1963 and Section 1505, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, §§ 1-1502, 1-1503 and 1-1505); providing

clarification of language and defining terms; providing use of X-rays by practitioner of the healing arts; and declaring an emergency.

HB 1048—By Jones—An Act relating to game and fish; amending 29 O. S. 1961, § 402; prohibiting the taking of fish by use of nets or seines; authorizing taking of nongame fish by use of gigs, ropes, grab hooks or spears; requiring license; providing for exceptions; prohibiting use of certain trotlines and artificial devices; authorizing Oklahoma Wildlife Conservation Commission to prohibit taking of nongame fish in certain areas and at certain times; making violations of Act a misdemeanor; prescribing penalties; and declaring an emergency.

HB 1100—By Bickford, Poulos, Hargrave and McCune of the House and Murphy, McGraw, Breckinridge and Howard of the Senate—An Act relating to revenue and taxation; amending Section 2, Chapter 362, O. S. L. 1963, as renumbered by Section 2, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1967, § 508); providing for exemption of aircraft motor fuel from certain motor fuel excise taxes; requiring aircraft motor fuel dealers to obtain permit from Oklahoma Tax Commission; exempting all chemicals and other petroleum products used as fuel to power aircraft engines from all State and local sales and use taxes; requiring invoices, reports and maintenance of records; providing for accounting and audits; making violations of Act a misdemeanor; providing effective date; and declaring an emergency.

HB 1121—By Spearman, McCune, Cate, Wolfe (Stephen) and Boren—An Act relating to the judiciary; providing for the appointment of special judges, under certain conditions; prescribing the jurisdiction of special judges and limitations thereon; repealing inconsistent statutes; making provisions of Act severable; and providing for an effective date.

HB 1236—By Holaday—An Act relating to professions and occupations; amend-

ing 59 O. S. 1961, § 199.7(C); providing qualifications for students in beauty schools; prescribing requirements for eligibility to take examination for operator's license; and declaring an emergency.

HB 1237—By Holaday and Clemons of the House and Atkinson of the Senate—An Act relating to professions and occupations; amending 59 O. S. 1961, §§ 199.2, 199.4, 199.7 (A), 199.7 (G), 199.10 and 199.14; defining terms; creating the State Board of Cosmetology; providing for qualifications, appointment, compensation and expenses of members; providing for qualifications, appointment, bond, duties, compensation, and expenses of executive secretary and other personnel; prescribing qualifications for cosmetology students; providing for licensing of beauty schools; providing for issuance, term and expiration of licenses; fixing fees and directing disposition thereof; directing codification; making provisions of Act severable; and declaring an emergency.

HB 1262—By Wolf (Leland)—An Act relating to historic sites; prohibiting theft or vandalism of such sites or materials or artifacts therein; prescribing penalties; directing codification; and declaring an emergency.

HB 1280—By Wolf (Leland)—An Act relating to anthropology and paleontology; amending Subsection (g) of Section 309, Chapter 396, O. S. L. 1965 (70 O. S. Supp. 1967, § 3309, Subsection (g)); making false labeling, description or identification of archaeological specimens unlawful; prohibiting damage to or destruction of prehistoric materials or art work; and declaring an emergency.

HB 1281—By Hill—An Act relating to criminal procedure; amending 22 O. S. 1961, § 963; providing for pronouncement of judgment upon conviction of a misdemeanor in absence of defendant if his attorney be present; and declaring an emergency.

HB 1343—By Bernard of the House and Luton of the Senate—An Act relating to

waters and water rights; defining terms; providing for organization of irrigation districts; providing for petition, notice and election, providing for approval or disapproval of certain proceedings of board of directors by district court; providing for election of directors; providing procedure for elections; providing for organization, meetings, powers, duties, authority and compensation of board of directors; prohibiting acts in conflict of interest; providing for levy and assessment of tolls and charges; providing for special assessment and election thereon; providing for payment of assessment under protest; providing for refunds; providing for collection of delinquent assessments; providing for redemption of land sold for delinquent assessments; providing for form of deed; providing for change in boundaries of district; prescribing procedures; providing for exclusion of land from district; providing for discontinuance of district; repealing 82 O. S. 1961, § § 111 through 273, inclusive, and 82 O. S. 1961, § § 276.1 through 276.19, inclusive; and declaring an emergency.

HB 1344—By Bernard of the House and Luton of the Senate—An Act relating to waters and water rights; providing for the “Water Rights Administrative Act of 1968”; defining terms; prescribing priorities for use of water; providing for right of eminent domain; providing for use of diverted water; providing remedy for impairment of water rights; prescribing procedure for determining persons possessing vested rights to water; providing for hydrographic surveys; providing for adjudication of right; providing for application for water rights; providing for inspections and reports; providing for reversion of water rights; providing for notice and hearing; providing for appeals; prohibiting unauthorized use of water; providing for assignment or transfer of water rights; prohibiting use of unsafe waterworks; requiring measuring devices; prohibiting obstruction, injury or destruction of waterworks; requiring construction

across public ways to be convenient for public travel; providing for use of water by United States; making certain records public; making violations of Act a misdemeanor; prescribing penalties; repealing 82 O. S. 1961, § § 2, 3, 14, 22, 26, 27, 28, 29, 30, 31, 34, 35, 52, 53, 54, 55, 57, 58, 59, 60, 61, 71, 72, 75, 81, 82, 83, 93, 94, 95, 96, 97, 98, 101, 102, 103 and 104, and Section 2, Chapter 205, O. S. L. 1963 (82 O. S. Supp. 1967, § 1-A), and 82 O. S. 1961, § § 11, 12, 13, 21, 23, 24 and 25, as amended by Sections 1, 2, 4, 5, 6, 7 and 8 of Chapter 207, O. S. L. 1963 (82 O. S. Supp. 1967, § § 11, 12, 13, 21, 23, 24 and 25) and Sections 3, 9 and 10 of Chapter 207, O. S. L. 1963 (82 O. S. Supp. 1967, § § 4, 5 and 6), and 82 O. S. 1961, § 32, as amended by Section 1, Chapter 336, O. S. L. 1965 (82 O. S. Supp. 1967, § 32), and Sections 2 and 3 of Chapter 336 O. S. L. 1965 (82 O. S. Supp. 1967, § 32A and 32B), and 82 O. S. 1961, § § 33, 56, 73, 74 and 91 as amended by Sections 1, 2, 3, 4 and 5, Chapter 391, O. S. L. 1967 (82 O. S. Supp. 1967, § § 33, 56, 73, 74 and 91); directing codification; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 568—By Watkins, et al of the House and Boecher of the Senate—A Concurrent Resolution expressing the deep regret and profound sorrow of the members of the Legislature for the death of the Honorable William L. Fogg; recognizing his many public services; and directing distribution.

HCR 569—By Mountford, et al of the House and Gee of the Senate—A Concurrent Resolution commending Dr. Bruce G. Carter for his many achievements and accomplishments; expressing appreciation

for his many years of dedicated service as educator and civic leader; and directing distribution.

Consideration of the above Resolutions was deferred for this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 481, 556, 583, 585, 593, 637, 659 and 716; and HBs 1079 and 1183 each correctly engrossed.

SB 548 correctly enrolled.

Engrossed SBs 481, 556, 583, 585, 593, 637, 659 and 716 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1079 and 1183, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SB 548 was, after fourth reading, 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 532—Governmental Affairs.

SB 610—Roads, Highways and Public Safety.

SB 707—Appropriations and Budget.

SB 722—Governmental Affairs—Coauthored by McGraw, Breckinridge and Short.

SB 737—Governmental Affairs.

SB 743—Governmental Affairs.

SB 751—Governmental Affairs.

SB 760—Governmental Affairs.

SJR 62—Appropriations and Budget.

HB 1116—Roads, Highways and Public Safety.

HB 1150—Revenue and Taxation—Coauthored by Ferrell.

HB 1214—Revenue and Taxation—Coauthored by Ferrell.

HB 1230—Revenue and Taxation.

HB 1279—Roads, Highways and Public Safety—Coauthored by Birdsong, Horn, Dacus, Hamilton, Atkinson and Field.

DO PASS, as amended:

SB 619—Revenue and Taxation.

SB 636—Appropriations and Budget.

SB 706—Appropriations and Budget.

SB 724—Governmental Affairs.

SB 727—Governmental Affairs.

SB 733—Revenue and Taxation—Coauthored by Ferrell.

SB 734—Governmental Affairs.

SB 736—Appropriations and Budget.

SJR 54—Governmental Affairs.

SJR 60—Governmental Affairs — Coauthored by Gee, McGraw and Smalley.

HB 797—Revenue and Taxation.

HB 1050—Judiciary.

HB 1052—Revenue and Taxation — Coauthored by Smalley.

HB 1070—Appropriations and Budget.

HB 1091—Appropriations and Budget.

HB 1185—Appropriations and Budget.

HB 1201—Roads, Highways and Public Safety.

HB 1211—Appropriations and Budget.

HB 1238—Appropriations and Budget.

HB 1269—Appropriations and Budget.

Bill numbers listed under "First Reading" begin consecutively with the last number used in the First Regular Session of the 31st Legislature.

FIRST READING

The following Bill and Resolution were introduced and read the first time:

SB 767—By Short—An Act relating to the Public Schools of Oklahoma; providing for recognition of classroom teachers, and a compensation according to rank; establishing a system for the advancement of classroom teachers; repealing conflict-

ing laws; designating codification; and declaring an emergency.

SJR 68—By Howard, Boecher, Keels and Smith—A Joint Resolution directing the State Board of Public Affairs to present to each living former Governor of Oklahoma the State Flag and the Flag of the Governor.

SECOND READING

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

SB 763—Roads, Highways and Public Safety.

SB 764—Revenue and Taxation.

SB 765—Governmental Affairs.

SB 766—Governmental Affairs.

SJR 67—Committee on Committees and Rules.

HB 660—Education.

HB 1173—Conservation and Economic Development.

HB 1195—Agriculture, Consumer Affairs and Wildlife.

HB 1210—Business, Industry and Labor Relations.

Senator Hamilton raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SBs 506, 510, 529, 544 and 644, each as amended.

HAs to SB 506 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 12, by striking the enacting clause.

AMENDMENT NO. 2. Amend Page 2, Lines 14 and 15, by striking the words "State Budget Director" and inserting in lieu thereof the words "Director of State Finance".

HA to SB 510 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 11, by striking the enacting clause.

HA to SB 529 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 11, by striking the enactment clause.

HAs to SB 544 read as follows:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO THE OFFICE OF THE CLERK OF THE SUPREME COURT; AND DECLARING AN EMERGENCY".

AMENDMENT NO. 2. Amend Page 1, SECTION 2, Line 28, by adding after the words "by law," the following words: "subject to the approval of the Supreme Court,".

HA to SB 644 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 12, by striking the enacting clause.

Upon motion of Senator Boecher, the Senate refused to concur in **HAs to SBs 506, 510, 529, 544 and 644**, and requested conferences thereon, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

Senator Field presiding.

GENERAL ORDER

SB 670 by Massey and Findeiss of the Senate and Skeith of the House was read and considered.

Upon motion of Senator Massey, **SB 670** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **SB 670** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 670 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, Mc-

Clendon, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baggett, Garrison, Gee, Hargrave, McGraw, McSpadden, Martin, Nichols, Porter, Smalley, Stipe.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baggett, Garrison, Gee, Hargrave, McGraw, McSpadden, Martin, Nichols, Porter, Smalley, Stipe.—11.

The emergency was declared passed.

SB 670 was referred for engrossment.

GENERAL ORDER

SB 729 by Hamilton, Stipe, Horn, Baldwin, McSpadden, Payne, McClendon, Howard, Terrill, Garrison, Berrong, Dacus, Grantham, Martin, Romang, Williams, Short, Smith, Graves, Field, Holden, Luton, Garrett, Birdsong, Berry, Keels, Young, Nichols, Breckinridge, Boecher, Porter and Massad was read and considered.

Senator Bradley asked to be made a coauthor of SB 729, which was the order.

Upon motion of Senator Hamilton, SB 729 was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, SB 729 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 729 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massad, Massey, Murphy, Payne, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—35.

Excused: Baggett, Garrison, Ham, Hargrave, McGraw, Martin, Miller, Nichols, Porter, Selman, Smalley, Stipe, Taliaferro.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massad, Massey, Murphy, Payne, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—35.

Excused: Baggett, Garrison, Ham, Hargrave, McGraw, Martin, Miller, Nichols, Porter, Selman, Smalley, Stipe, Taliaferro.—13.

The emergency was declared passed.

SB 729 was referred for engrossment.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SB 548.

The above numbered Enrolled Bill was referred to the Governor for consideration.

BILL RELEASED

HB 1136 was properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, March 4, 1968.

Thirty-sixth Legislative Day

Monday, March 4, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.
—44.

Excused: Bradley, Gee, Ham, Martin.
—4.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend H. Ray Baker, Pastor of the Wickline Methodist Church, Oklahoma City, Oklahoma.

The Journal for the last legislative day was declared approved.

MESSAGE FROM GOVERNOR

Advising approval by him, March 1, 1968, of Enrolled SB 661 entitled:

SB 661—By Baggett and Birdsong—An Act relating to the Oklahoma Capitol Improvement Authority; amending Section 1 of Chapter 528, Oklahoma Session Laws 1965; increasing the amount for which Revenue Bonds may be issued to erect, operate and maintain a building or buildings for the use of the State Department

of Public Safety; and declaring an emergency.

MESSAGE FROM GOVERNOR

Advising approval by him, March 4, 1968, of Enrolled SBs 548 and 552 entitled:

SB 548—By Baldwin, Miller, Berrong, Dacus, Ham and Horn of the Senate and Willis, et al, of the House—An Act relating to the State Soil Conservation Board and making an appropriation thereto; providing for the payment of operational expenses by the State Soil Conservation Board; providing for the appointment and compensation of employees; providing for the payment of district supervisors; making an appropriation to the Small Water Shed Control Fund; expressing legislative intent; providing lapse date; making the provisions of this act severable; and declaring an emergency.

SB 552—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the Attorney General and offices of District Attorneys and making an appropriation; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1293, as amended.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and adoption of Engrossed HCR 559, as amended.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 506, 510, 529, 544 and 644 and referring said Bills to the General Conference Committee on Appropriations when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1022—By Thompson—An Act relating to taxation; amending Section 2, Chapter 366, O. S. L. 1963, as amended by Section 1, Chapter 171, O. S. L. 1965 (68 O. S. Supp. 1967, § 1206); providing exemption on franchise tax; including institutions, foreign or domestic, retirement or pension funds, savings banks and savings fund societies; and adding to building and loan association the words “and companies”; and declaring an emergency.

HB 1198—By McCune, Bamberger, Beauchamp and Sparkman—An Act relating to courts; providing for salaries of District Judges, Judges of the Industrial Court, Associate District Judges and Special Judges; repealing 20 O. S. 1961, § § 653, 693, 709 and 871, 74 O. S. 1961, § § 251b, 251b-1, 251b-2, 251b-3, 251b-4, 251b-5, 251b-6, 251b-7, 251b-8, 251b-11, 251b-12, 251b-13, 251b-15, 251b-16, 251b-17, 251b-18, 251b-19, 251b-20, 251b-21 and 251b-22, and all other conflicting Sections; and providing for an effective date.

HB 1257—By Odom (Martin)—An Act relating to public libraries; amending Section 10, Chapter 192, O. S. L. 1965 (65 O. S. Supp. 1967, § 560); providing for participation by city-county library system in certain retirement systems; authorizing Metropolitan Library Commission to provide retirement plan for employees; and declaring an emergency.

The above numbered HBs were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 670 and 729 each correctly engrossed.

Engrossed SBs 670 and 729 were 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 1117—Judiciary — Principal Senate Author, Smith — Coauthored by Gee and Hargrave.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 135** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred Engrossed Senate Bill No. 135 by Short, and Engrossed House Amendments thereto, by Hutchens (David) entitled:

AN ACT RELATING TO CONVICTS; AMENDING 57 O. S. 1961, § 138; PROVIDING CREDITS FOR GOOD CONDUCT; PROVIDING FOR DEPRIVATION OF CREDITS FOR PERSONS RETURNED TO PRISON AS PAROLE VIOLATORS; AND PROVIDING THAT SECTION BE READ TO JURY AS PART OF THE COURT'S INSTRUCTIONS,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. We accept Engrossed House Amendments 1 and 2 dated April 26, 1967, by Hutchens (David).

2. Amend Page 2, Section 1, Line 15

by adding a comma after the word "jury".

3. Change the title to read as follows: "AN ACT RELATING TO CONVICTS; AMENDING 57 O. S. 1961, § 138; PROVIDING CREDITS FOR GOOD CONDUCT; PROVIDING FOR DEPRIVATION OF CREDITS FOR PERSONS RETURNED TO PRISON AS PAROLE VIOLATORS; PROVIDING THAT SECTION BE READ TO JURY AS PART OF THE COURT'S INSTRUCTIONS AFTER A FINDING OF GUILTY; AND PROVIDING WHEN MAXIMUM AND MINIMUM TERM OF IMPRISONMENT IS IMPOSED, SECTION SHALL APPLY ONLY TO THE MAXIMUM TERM"

Respectfully submitted,

FOR THE SENATE: Short, Luton, Berong.

FOR THE HOUSE: Hutchens (David), Sokolosky, Sanguin.

SECOND READING

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

SB 767—Education.

SJR 68—Committee on Committees and Rules.

HB 714—Business, Industry and Labor Relations.

HB 999—Health, Welfare and Veterans' Affairs.

HB 1020—Health, Welfare and Veterans' Affairs.

HB 1048—Agriculture, Consumer Affairs and Wildlife.

HB 1100—Revenue and Taxation.

HB 1121—Judiciary.

HB 1236—Business, Industry and Labor Relations.

HB 1237—Business, Industry and Labor Relations.

HB 1262—Judiciary.

Senator Smalley asked unanimous consent that the order referring **HB 1262** to

the Judiciary Committee be rescinded and that the Bill be referred to the Committee on Conservation and Economic Development, which was the order.

HB 1280—Judiciary.

Senator Smalley asked unanimous consent that the order referring **HB 1280** to the Judiciary Committee be rescinded and that the Bill be referred to the Committee on Conservation and Economic Development, which was the order.

HB 1281—Judiciary.

HB 1343—Conservation and Economic Development.

HB 1344—Conservation and Economic Development.

GENERAL ORDER

SJR 60 by Graves, Miller, McSpadden, Nichols, Berry, Holden, Gee, McGraw and Smalley was read and considered.

Senator Hargrave asked to be made a coauthor of **SJR 60**, which was the order.

Upon motion of Senator Graves, **SJR 60** was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **SJR 60** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 60 was read for the third time at length, as follows:

Senate Joint Resolution No. 60 — By Graves, Miller, McSpadden, Nichols, Berry, Holden, Gee, McGraw, Smalley and Hargrave.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 2 OF ARTICLE XIV OF THE OKLAHOMA CONSTITUTION, AUTHORIZING THE LEGISLATURE TO PROVIDE FOR CLASSIFICATION OF LOANS AND LENDERS, LICENSE AND REGULATE LENDERS, DEFINING INTEREST AND FIX MAXIMUM RATES OF INTEREST; PROVID-

ING A MAXIMUM RATE OF INTEREST OF TEN PERCENT (10%) PER ANNUM IN THE ABSENCE OF LEGISLATION; PROVIDING A RATE OF SIX PERCENT (6%) PER ANNUM IN CONTRACTS WHERE NO RATE OF INTEREST HAS BEEN AGREED UPON; PROVIDING FOR A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

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 2, Article XIV of the Oklahoma Constitution:

§ 2. *[The legal rate of interest shall not exceed six per centum per annum, in the absence of any contract as to the rate of interest, and, by contract, parties may agree upon any rate not to exceed ten per centum per annum, and, until reduced by the Legislature, said rates of six and ten per centum shall be, respectively, the legal and maximum contract rates of interest.]* THE LEGISLATURE SHALL HAVE AUTHORITY TO CLASSIFY LOANS AND LENDERS, LICENSE AND REGULATE LENDERS, DEFINE INTEREST AND FIX MAXIMUM RATES OF INTEREST; PROVIDED, HOWEVER, IN THE ABSENCE OF LEGISLATION FIXING MAXIMUM RATES OF INTEREST ALL CONTRACTS FOR A GREATER RATE OF INTEREST THAN TEN PER CENTUM (10%) PER ANNUM SHALL BE DEEMED USURIOUS; PROVIDED, FURTHER, THAT IN CONTRACTS WHERE NO RATE OF INTEREST IS AGREED UPON, THE RATE SHALL NOT EXCEED SIX PER CENTUM (6%) PER ANNUM.

SECTION 2. The ballot title for the amendment to the Oklahoma Constitution as proposed in SECTION 1 of this Resolution 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 2 of Article XIV, authorizing the Legislature to classify loans and lenders, license and regulate lenders, to define interest and fix maximum rates of interest; and providing a maximum rate of interest of ten percent (10%) per annum, in the absence of legislation fixing maximum rates of interest.

be approved by the people?

☐ YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ NO

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the adoption of this Resolution, 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 of Oklahoma on the date of the next ensuing statewide run-off primary election, at which the proposed amendment to the Constitution of the State of Oklahoma, as 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 was as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Masad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Bradley, Gee, Ham, McClendon, Martin.—5.

The Resolution was declared passed.

The question being, "Shall **SJR 60**, by Graves, Miller, McSpadden, Nichols, Berry, Holden, Gee, McGraw, Smalley and Hargrave entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 2 of Article XIV of the Oklahoma Constitution, authorizing the Legislature to provide for classification of loans and lenders, license and regulate lenders, defining interest and fix maximum rates of interest; providing a maximum rate of interest of ten percent (10%) per annum in the absence of legislation; providing a rate of six percent (6%) per annum in contracts where no rate of interest has been agreed upon; providing for 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 of Oklahoma on the date of the next ensuing statewide run-off primary election as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing statewide run-off primary election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Breckin-ridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, How-ard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Mur-phy, Nichols, Payne, Porter, Romang, Sel-man, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.
—44.

Excused: Bradley, Gee, Ham, Martin.
—4.

The President, 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 60 was ordered referred for en-grossment.

Senator Graves asked unanimous con-sent, which was granted, that Rule 20-c be suspended for the purpose of immedi-ately transmitting **SJR 60** to the Honor-able House for consideration upon its be-ing reported correctly engrossed.

GENERAL ORDER

SB 643 by Graves of the Senate and Sparkman of the House was read and con-sidered.

Senators Keels and Dacus asked to be made coauthors of **SB 643**, which was the order.

Upon motion of Senator Graves, **SB 643** was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **SB 643** was considered en-grossed and placed upon third reading and final passage.

THIRD READING

SB 643 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-rison, Grantham, Graves, Hamilton, Har-grave, Holden, Horn, Howard, Keels, Lu-ton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nich-ols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Young.
—39.

Nay: Findeiss, Short, Williams.—3.

Excused: Bradley, Gee, Ham, Martin, Taliaferro, Terrill.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Young.—39.

Nay: Findeiss, Short, Williams.—3.

Excused: Bradley, Gee, Ham, Martin, Taliaferro, Terrill.—6.

The emergency was declared passed.

SB 643 was referred for engrossment.

Senator Graves asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 643** to the Honorable House for consideration upon its being reported correctly engrossed.

GENERAL ORDER

SB 666 by McSpadden was read and considered.

Senators Massey and Miller asked to be made coauthors of **SB 666**, which was the order.

Upon motion of President Pro Tempore McSpadden, **SB 666** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, **SB 666** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 666 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrett, Garrison,

Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—39.

Nay: Ferrell, Findeiss, Short, Stansberry, Williams.—5.

Excused: Bradley, Gee, Ham, Martin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—39.

Nay: Ferrell, Findeiss, Short, Stansberry, Williams.—5.

Excused: Bradley, Gee, Ham, Martin.—4.

The emergency was declared passed.

SB 666 was referred for engrossment.

President Pro Tempore McSpadden asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 666** to the Honorable House for consideration upon its being reported correctly engrossed.

Senator Ham asked to be shown present, which was the order.

Senator Field presiding.

GENERAL ORDER

SB 676 by Berrong was read and considered.

Senator Dacus asked to be made coauthor of **SB 676**, which was the order.

As provided under Rule 9-f, upon request of Senator Berrong, Representative

Allard was added as the House Author of **SB 676**.

Upon motion of Senator Berrong, **SB 676** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 676** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 676 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Bradley, Gee, Martin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Bradley, Gee, Martin.—4.

The emergency was declared passed.

SB 676 was referred for engrossment.

GENERAL ORDER

SB 690 by Berrong was read and considered.

Senator Dacus asked to be made co-author of **SB 690**, which was the order.

As provided under Rule 9-f, upon request of Senator Berrong, Representative Allard was added as the House Author of **SB 690**.

Upon motion of Senator Berrong, **SB 690** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 690** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 690 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Bradley, Gee, Ham, Horn, McSpadden, Martin.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Bradley, Gee, Ham, Horn, McSpadden, Martin.—7.

The emergency was declared passed.

SB 690 was referred for engrossment.

Senator Gee asked to be shown present, which was the order.

GENERAL ORDER

HB 864 by Abbott of the House and McClendon of the Senate was read and considered.

Senator Dacus asked to be made a co-author of **HB 864**, which was the order.

Senator Hamilton moved to amend **HB 864**, page 3, by striking the brackets at the beginning of line 3, and at the end of line 4, which amendment was declared adopted.

Senator Luton moved to amend **HB 864**, page 1, line 6, by striking after the word "standards" the remainder of line 6, and on page 2, by striking the language in line 1, through and including the word "education."

Senator Breckinridge asked to be made a coauthor of the Luton amendment, which was the order.

Senator Hamilton moved to table the Luton-Breckinridge amendment, which motion was declared adopted.

Senator Selman moved to amend **HB 864**, page 3, line 4, by inserting after the word "less" the language "Any such policy may exclude from coverage the first One Thousand Dollars (\$1,000.00) of any loss incurred. Such exclusion shall not, however, be so construed as to relieve the person on whom such insurance is written from liability" which amendment was declared adopted.

Upon motion of Senator McClendon, **HB 864**, as amended, was advanced to engrossment.

Upon unanimous consent, upon request of Senator McClendon, **HB 864**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 864 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Terrill, Williams, Young.—36.

Nay: Breckinridge, Ferrell, McGraw.—3.

Excused: Bradley, Hargrave, McSpadden, Martin, Nichols, Smith, Stansberry, Stipe, Taliaferro.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Terrill, Williams, Young.—36.

Nay: Breckinridge, Ferrell, McGraw.—3.

Excused: Bradley, Hargrave, McSpadden, Martin, Nichols, Smith, Stansberry, Stipe, Taliaferro.—9.

The emergency was declared passed.

HB 864, as amended, was referred for engrossment.

Senator Massad presiding.

GENERAL ORDER

SB 572 by Romang and Birdsong was read and considered.

Senator Murphy asked to be made co-author of **SB 572**, which was the order.

Senator Romang moved to amend **SB 572**, page 2, line 14½, by adding a new section to read as follows: "Section 2. The defense of contributory negligence or of assumption of risk shall, in all cases whatsoever, be a question of fact, and shall, at all times, be left to the jury" and by

renumbering the subsequent sections accordingly, and amending the title to conform, which amendment was declared adopted.

Upon motion of Senator Romang, **SB 572**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **SB 572**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 572 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Breckinridge, Dacus, Garrett, Gee, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Stipe, Taliaferro, Williams. Young.—29.

Nay: Berrong, Ferrell, Field, Findeiss, Grantham, Graves, Selman, Stansberry.—8.

Excused: Atkinson, Baldwin, Bradley, Garrison, Horn, McSpadden, Martin, Porter, Smalley, Smith, Terrill.—11.

The bill was declared passed.

Senator Romang asked unanimous consent that the Emergency Section of **SB 572** be stricken and the title amended to conform, which was the order.

SB 572, as amended, was referred for engrossment.

Senator Romang asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 572** to the Honorable House for consideration upon its being reported correctly engrossed.

DECLARATION OF VOTE

Senator Gee asked that the record show, had he been present at the time of third reading and final passage of **SJR 60**, he

would have voted AYE, which was the order.

GENERAL ORDER

SB 315 by Holden, Nichols, Stipe, Graves and Young was read and considered.

Senator Selman asked to be made a co-author of **SB 315**, which was the order.

Upon motion of Senator Holden, **SB 315** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **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: Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—36.

Excused: Atkinson, Baggett, Baldwin, Bradley, Garrison, Howard, McSpadden, Martin, Miller, Porter, Smith, Terrill.—12.

The bill was declared passed.

On the question of emergency, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—36.

Excused: Atkinson, Baggett, Baldwin, Bradley, Garrison, Howard, McSpadden, Martin, Miller, Porter, Smith, Terrill.—12.

The emergency was declared passed.

SB 315 was referred for engrossment.

Senator Holden asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 315** to the Honorable House for consideration upon its being reported correctly engrossed.

GENERAL ORDER

SB 171 by Murphy was read and considered.

Senator Romang asked to be made a co-author of **SB 171**, which was the order.

Senator Stipe moved to amend **SB 171**, page 2, line 14, by inserting after the word "Department." the sentence "Such cancellation or denial may be appealed at any time to the Court of Special Sessions or the District Court of the county of residence of the applicant or licensee" which amendment was declared adopted.

Senator Williams moved to amend **SB 171**, page 2, line 9, by inserting after the figures "6-110." the sentence "All such tests and examinations shall be conducted in the county of the residence of applicant, insofar as possible" which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 171**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 171**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 171 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Field, Findeiss, Gee, Grantham, Ham, Hamilton, Horn, Howard, Keels, McClendon, McGraw, Massad, Massey, Miller, Murphy,

Nichols, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Williams.—30.

Nay: Graves, Hargrave, Luton, Payne.—4.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Garrison, Holden, McSpadden, Martin, Porter, Smith, Stansberry, Terrill, Young.—14.

The bill was declared passed.

SB 171, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 643 and 666, and **SJR 60** each correctly engrossed.

Engrossed **SBs 643 and 666** and **SJR 60** were properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 291 by Murphy was read and considered.

Senator Gee moved to amend **SB 291**, page 5, line 1, by inserting after the word "agent" and before the word "issuing" the words "or motor license agent" which amendment was declared adopted.

Senator Berrong moved to amend **SB 291**, page 5, line 18, by striking after the word "ment" the remainder of line 18, and on page 6, by striking all of lines 1, 2, 3, and 4, and by striking the language on line 5 through and including the word "examinations."

Senator Murphy moved to table the Berrong amendment, which amendment was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Berry, Birdsong, Field, Findeiss, Gee, Grantham, Graves, Hamilton, Luton, McGraw, Murphy, Nichols, Romang, Selman, Smalley.—16.

Nay: Atkinson, Berrong, Boecher, Dacus, Hargrave, Howard, Keels, McClendon, Massad, Massey, Payne, Short, Stipe, Taliaferro, Williams, Young.—16.

Excused: Baldwin, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Ham, Holden, Horn, McSpadden, Martin, Miller, Porter, Smith, Stansberry, Terrill.—16.

The vote occurring upon the Berrong amendment, it was declared failed of adoption upon a roll call as follows:

Aye: Berrong, Dacus, Hargrave, Howard, McClendon, McGraw, Massey, Payne, Short, Stipe, Taliaferro, Williams, Young.—13.

Nay: Atkinson, Baggett, Berry, Birdsong, Boecher, Field, Findeiss, Gee, Grantham, Graves, Hamilton, Luton, Masad, Murphy, Porter, Romang, Selman, Smalley.—18.

Excused: Baldwin, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Ham, Holden, Horn, Keels, McSpadden, Martin, Miller, Nichols, Smith, Stansberry, Terrill.—17.

Senator Selman moved to amend **SB 291**, page 4, line 6, by striking the word "may" and substituting therefor the word "shall" which amendment was declared adopted.

Senator Hamilton raised the question of "no quorum."

Upon motion of Senator Murphy, **SB 291**, as amended, was advanced to engrossment.

The Presiding Officer ordered the roll called and declared a quorum was present.

Senator Bradley asked to be shown present, which was the order.

RESOLUTION

By unanimous consent, **SR 77** by Atkinson was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 77—By Atkinson.

A RESOLUTION DIRECTING THE PRESIDENT PRO TEMPORE OF THE SENATE TO APPOINT A COMMITTEE OF FIVE MEMBERS OF THE SENATE TO MAKE AN INVESTIGATION OF ANY IRREGULARITIES IN THE PROCED-

URES OF THE STATE BARBER BOARD AND MAKE A FULL REPORT OF THEIR FINDINGS TO THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE.

WHEREAS, accusations have been made charging irregularities in procedures of the State Barber Board; and

WHEREAS, an investigation should be made by a committee of this Senate to ascertain the facts and clear the names of persons whose integrities have been impugned by such accusations.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the President Pro Tempore of the Senate appoint a committee of five members of the Senate to investigate any irregularities in the procedures of the State Barber Board and make a report of their findings to the Senate of the Second Session of the Thirty-first Oklahoma Legislature.

PENDING SENATE ACTION

HCR 568 by Watkins, et al, of the House and Boecher of the Senate was called up for consideration.

By unanimous consent, upon request of Senator Boecher, all other members of the Senate were added as coauthors of the Resolution.

HCR 568, as coauthored, was read at length, adopted upon motion of Senator Boecher, properly signed, and ordered returned to the Honorable House.

GENERAL ORDER

SB 671 by Baggett was read and considered.

Senator Hamilton moved to amend **SB 671**, beginning on page 3, by changing the comma to a period following the word "parties" on line 17, by striking the remainder of line 17 and all of line 18, and on page 4, by striking lines 1 and 2, which

amendment was declared failed of adoption.

Upon motion of Senator Baggett, **SB 671** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 671** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 671 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Bradley, Ferrell, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Luton, McGraw, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Williams, Young.—26.

Nay: Hamilton.—1.

Excused: Atkinson, Baldwin, Berrong, Breckinridge, Dacus, Field, Garrett, Hargrave, Holden, Horn, Howard, Keels, McClendon, McSpadden, Martin, Massey, Smith, Stansberry, Stipe, Taliaferro, Terrill.—21.

The bill was declared passed.

Senator Baggett asked unanimous consent that the emergency section of **SB 671** be stricken and the title amended to conform, which was the order.

SB 671, as amended, was referred for engrossment.

Senator Baggett asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 671** to the Honorable House for consideration upon its being reported correctly engrossed.

MOTION TO RECONSIDER VOTE

Senator Garrison asked for an extension of one day for consideration of his motion to reconsider the vote by which the emergency section of **SB 453** failed of passage, which was the order.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1136** and **1293**.

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 559**.

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

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Thirty-seventh Legislative Day

Tuesday, March 5, 1968

Pursuant to adjournment, the Senate was called to order by Senator Payne, designated by the President Pro Tempore so to do.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, G e e, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—39.

Excused: Baldwin, Garrison, Ham, McClendon, McSpadden, Martin, Porter, Smith, Terrill.—9.

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain and is incorporated herein by unanimous consent upon request of Senator Atkinson:

Almighty God, we stand before Thee filled with wonder that the dwelling of God is with men. Thou hast chosen to dwell in our poor and shabby lives, lifting it now and then above the dominance of animal passion and greed and making it a mirror of the true and the beautiful of the world. As members and guests of the State Senate of Oklahoma, grant that our part in the world's life today will not obscure Thy presence but rather make Thy will plain to the eyes of all men. Let us stand today for whatever is pure and true and just and good; for the advancement of

science and education and true learning; for the redemption of business from the blight of selfishness; for the rights of the weak and the oppressed; for industrial cooperation and mutual help; for the conservation of all our natural resources; for the preservation of the rich traditions of the past; for the recognition of new workings of Thy Spirit in the minds of men in our own time, looking forward and striving for more glorious days to come. Help us as individuals today to put right before interest; others before self, things of the spirit before things of the body; attainment of noble ends above the enjoyment of present pleasures; let us put principle before reputation and let us put Thee, O God, above all else. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 882—By Bradley, Andrews, Bynum, Watkins, Odom (V. H.), Nigh, Hutchens (David), Bickford, Williamson, Sanguin, Miskelly and Cate—An Act relating to motor vehicles; providing for issuance of specially designed license tag to members of the Oklahoma National Guard; directing codification; and declaring an emergency.

HB 952—By Thompson—An Act relating to civil procedure; amending 12 O. S. 1961, § 1180, as amended by Section 10, Chapter 297, O. S. L. 1965 (12 O. S. Supp. 1967, § 1180); providing for persons authorized to make answer in garnishment

proceedings; providing that foreign corporation shall make answer within twenty (20) days of summons; and declaring an emergency.

HB 961—By Lane, Harrison, Green, Smith (Norman), Hesser, Thornhill, Nigh, Mountford, McCune, Williamson, Blankenship, Hutchins (Walter), Skeith, Bernard, Sanguin, Jones and Cole of the House and Williams, Graves, Dacus, Birdsong, Boecher and Hargrave of the Senate—An Act relating to motor vehicles; amending 47 O. S. 1961, § 565; providing grounds for denial, revocation or suspension of licenses issued by the Oklahoma Motor Vehicle Commission; defining executive secretary to be executive director; and declaring an emergency.

HB 1015—By Boren—An Act relating to schools; providing for selection of electee by lot in event of the vote in election for members of Boards of Education of school districts and area school district for vocational and technical schools; and declaring an emergency.

HB 1018—By Boren—An Act relating to revenue and taxation; amending Sections 24311, 24312, 24313, 24314, 24315 and 24316 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § § 24311, 24312, 24313, 24314, 24315 and 24316); providing for sale of real property for delinquent taxes and special assessments; providing for notice of sale; providing for time and place of sale; providing for return of sale; providing for records; providing for tax certificates; prescribing fees; and declaring an emergency.

HB 1170—By Hutchins (Walter)—An Act relating to motor vehicles, amending 47 O. S. 1961, § 12-402; prohibiting excessive noise and requiring mufflers on all motor vehicles, including motorcycles, motor bikes and motor scooters; making violations of Act a misdemeanor; prescribing penalties; and declaring an emergency.

HB 1182—By Thornhill—An Act relating to public finance; amending 62 O. S. 1961, § 310.1, as amended by Section 1, Chapter

348, O. S. L. 1967 (62 O. S. Supp. 1967, § 310.1); providing for submission of purchase orders and contracts by county, school district and municipal officers; providing for appointment of employee to authorize purchases under certain amounts; making certain purchases exempt from Act; and declaring an emergency.

HB 1216—By Mountford and Abbott of the House and Luton and Terrill of the Senate—An Act relating to professions and occupations; amending Sections 1, 2, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 17, 19, 20, 22, 23, 26 and 27, Chapter 188, O. S. L. 1965 (59 O. S. Supp. 1967, § § 15.1, 15.2, 15.5, 15.6, 15.8, 15.9, 15.10, 15.11, 15.12, 15.13, 15.14, 15.15, 15.17, 15.19, 15.20, 15.22, 15.23, 15.26 and 15.27); establishing the "Public Accountancy Act of 1968"; creating the Oklahoma State Board of Public Accountancy; authorizing board to promulgate rules and regulations; providing for powers, duties, compensation and expenses; providing for qualification of applicants for certificates and licenses; providing for use of certain titles and designations; providing for reciprocity; providing for registration and issuance of permits to partnerships; prescribing fees; providing for revocation or suspension of certificates and licenses; prohibiting unauthorized use of certain titles and fixing penalty, repealing Section 25, Chapter 188, O. S. L. 1965 (59 O. S. Supp. 1967, § 15.25); providing for codification; making provisions of Act severable; and declaring an emergency.

HB 1246—By Smith (Vondel), Connor, Mountford and Camp—An Act relating to crimes and punishments; amending 21 O.S. 1961, § 381, as amended by Section 1, Chapter 1, O.S.L. 1967 (21 O.S. Supp. 1967, § 381); making it unlawful to bribe or offer bribes to public officers or employees; amending 21 O.S. 1961, § 382, as amended by Section 2, Chapter 1, O.S.L. 1967 (21 O.S. Supp. 1967, § 382); making it unlawful for public officers or employ-

ees to receive or request bribes; providing penalties; and declaring an emergency.

HB 1285—By Trent and Howard—An Act relating to public records, authorizing the reproduction of records, papers, or documents kept by any public officer, to be photographed, microphotographed or reproduced on film; fixing standards of quality therefor; providing that such reproduction be deemed to be original records; providing for destruction of original records in certain cases after certification of true copies; providing for the recording by microfilm of instruments filed for record by the county clerk; authorizing the public officer to sell copies of microfilm to bonded abstractors; and declaring an emergency.

HB 1307—By Johnson—An Act relating to public works; providing contracts of the state for public works shall contain a non-discrimination clause; and declaring an emergency.

HB 1328—By McCune, Hill, Cate, Johnson, Peterson, Thompson and Clemons—An Act relating to the operation of the district courts; providing that the District Judges shall have supervisory direction of district courts; and providing for an effective date.

HB 1329—By Barr of the House and McGraw of the Senate—An Act relating to bail bonds; amending Section 24, Chapter 184, O.S.L. 1965 (59 O.S. Supp. 1967, § 1324); providing for property bond; making such bonds a lien against property listed; providing for indexing of such bonds by court clerk; providing for certificate discharging bond; and declaring an emergency.

HB 1330—By Hopkins, Watkins and Ferguson of the House and Howard of the Senate—An Act relating to counties; amending 19 O.S. 1961, § 956, as last amended by Section 3, Chapter 222, O.S.L. 1967 (19 O.S. Supp. 1967, § 956); providing qualifications for eligibility for benefits in county retirement system; provid-

ing creditability for time spent in Armed Forces of the United States; and declaring an emergency.

HB 1333—By Green and Hutchins (Walter)—An Act relating to abandoned motor vehicles; providing procedure for disposing of abandoned motor vehicles; repealing Sections 5 and 6, Chapter 363, O.S.L. 1967 (47 O.S. Supp. 1967, §§ 905 and 906), and other conflicting laws; making provisions of act severable; and declaring an emergency.

HB 1335—By Vann—An Act relating to District Attorneys; amending Section 15, Chapter 256, O.S.L. 1965, as amended by Section 7, Chapter 265, O.S.L. 1967 (19 O.S. Supp. 1967, § 215.15); providing for appointment and compensation of assistants and other personnel; prescribing qualifications of assistants; and declaring an emergency.

HB 1339—By Inhofe—An Act relating to insurance; repealing Section 1, Chapter 397, O.S.L. 1967 (36 O.S. Supp. 1967, § 6081); pertaining to agents' identification cards; and declaring an emergency.

The above numbered HBs were read for the first time.

UNANIMOUS CONSENT REQUEST

Senator Field asked unanimous consent, which was granted, that the President Pro Tempore be authorized to address a communication to Mr. Czar Langston, Jr., General Manager of the REA, expressing the deep appreciation of the individual Members of the State Senate for the unusual and ornate plaque distributed to each Member thereof by the Oklahoma Rural Association of Electric Cooperatives.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 315, 572, 671, 676 and 690 each correctly engrossed.

SR 77 correctly enrolled.

Engrossed **SBs 315, 572, 671, 676 and 690** were properly signed and ordered trans-

mitted to the Honorable House for consideration.

Enrolled SR 77 was properly signed and ordered transmitted 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 621—Agriculture, Consumer Affairs and Wildlife.

SB 714—Business, Industry and Labor Relations.

SB 723—Business, Industry and Labor Relations.

SB 746—Education.

SB 762—Committee on Committees and Rules—To Education by previous order.

SJR 64—Education.

HB 1003—Agriculture, Consumer Affairs and Wildlife.

HB 1107—Agriculture, Consumer Affairs and Wildlife.

DO PASS, as amended:

SB 498—Business, Industry and Labor Relations.

SB 524—Business, Industry and Labor Relations.

SB 609—Business, Industry and Labor Relations.

SB 617—Business, Industry and Labor Relations—Coauthored by Birdsong.

SB 660—Agriculture, Consumer Affairs and Wildlife.

SB 678—Agriculture, Consumer Affairs and Wildlife.

SB 721—Committee on Committees and Rules.

SB 744—Education.

SB 756—Governmental Affairs.

HB 554—Agriculture, Consumer Affairs and Wildlife.

WITHOUT RECOMMENDATION:

SB 767—Education.

HB 1105—Agriculture, Consumer Affairs and Wildlife.

SECOND READING

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

HB 1022—Revenue and Taxation.

HB 1198—Judiciary.

HB 1257—Governmental Affairs.

DECLARATION OF VOTE

Senator Ferrell asked that the record show, had he been present at the time of third reading and final passage of **SB 171**, he would have voted AYE, which was the order.

GENERAL ORDER

SB 603 by Grantham, Field, Bradley, Selman, Martin and Ferrell of the Senate and Skeith of the House was read and considered.

Senators Dacus and Murphy asked to be made coauthors of **SB 603**, which was the order.

Senator Bradley raised the question of "no quorum."

The Presiding Officer ordered the roll called and declared a quorum was present.

Upon motion of Senator Grantham, **SB 603** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 603** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 603 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, McGraw, Massad, Mur-

phy, Nichols, Romang, Selman, Smalley, Stipe, Taliaferro, Young.—29.

Nay: Birdsong, Findeiss, Hargrave, Luton, Massey, Miller, Payne, Short, Stansberry, Williams.—10.

Excused: Baldwin, Garrison, Ham, McClendon, McSpadden, Martin, Porter, Smith, Terrill.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McGraw, Massad, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—36.

Nay: Luton, Miller, Payne.—3.

Excused: Baldwin, Garrison, Ham, McClendon, McSpadden, Martin, Porter, Smith, Terrill.—9.

The emergency was declared passed.

SB 603 was referred for engrossment.

Senator Grantham asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 603** to the Honorable House for consideration upon its being reported correctly engrossed.

Senator Luton presiding.

Senators Ham, Terrill, Garrison and Smith asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 171 and **HB 864** each correctly engrossed.

Engrossed **SB 171** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 864**, as amended, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 588 by Howard and Gee was read and considered.

Senator Gee, joined by Senator Howard, moved to amend **SB 588**, page 5, lines 3 and 5, and on page 6, lines 1 and 8, by striking the word “county” appearing on said lines and substituting therefor the words “district court” which amendment was declared adopted.

Senator Gee, joined by Senator Howard, moved to amend **SB 588**, on page 8, lines 8 and 11; page 9, line 14; page 10, lines 10 and 12; page 11, lines 2, 8, and 10; page 13, line 12; and page 14, lines 1, 3, 4, 7, 12, and 17, by striking the word “county” on the respective lines and substituting therefor the words “district court”

Senator Smalley moved to amend that portion of the Gee amendment applying to Section 5, by replacing the words “court clerk” throughout said amendment with the words “associate district judge” which amendment was tabled upon motion of Senator Gee.

The vote occurring upon the Gee amendment, it was declared adopted.

Senator Payne moved to amend **SB 588**, page 8, line 11, by striking after the word “the” the remainder of line 11, all of line 12, and the language on line 13, down through and including the word “attorney”, and by amending the title to conform.

Senator Howard asked to be made a coauthor of the Payne amendment, which was the order.

The vote occurring upon the Payne-Howard amendment, it was declared adopted.

Senator Young moved to amend **SB 588**, page 6, line 4, by inserting after the word “house” and before the word “and” the words “one notice to be served on the district attorney or his assistant” which amendment was declared adopted.

Senator Young moved to amend **SB 588**, page 6, line 9, by adding after the word “license” and before the word “Any” the

sentence "Any party aggrieved by any decision of the court clerk can appeal to the district court as specified in 37 O.S. § 163.11" which amendment was declared adopted.

Senator Romang moved to amend SB 588, page 13, line 2, by showing the new language, beginning with the word "after" as being paragraph (7), which amendment was declared adopted.

Senator Smalley presiding.

Senator Baggett moved to amend SB 588, page 13, line 6, by substituting the words "the same" for the word "any" and by striking the words "or covering".

Senator Romang moved to table the Baggett amendment, which motion was declared failed of adoption.

The vote occurring upon the Baggett amendment, it was declared adopted.

Senator Young moved to amend SB 588, page 13, line 1, by inserting after the word "liquor" and before the word "after" a new paragraph to be designated as paragraph (7) to read as follows: "Violating any law pertaining to the use of, possession of, or sale of drugs or narcotics or the violation of the narcotics laws of the state of Oklahoma or the United States" and by renumbering the succeeding paragraph (7) as paragraph (8), which amendment was declared adopted.

Senator Howard moved to amend SB 588, page 20, line 12, by striking all of Section 9, and by renumbering the succeeding sections accordingly, and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Howard, SB 588, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 588, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 588 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Grantham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Massad, Nichols, Payne, Selman, Short, Smith, Stansberry, Terrill, Young.—30.

Nay: Ferrell, Field, Graves, Ham, Horn, Miller, Murphy, Romang, Smalley, Williams.—10.

Excused: Baldwin, McClendon, McSpadden, Martin, Massey, Porter, Stipe, Taliaferro.—8.

The bill was declared passed.

SB 588, as amended, was referred for engrossment.

Senator Howard asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting SB 588 to the Honorable House for consideration upon its being reported correctly engrossed.

Senators McClendon, McSpadden and Baldwin asked to be shown present, which was the order.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 568.

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

GENERAL ORDER

SB 185 by Massey was read and considered.

Senator Romang moved to amend SB 185, page 16, line 15, by striking section numbers 1032 through 1039 inclusive, which amendment was tabled upon motion of Senator Baggett.

Senator Romang moved to amend SB 185, page 16, line 18, by striking the language contained in Section 17, and substituting therefor the language "The provisions of this Act shall be cumulative to

the laws relating to the same subject matter," which amendment was tabled upon motion of Senator Baggett upon a roll call as follows:

Aye: Atkinson, Baggett, Berry, Boecher, Bradley, Breckinridge, Field, Garrett, Gee, Grantham, Hargrave, Luton, McClendon, McGraw, Massad, Massey, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill.—23.

Nay: Baldwin, Berrong, Birdsong, Dacus, Ferrell, Garrison, Graves, Ham, Hamilton, Horn, Howard, Keels, Miller, Murphy, Romang, Selman, Short, Stansberry, Williams, Young.—20.

Excused: Findeiss, Holden, McSpadden, Martin, Porter.—5.

Upon motion of Senator Massey, **SB 185** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Murphy, Nichols, Payne, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—40.

Nay: Bradley, Field, Miller, Romang, Williams.—5.

Excused: Martin, Porter, Stipe.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckin-

ridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Murphy, Nichols, Payne, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—40.

Nay: Bradley, Field, Miller, Romang, Williams.—5.

Excused: Martin, Porter, Stipe.—3.

The emergency was declared passed.

SB 185 was referred for engrossment.

DECLARATION OF VOTE

Senator Ham asked that the record show, had he been present at the time of third reading and final passage of **SJR 60**, he would have voted AYE, which was the order.

GENERAL ORDER

SB 636 by Gee of the Senate and Nigh of the House was read and considered.

Upon motion of Senator Gee, **SB 636** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **SB 636** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 636 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Murphy, Nichols, Payne, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—34.

Nay: Baldwin, Bradley, Field, Grantham, Horn, Miller, Romang, Smalley.—8.

Excused: Martin, Massad, Massey, Porter, Stipe, Young.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Beecher, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Murphy, Nichols, Payne, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—34.

Nay: Baldwin, Bradley, Field, Grantham, Horn, Miller, Romang, Smalley.—8.

Excused: Martin, Massad, Massey, Porter, Stipe, Young.—6.

The emergency was declared passed.

SB 636 was referred for engrossment.

Senator Gee asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 636** to the Honorable House for consideration upon its being reported correctly engrossed.

Senator Boecher moved that the Senate recess for the purpose of a Democratic Caucus, which motion prevailed.

*

The Senate reassembled in open session with Senator Graves presiding.

Senator Smith asked unanimous consent, which was granted, that the Rules of the Senate be suspended and **SB 291** be considered engrossed and placed upon 3rd Reading and final passage.

THIRD READING

SB 291 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Boecher, Field, Garrison, Gee, Grantham, Hamilton, Holden, Horn, Howard, McGraw, McSpadden, Massad, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill.—24.

Nay: Birdsong, Garrett, Graves, Hargrave, Keels, Luton, McClendon, Miller, Payne, Young.—10.

Excused: Baggett, Berrong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Ham, Martin, Massey, Porter, Stansberry, Stipe, Williams.—14.

The bill was declared failed of passage.

MOTIONS TO RECONSIDER VOTE

As provided under Rule 20, Senator Murphy moved that the vote be reconsidered by which **SB 291**, as amended, failed of passage.

Senator Garrison asked for an extension of one day for consideration of his motion to reconsider the vote by which the emergency section of **SB 453** failed of passage, which was the order.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a. m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1183**, as amended.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a. m., tomorrow.

Thirty-eighth Legislative Day

Wednesday, March 6, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baggett, Berrong, Hamilton, McSpadden, Murphy, Payne, Stipe.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain and is incorporated herein by unanimous consent upon request of Senator Field:

Almighty God, the Giver of Life, which Thou hast called us to live, we give thanks for this new day; for its long hours waiting to be filled with joyous and helpful labor; for its open opportunities; for its hope of new beginnings. Stir us with the desire to richly fulfill this day's opportunity. Let us not break faith with any of yesterday's promises or leave unrepaired any of yesterday's wrongs. Let us see no person in distress and pass by on the other side. Let us leave no duty behind us unattempted. Where our deeds could make the world a better place for man to live, let us act with intelligence and vigor. Where our words can cheer a despondent heart or strengthen a weak will, let us speak clearly and kindly. So for

the living of this great day and the fulfillment of this high hour grant us courtesy, meekness of attitude and strength of character; give us patience, charity and sincerity of speech, that in Thy Holy Name we shall be numbered today among all who are valiant for truth; all who work for just laws; the relief and poverty; the healing of diseases, the rescue of the fallen and all who work for peace among the nations. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 802—By Smithey, Hopkins, Bernard, Hargrave and Fair—An Act relating to insurance; requiring that an "uninsured motorist clause" be contained in every automobile liability insurance policy; prescribing the limits of liability of such coverage; providing for an insolvency clause; providing exceptions; defining terms; establishing an effective date for this Act; directing codification; providing for severability of the Act; and repealing conflicting laws.

HB 905—By Bernard, Trent, Hunter, Kamas, Townsend, Sandlin, Bean, Goodfellow and Derryberry of the House and Luton, Field and Nichols of the Senate—An Act relating to water pollution; creating a department of pollution control; stating purpose, powers and duties; continuing duties of State Corporation Commission, Oklahoma Water Resources Board, State Department of Health, Oklahoma Wildlife Conservation Commission, State Board of Agri-

culture as to pollution control and placing certain duties on the Attorney General; providing for adoption and promulgation of rules, regulations and standards; authorizing proceedings before the governing board of the department; providing for penalties for violations; making provisions of Act cumulative; making provisions of Act severable; and declaring an emergency.

HB 962-68—By Thornhill of the House and Williams of the Senate—An Act relating to dependent or neglected children; providing prosecution of inmates or escapees of training schools for violation of any criminal act; providing procedure for certifying juveniles as adults; providing notice of such hearings and right to jury trial unless waived; providing for appointment of counsel and for compensation of counsel for inmates of training schools; providing for record of such hearings; preserving present statutes; and declaring an emergency.

HB 1024—By Hutchins (Walter)—An Act relating to motor vehicles; providing for issuance of motor vehicle license plates bearing certain special designations; directing codification; and declaring an emergency.

HB 1045—By Peterson and Poulos of the House and Grantham of the Senate—An Act relating to crimes and punishments; providing that any person in this state who steals or embezzles a trade secret or an article representing a trade secret is guilty of larceny; defining terms; directing codification; and declaring an emergency.

HB 1109—By Mountford—An Act relating to securities; amending 71 O. S. 1961, § 306, as amended by Section 1, Chapter 395, O. S. L. 1967 (71 O. S. Supp. 1967, § 306); providing for denial, suspension or revocation of registration; authorizing administrator to apply for order appointing conservator, or order directing liquidation and dissolution; stating grounds; and declaring an emergency.

HB 1157—By Abbott of the House and Miller of the Senate—An Act relating to civil procedure; amending 12 O. S. 1961, § 1277; providing for care and custody of children after divorce; defining minor children; and declaring an emergency.

HB 1176—By Howard—An Act relating to oil and gas; providing procedure for leasing of mineral interests of owners who cannot be located; providing for petition, notice, publication and hearing; providing for appointment of receiver; providing for lease of interest; providing for deposit of funds received; providing for discharge of receiver; making provisions of Act severable; and declaring an emergency.

HB 1200—By Cate—An Act relating to public health and safety; providing that the addition of blood products or tissues to the human body shall be deemed a transaction for the purposes of this Act; excluding warranty of products thereon; and making provisions of Act severable.

HB 1228—By Camp—An Act relating to corporations; amending 18 O. S. 1961 § 1.198a; providing for suspension, revocation or cancellation of corporate charter upon failure of corporation to pay franchise tax; providing that suspension be deemed to constitute the institution of proceedings for voluntary dissolution; and declaring an emergency.

HB 1271—By Vann—An Act relating to county officers; providing the Board of County Commissioners shall designate which holidays the county offices will be closed; and declaring an emergency.

HB 1277—By Smith (Vondel), Patterson (Ruth), Camp and Fair—An Act designating the Barite Rose as the official State Rock; directing codification; and declaring an emergency.

HB 1313—By Watkins, Hargrave and Smithey—An Act relating to crimes and punishment; requiring permit for the carrying of certain weapons; outlining form and procedure in making application; vesting certain duties in the sheriff and other officers; requiring payment of fee,

authorizing renewal and providing grounds for revocation; requiring exhibit of permit under certain conditions; providing exemptions from permit requirement; providing penalties for violation of this Act; repealing conflicting laws; making the provisions of this Act severable; and declaring an emergency.

HB 1341—By Thornhill—An Act relating to motor vehicles; amending 47 O. S. 1961, § 6-103; providing that the Department of Public Safety issue only probationary operators' licenses to persons between the ages of sixteen and eighteen years; providing for revocation of such licenses; repealing conflicting laws; and declaring an emergency.

The above numbered **HBs** were read for the first time.

COMMITTEE REPORT

Senator Smith submitted the following report from the Committee on Committees and Rules, and asked that the tabulation reflecting Committee work be incorporated in the Journal, which was the order:

Mr. President: Your Committee on Committees and Rules begs leave to report that the Committee has tabulated the measures assigned the Committees of the Senate, and the following tabulation reflects the number of measures assigned each Committee, the number reported out, the number withdrawn and the number of Bills and Resolutions still in Committee as of February 29, 1968:

PROGRESS OF LEGISLATION IN SENATE AS OF ADJOURNMENT FEBRUARY 29, 1968

NAME OF COMMITTEE	Chairman	Senate Legislation			House Legislation		
		Assigned to Committee	Passed	Withdrawn	Assigned to Committee	Passed	Withdrawn
Agriculture, Consumer Affairs and Wildlife	Massad	17	6		11	2	
Appropriations and Budget	Baldwin	38	30		48	30	1
Business, Industry and Labor Relations	Payne	46	8		11	2	
Conservation and Economic Development	Luton	26	8		7	1	
Education	Terrill	33	11		18	5	
Governmental Affairs	Baggett	60	27		20	2	
Health, Welfare and Veterans' Affairs	Graves	25	16		9	5	
Judiciary	Gee	85	29		58	16	
Revenue and Taxation	Taliaferro	23	11	1	12	9	
Roads, Highways and Public Safety	Grantham	23	10		9	3	
Committee on Committees and Rules	Smith	22	9		4	1	
Total		398	165	1	207	76	1

	Introduced	Passed	Failed	Stricken
Senate Bills	84	94	1	2
Senate Resolutions	11	11		
Senate Joint Resolutions	9	2	2	
Senate Concurrent Resolutions	10	5		
House Legislation in Senate—				
Bills	126	35		
Joint Resolutions	5	1		
Concurrent Resolutions	12	8		

Respectfully submitted,
SMITH, Chairman.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 185, 588, 603 and 636 each correctly engrossed.

Engrossed SBs 185, 588, 603 and 636 were 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 735—Judiciary.

SB 738—Judiciary.

SJR 57—Judiciary.

HB 1196—Health, Welfare and Veterans' Affairs—Coauthored by Garrett, Miller, Birdsong and Graves.

DO PASS, as amended:

SB 726—Health, Welfare and Veterans' Affairs.

SB 739—Health, Welfare and Veterans' Affairs.

SB 740—Judiciary.

SB 753—Judiciary.

SECOND READING

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

HB 882—Revenue and Taxation.

HB 952—Judiciary.

HB 961—Judiciary.

HB 1015—Education.

HB 1018—Revenue and Taxation.

HB 1170—Roads, Highways and Public Safety.

HB 1182—Governmental Affairs.

HB 1216—Business, Industry and Labor Relations.

HB 1246—Judiciary.

HB 1285—Judiciary.

HB 1307—Judiciary.

HB 1328—Judiciary.

HB 1329—Judiciary.

HB 1330—Governmental Affairs.

HB 1333—Roads, Highways and Public Safety.

HB 1335—Judiciary.

HB 1339—Business, Industry and Labor Relations.

GENERAL ORDER

SB 445 by Romang was read and considered.

Senator Short moved to amend SB 445, page 1, line 5, by striking the word "defeat" and substituting therefor the word "oppose", which amendment was declared adopted.

Senator Short moved to amend SB 445, page 1, line 6, by striking the word "defeat" and substituting therefor the word "oppose", which amendment was declared adopted.

Senator Miller moved to amend SB 445, page 2, line 1, by adding after the word "ment" and before the word "or" the language "or any other issue in a state, city, county or school board election" and by amending the title to conform thereto, which amendment was declared adopted upon motion of Senator Romang.

Upon motion of Senator Romang, SB 445, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, SB 445, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 445 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gar-

risson, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Excused: Baggett, Berrong, Gee, Hamilton, McSpadden, Massey, Murphy, Payne, Stipe, Terrill.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Excused: Baggett, Berrong, Gee, Hamilton, McSpadden, Massey, Murphy, Payne, Stipe, Terrill.—10.

The emergency was declared passed.

SB 445, as amended, was referred for engrossment.

Senator Romang asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting SB 445 to the Honorable House for consideration upon its being reported correctly engrossed.

Senators Berrong, Payne and Hamilton asked to be shown present, which was the order.

GENERAL ORDER

SB 592 by McGraw was read and considered.

Upon motion of Senator McGraw, SB 592 was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, SB 592 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 592 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berry, Bradley, Breckinridge, Ferrell, Findeiss, Garrison, Holden, Howard, McGraw, Romang, Smith, Stansberry, Taliaferro, Williams.—15.

Nay: Baldwin, Berrong, Birdsong, Boecher, Dacus, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Short, Smalley, Young.—26.

Excused: Baggett, Gee, McSpadden, Murphy, Selman, Stipe, Terrill.—7.

The bill was declared failed of passage.

Senators Stipe and Baggett asked to be shown present, which was the order.

GENERAL ORDER

SB 500 by Short was read and considered.

Senators Ferrell and Breckinridge asked to be made coauthors of SB 500, which was the order.

Senator Young moved to amend SB 500, page 2, line 12, by adding after the word "agency" and before the word "or" the words "public trust", which amendment was declared adopted.

Senator Short moved to amend SB 500, page 3, line 8, by striking after the word "be" the remainder of Section 4 and adding the following language in lieu thereof: "made in the open market and be based on at least three competitive bids secured by direct mail request, telephone, or public notice. The contracting authority shall keep a record of all open market contracts and the bids submitted in competition thereon, and such record shall be open to public inspection at all reasonable times", which amendment was declared adopted.

Senator Short moved to amend SB 500,

page 3, line 16, by adding after the word "individuals" and before the word "contracts" the words "contracts for the repair of equipment and minor repair of buildings", which amendment was declared adopted.

Senator Short moved to amend **SB 500**, page 4, line 4½ by adding an additional section to be numbered Section 6 and re-number all subsequent sections accordingly. Section 6, "In case of an apparent emergency, which requires immediate purchase of supplies or contractual services, the governing body of the contracting authority shall be empowered to secure by open market procedures, at the lowest obtainable price, any supplies or contractual services regardless of the amount of the expenditure. A full report of the circumstances of an emergency purchase shall be made a part of the records of the contracting authority and shall be open to public inspection.

"In case of an actual emergency, the head of any contracting authority may purchase directly any supplies or contractual services whose immediate procurement is essential to prevent delays in the work of the contracting authority which may vitally affect the life, health or convenience of the citizens. In all cases where purchases are made by the head of a contracting authority, he shall, within twenty-four (24) hours thereafter, prepare a full written report of the facts and circumstances constituting the emergency and file such report with the governing body of the contracting authority. The governing body of any contracting authority may prescribe additional rules and regulations not inconsistent with this Act governing emergency purchases.", which amendment was declared adopted.

Senator Short moved to amend **SB 500**, page 4, line 5, by adding after the word "officers" and before the word "of" the words "and employees", which amendment was declared adopted.

Senator Short moved to amend **SB 500**,

page 4, line 7, by striking after the word "contract" the words "and their relatives within the third degree by blood or marriage," which amendment was declared adopted.

Senator Short moved to amend **SB 500**, page 7, line 7, by striking after the word "of" and before the word "contracting" the word "the" and substituting therefor the words "a building or construction", which amendment was declared adopted.

Senator Short moved to amend **SB 500**, page 9, line 12, by adding after the period the language "If no responsible bid is received after the second compliance with the formal bid procedure, the contracting authority may let such contract in accordance with the open market procedure as set out in Section 4, hereof", which amendment was declared adopted.

Senator Short moved to amend **SB 500**, page 12, line 4, by striking the word "negotiated" and substituting therefor the word "awarded", which amendment was declared adopted.

Senator Short moved to amend **SB 500**, page 12, line 7, by striking the words "on force account" and substituting therefor the language "by the forces of the contracting authority", which amendment was declared adopted.

Senator Field moved to amend **SB 500**, page 2, line 8, beginning on line 7, by striking the words and figures "One Thousand Dollars (\$1,000.00)" and substituting therefor the words and figures "Five Thousand Dollars (\$5,000.00)", which amendment was declared adopted.

Senator Field moved to amend **SB 500**, by changing the words and figures "One Thousand Dollars (\$1,000.00)" to the words and figures "Five Thousand Dollars (\$5,000.00)" throughout the Bill wherever the words and figures "One Thousand Dollars (\$1,000.00)" appears, which amendment was declared adopted.

Upon motion of Senator Short, **SB 500**,

as amended, was advanced to engrossment.

Senator Short asked unanimous consent that **SB 500** be ordered printed, as amended, which was the order.

GENERAL ORDER

SB 434 by Smith was read and considered.

Upon motion of Senator Smith, **SB 434** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 434** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 434 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Massey, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—37.

Nay: Dacus, Ferrell, Hargrave, Porter.—4.

Excused: McClendon, McSpadden, Martin, Massad, Miller, Murphy, Terrill.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—38.

Nay: Dacus, Ferrell, Hargrave, Porter.—4.

Excused: McClendon, McSpadden, Massad, Miller, Murphy, Terrill.—6.

The emergency was declared passed.

SB 434 was referred for engrossment.

Senator Smalley presiding.

Senator Murphy asked to be shown present, which was the order.

GENERAL ORDER

SB 725 by Smith and McGraw was read and considered.

Upon motion of Senator Smith, **SB 725** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 725** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 725 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Excused: Baggett, Berry, McClendon, McSpadden, Massad, Porter, Terrill.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Excused: Baggett, Berry, McClendon, McSpadden, Massad, Porter, Terrill.—7.

The emergency was declared passed.

SB 725 was referred for engrossment.

GENERAL ORDER

SB 613 by Young was read and considered.

Upon motion of Senator Young, SB 613 was advanced to engrossment.

By unanimous consent, upon request of Senator Young, SB 613 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 613 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Nay: Grantham.—1.

Excused: Baggett, McSpadden, Massad, Massey, Porter, Terrill.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Nay: Grantham.—1.

Excused: Baggett, McSpadden, Massad, Massey, Porter, Terrill.—6.

The emergency was declared passed.

SB 613 was referred for engrossment.

GENERAL ORDER

SB 669 by Grantham of the Senate and Peterson, et al, of the House was read and considered.

Upon motion of Senator Grantham, SB 669 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 669 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 669 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Excused: Baggett, Berrong, Birdsong, Holden, McClendon, McSpadden, Massad, Massey, Stipe, Terrill.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Excused: Baggett, Berrong, Birdsong, Holden, McClendon, McSpadden, Massad, Massey, Stipe, Terrill.—10.

The emergency was declared passed.

SB 669 was referred for engrossment.

GENERAL ORDER

SB 701 by Grantham and Smith of the Senate and Conaghan, et al, of the House was read and considered.

Senators Garrison, Selman and Romang asked to be made coauthors of SB 701, which was the order.

Upon motion of Senator Grantham, SB 701 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 701 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 701 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—39.

Excused: Baggett, Berrong, Field, Ham, Holden, McSpadden, Murphy, Stipe, Terrill.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—39.

Excused: Baggett, Berrong, Field, Ham, Holden, McSpadden, Murphy, Stipe, Terrill.—9.

The emergency was declared passed.

SB 701 was referred for engrossment.

President Pro Tempore McSpadden asked to be shown present, which was the order.

GENERAL ORDER

SB 724 by Smith was read and considered.

Upon motion of Senator Smith, SB 724 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 724 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 724 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—43.

Excused: Baggett, Berrong, Murphy, Stipe, Terrill.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman,

Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—43.

Excused: Baggett, Berrong, Murphy, Stipe, Terrill.—5.

The emergency was declared passed.

SB 724 was referred for engrossment.

GENERAL ORDER

SB 532 by Smith of the Senate and McCune of the House was read and considered.

Senator Bradley asked to be made co-author of SB 532, which was the order.

Upon motion of Senator Smith, SB 532 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 532 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 532 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Williams, Young.—32.

Nay: Birdsong, Ferrell, Findeiss, Selman.—4.

Excused: Atkinson, Baggett, Berrong, Hargrave, Holden, Horn, Keels, Murphy, Porter, Stansberry, Stipe, Terrill.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang,

Short, Smalley, Smith, Taliaferro, Williams, Young.—33.

Nay: Birdsong, Ferrell, Findeiss, Selman.—4.

Excused: Atkinson, Baggett, Hargrave, Holden, Horn, Keels, Murphy, Porter, Stansberry, Stipe, Terrill.—11.

The emergency was declared passed.

SB 532 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator McSpadden asked for an extension until Monday for consideration of the Berry motion to reconsider the vote by which SB 555 failed of passage, which was the order.

MOTION TO WITHDRAW BILL

Senator Luton moved that SB 244 be ordered withdrawn from the Committee on Business Industry and Labor Relations and that the Bill be printed and placed upon the Calendar, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Dacus, Ferrell, Field, Findeiss, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, Martin, Massad, Miller, Murphy, Nichols, Romang, Short, Smalley, Stansberry, Williams, Young.—29.

Nay: Breckinridge, Gee, Grantham, Howard, McGraw, Payne, Smith.—7.

Excused: Baggett, Boecher, Bradley, Garrison, Keels, McSpadden, Massey, Porter, Selman, Stipe, Taliaferro, Terrill.—12.

GENERAL ORDER

SB 586 by Gee was read and considered.

Senator Gee moved to amend SB 586, by striking all language contained in the title and substituting therefor the language "An Act relating to Civil Procedure; amending 12 O. S. 1961, § 153, as amended by Chapter 355, Section 1, O. S. L. 1967 (12 O. S. Supp. 1967, § 153), prescribing requisite s u m m o n s, providing summons

may be served by sheriff or by mail by court clerk and restricting amount for which judgment may be taken to accord with the amount endorsed; repealing 12 O. S. 1961; § 160; providing for severability; and declaring an emergency" which amendment was declared adopted.

Upon motion of Senator Gee, **SB 586**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **SB 586** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 586 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—40.

Excused: Baggett, Bradley, Horn, Keels, Payne, Porter, Taliaferro, Terrill.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—40.

Excused: Baggett, Bradley, Horn, Keels, Payne, Porter, Taliaferro, Terrill.—8.

The emergency was declared passed.

SB 586, as amended, was referred for engrossment.

Senator Gee asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 586** to the Honorable House for consideration upon its being reported correctly engrossed.

MOTION TO WITHDRAW BILL

Senator Luton moved that **SB 244** be ordered withdrawn from the Committee on Business, Industry and Labor Relations and that the Bill be printed and placed upon the Calendar.

Senator Payne moved to table the Luton motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Boecher, Breckinridge, Ferrell, Gee, Grantham, Howard, McGraw, Payne, Selman, Smith.—10.

Nay: Atkinson, Baldwin, Berrong, Berry, Birdsong, Dacus, Field, Findeiss, Garrison, Graves, Hamilton, Hargrave, Holden, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Stansberry, Taliaferro, Williams, Young.—30.

Excused: Baggett, Bradley, Garrett, Ham, Horn, Keels, Stipe, Terrill.—8.

The vote occurring upon the Luton motion, it was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Dacus, Ferrell, Field, Findeiss, Garrison, Graves, Hamilton, Hargrave, Holden, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Stansberry, Williams, Young.—30.

Nay: Boecher, Breckinridge, Gee, Grantham, Howard, McGraw, Payne, Smith, Taliaferro.—9.

Excused: Baggett, Bradley, Garrett, Ham, Horn, Keels, Selman, Stipe, Terrill.—9.

MOTION TO RECONSIDER VOTE

Senator Murphy asked unanimous consent, which was granted, for consideration of his motion to reconsider the vote whereby **SB 291** failed of passage.

By unanimous consent, upon request of Senator Murphy, his motion, to reconsider the vote by which **SB 291** failed of passage, was declared adopted.

On the question of passage of **SB 291**, as amended, the roll was ordered called and resulted as follows:

Aye: Atkinson, Baldwin, Berry, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Hamilton, Holden, Howard, McGraw, McSpadden, Martin, Massad, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—29.

Nay: Berrong, Birdsong, Boecher, Garrett, Graves, Hargrave, Luton, McClendon, Massey, Miller, Payne, Porter, Taliaferro.—13.

Excused: Baggett, Bradley, Ham, Horn, Keels, Terrill.—6.

The bill was declared passed.

REPORT OF ENGROSSED AND ENROLLED BILL

SB 291 correctly engrossed.

Engrossed **SB 291** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 589 by Gee was read and considered.

Upon motion of Senator Gee, **SB 589** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **SB 589** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 589 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—36.

Excused: Baggett, Bradley, Ham, Hargrave, Horn, Keels, McClendon, Miller, Nichols, Porter, Taliaferro, Terrill.—12.

The bill was declared passed.

SB 589 was ordered referred for engrossment.

Senator Gee asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 589** to the Honorable House for consideration upon its being reported correctly engrossed.

GENERAL ORDER

SB 743 by Smith and Bradley of the Senate and Brown of the House was read and considered.

Upon motion of Senator Smith, **SB 743** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 743** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 743 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Luton, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—36.

Excused: Baggett, Berrong, Ham, Hargrave, Horn, Howard, Keels, McClendon, Miller, Porter, Taliaferro, Terrill.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Luton, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—36.

Excused: Baggett, Berrong, Ham, Hargrave, Horn, Howard, Keels, McClendon, Miller, Porter, Taliaferro, Terrill.—12.

The emergency was declared passed.

SB 743 was referred for engrossment.

BILL RE-REFERRED

Senator Grantham asked unanimous consent that **SB 763** be ordered withdrawn from the Committee on Roads, Highways and Public Safety and that the Bill be re-referred to the Committee on Revenue and Taxation, which was the order.

RESOLUTION

By unanimous consent, **SR 78** by Massad was introduced and considered.

Upon request of Senator Massad, all other members of the Senate were added as coauthors of the Resolution.

SR 78, as coauthored, was read at length as follows, adopted upon motion of Senator Massad and ordered referred for enrollment:

SR 78—By Massad, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, and Young.

A RESOLUTION EXPRESSING THE

APPRECIATION OF THE MEMBERS OF THE SENATE TO THE OKLAHOMA ASSOCIATION OF ELECTRIC COOPERATIVES; AND DIRECTING DISTRIBUTION.

WHEREAS, the Oklahoma Association of Electric Cooperatives, together with its member companies, has as its primary purpose the providing of electrical service to all Oklahomans, and they are fulfilling the needs of many citizens who would otherwise be deprived of electrical service; and

WHEREAS, the services provided by the Oklahoma Association of Electric Cooperatives, and its member companies, inure to the benefit of the State of Oklahoma and its citizens thereof; and

WHEREAS, the Oklahoma Association of Electric Cooperatives, and its member companies, have become and are now leaders in promulgating those principals of citizenship and of democracy upon which our Country and State were founded; and

WHEREAS, the Oklahoma Association of Electric Cooperatives have always lent their aid and support to the legislative branch of the government of the State of Oklahoma for the good and benefit of all Oklahomans.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate of the State of Oklahoma does hereby extend its sincere appreciation to the Oklahoma Electric Cooperatives, and its member companies, for the invaluable aid, contribution and services they have made and continue to make for the progress and betterment of all citizens of the State of Oklahoma.

SECTION 2. That duly authenticated copies of this Resolution, after consideration and enrollment, shall be prepared for and transmitted to the Oklahoma Associa-

tion of Electric Cooperatives, its member companies, and to Czar D. Langston, Jr., General Manager.

RESOLUTION

By unanimous consent, **SCR 51** by Luton, et al, was introduced and read as follows:

SCR 51—By Luton, Atkinson, Baggett, Baldwin, Berry, Berrong, Birdsong, Boecher, Bradley, Dacus, Breckinridge, Ferrell, Field, Findeiss, Gee, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young of the Senate and Nigh, et al, of the House.

A Concurrent Resolution relating to the 1968 Oklahoma State "Ability Counts" 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 "The Challenge of Employment Barriers to the Handicapped—a Community Survey"; and directing that authenticated copies of this Resolution be transmitted to each of said outstanding students and to their respective school officials.

SCR 51 was read at length, adopted upon motion of Senator Luton, and ordered referred for engrossment.

PENDING SENATE ACTION

SCR 49 by Williams and Berrong was called up for consideration.

Senators Ferrell and Stansberry asked to be made coauthors of the Resolution, which was the order.

Senator Smith moved that **SCR 49** be ordered withdrawn from the Calendar and that the Resolution be referred to the Committee on Governmental Affairs.

Senator Short moved to table the Smith motion.

Senator Massad, as a substitute, moved that **SCR 49** be stricken from the Calendar.

Following discussion, Senator Massad asked unanimous consent to withdraw his motion, which was the order.

Senator Short asked unanimous consent to withdraw his motion, which was the order.

Senator Williams moved to table the Smith motion to refer **SCR 49** to the Committee on Governmental Affairs, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berrong, Boecher, Bradley, Breckinridge, Findeiss, Garrett, Garrison, McGraw, Martin, Murphy, Romang, Short, Williams.—13.

Nay: Atkinson, Baggett, Baldwin, Berry, Birdsong, Dacus, Field, Gee, Grant-ham, Graves, Hamilton, Holden, Howard, Luton, McClendon, McSpadden, Massad, Massey, Miller, Nichols, Payne, Porter, Selman, Smalley, Smith, Stipe, Taliaferro.—27.

Excused: Ferrell, Ham, Hargrave, Horn, Keels, Stansberry, Terrill, Young.—8.

The vote occurring upon the Smith motion, it was declared adopted.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1183**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 610 by Stipe was read and considered.

Upon motion of Senator Stipe, **SB 610** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 610** was considered engrossed and placed upon third reading and final passage.

Senator Massad presiding.

THIRD READING

SB 610 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Stipe, Taliaferro, Young.—32.

Nay: Bradley, Garrett, Holden, Smalley, Smith, Williams.—6.

Excused: Ferrell, Findeiss, Hargrave, Horn, Howard, Keels, McSpadden, Murphy, Stansberry, Terrill.—10.

The bill was declared passed.

Senator Stipe asked unanimous consent that the Emergency Section of **SB 610** be stricken and the title amended to conform thereto, which was the order.

SB 610, as amended, was ordered referred for engrossment.

SUSPENSION OF RULE 20-c

Senator Smith asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SBs 434, 532, 610, 613, 724, 725, and 743** to the Honorable House for consideration upon said Bills being reported correctly engrossed.

MOTION TO RECONSIDER VOTE

Senator Garrison asked unanimous consent, which was granted, for consideration of his motion to reconsider the vote whereby the emergency section of **SB 453** failed of passage.

By unanimous consent, upon request of Senator Garrison, his motion to reconsider the vote by which the emergency to **SB**

453 failed of passage, was declared adopted.

On the question of the passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Garrett, Garrison, Gee, Grantham, Ham, Holden, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—32.

Nay: Dacus, Graves, Hamilton, McClendon.—4.

Excused: Ferrell, Field, Findeiss, Hargrave, Horn, Howard, Keels, McSpadden, Payne, Stansberry, Taliaferro, Terrill.—12.

The emergency was declared passed.

SB 453, as amended, was referred for engrossment.

Senator Garrison asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 453** to the Honorable House for consideration upon its being reported correctly engrossed.

President Nigh presiding.

ANNOUNCEMENT!

Senator Smith, Chairman of the Committee on Committees and Rules, made the following announcement on behalf of his committee:

Committee Reports on **SBs** and **SJR**s dated NOT later than Thursday, March 7, 1968, will be accepted for consideration by the Senate.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

The Clerk's desk being clear, the Senate was declared adjourned until 9:00 a.m. tomorrow.

Thirty-ninth Legislative Day

Thursday, March 7, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Mas-sad, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams. Young.—40.

Excused: Breckinridge, Ham, McClen-don, McSpadden, Massey, Payne, Stipe, Terrill.—8.

The President declared a quorum present.

The Chaplain for this legislative week made the following remarks, and offered the following prayer, and same are incorporated herein, by unanimous consent, upon request of Senator Baldwin:

Mr. President and gentlemen of the Senate, I wish to thank Senator Atkinson and you for allowing me to be your Chaplain this week. My very high esteem of the Senate has increased and I appreciate the honor. Let us pray.

O God, who governs the world in righteousness, grant unto these men, whose leadership governs us, a unity of spirit to establish justice and promote the welfare of all the people of Oklahoma. Continue to strengthen in us the sense of duty in political activities that we may be able to clear-

ly separate church and state without divorcing religion and faith from our common life. Purge our cities from the deep causes of corruption which have so often made sin profitable and uprightness hard. Breathe a new spirit into all our nation. Give our leaders new vision and set their hearts on fire with large resolves for peace on earth and brotherhood at home. Use us to raise up a new generation of public men with the faith and daring of the Kingdom of God in their hearts, who will enlist in the holy warfare for the freedom and the rights of all people. Fill these gentlemen of the Senate, and their families with Thy grace and heavenly benediction and accompany them safely home now and forever. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1032—By Willis, Miskelly and Spearman—An Act relating to taxation of cigarettes and tobacco products; imposing an additional tax at the rate of five cents on each package of twenty cigarettes as defined in the Cigarette Stamp Tax Law and proportional rates on fractions thereof; imposing an additional increase in the rate of tax on tobacco products as defined in the Tobacco Products Tax Law; providing that such taxes shall be in addition to any other taxes now levied on cigarettes and tobacco products; directing apportionment of the revenue from such additional cigarette tax; creating the

"State of Oklahoma Building Bonds of 1968 Reserve Fund"; providing for apportionment of additional tobacco products tax revenue; providing for application of Act; providing for report and remittance of additional tax; specifying effective date; directing codification; providing severability; and declaring an emergency.

HB 1124—By Willis, Miskelly, Bengtson, Sparkman, Tabor, Abbott, Finch, Sandlin, Cole, Odom (Martin), Boren, Bynum, Brown, Blankenship, Bean, Nigh, Spearman, Clemons, Sokolosky, Williamson, Andrews, Allard, Hill, Hesser, Bamberger, Lane, Townsend, Grey, Sanguin, Ferrell, Connor, Hunter, Green, Conaghan, Holaday and Kamas of the House and Terrill, Berry, Payne, Massey, Howard, Atkinson, Baggett, Birdsong, Graves, Nichols, Garrison and Williams of the Senate—An Act relating to schools; declaring legislative intent; amending Section 8 of Chapter 397, O. S. L. 1965 (70 O. S. Supp. 1967, § 18-8A), to increase incentive aid and provide conditions thereto; allowing preparation of school budgets to include increased aid; providing for minimum teachers' salaries and for minimum increases in teachers' salaries; repealing conflicting laws; providing severability; providing for effective date; and declaring an emergency.

HB 1143—By Briscoe, Finch, Bean, Sparkman and Mountford of the House and Taliaferro, Smalley, Baggett, Birdsong, Dacus, Gee, Luton and Payne of the Senate—An Act relating to counties and county officers; amending 19 O. S. 1961, § 180.61; making certain county officers Class A officers; repealing Section 1, Chapter 163, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.62B); and declaring an emergency.

HB 1197—By Clemons—An Act relating to cities and towns; stating purpose; defining terms; creating the State Board for training for municipal clerks, treasurers and finance officers; providing for qualifications, appointment, and reimbursement of necessary expenses of members; provid-

ing for powers and duties of board; providing for certification of municipal clerks, treasurers and finance officers; prescribing fees; establishing the "Clerks' and Treasurers' Training Fund"; providing for deposits therein and expenditures therefrom; authorizing board to promulgate rules and regulations; repealing all acts or parts of acts in conflict herewith; making provisions of Act severable; and declaring an emergency.

HB 1296—By Johnson—An Act relating to secured transactions; providing validity of public or private sale of repossessed personalty shall depend upon reasonable notice to debtor; and declaring an emergency.

HB 1316—By Poulos of the House and Howard of the Senate—An Act relating to Central Purchasing; providing all agencies and departments use Central Purchasing; providing purchasing agency make own purchases under certain conditions; providing all agencies and departments file a report of all purchases with the Budget Director; providing for and prescribing and furnishing forms; providing agencies and departments not using Central Purchasing under Special Statutory Authority shall file report of purchases with the Budget Director; providing for reports to be filed; providing procedure and remedies to enforce Act; providing for filing a list of all agencies and departments reporting and a list of all agencies and departments not reporting with the Chief Clerk of the House of Representatives and the Chief Clerk of the Senate; providing lists assigned to standing committees for recommendation or rejection; providing the terms "Agencies and Departments" include all departments and agencies of the State government; providing this Act shall not be applicable to policies of agencies under direction of State Board of Regents for Higher Education; making provisions of Act severable; and declaring an emergency.

HJR 551—By Connor and Holaday of

the House and Garrison of the Senate—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed Constitutional Amendment to Section 23 of Article 10, of the Oklahoma Constitution; requiring State Board of Equalization to make itemized estimate of revenues to be received by the State during next ensuing fiscal year; providing that estimate not exceed total revenue accrued to any fund for preceding fiscal year plus any cash surplus for preceding fiscal year; prohibiting legislature from making appropriations until estimate is made; making null and void appropriations in excess of estimate; providing for allocation of revenue to appropriations; providing limitations upon deficiency certificates; providing limitations against creation of indebtedness for payment of deficiency; providing Ballot Title; and ordering Special Election.

The above numbered HBs and/or HRs were read for the first time.

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Committees and Rules:

Paul C. Duncan, 3729 Northwest 64th Street, Oklahoma City, Oklahoma, representing Investment Company Institute.

CITATION

Upon motion of Senator Ferrell, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mr. Bob Griffin, coach of Guthrie High School Basketball Team.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 434, 532, 610 and 613 each correctly engrossed.

Engrossed SBs 434, 532, 610 and 613 were properly signed and ordered trans-

mitted 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 717—Judiciary.

SB 732—Conservation and Economic Development.

SB 741—Revenue and Taxation.

SB 745—Conservation and Economic Development.

SB 766—Governmental Affairs.

HB 1100—Revenue and Taxation—Co-authored by Ferrell.

DO PASS, as amended:

SB 356—Education.

SB 409—Judiciary.

SB 427—Governmental Affairs.

SB 581—Appropriations and Budget—Co-authored by Selman.

SB 604—Agriculture, Consumer Affairs and Wildlife.

SB 628—Judiciary — Principal Senate Author, Howard—Coauthored by Gee.

SB 656—Judiciary.

SB 667—Roads, Highways and Public Safety.

SB 684—Conservation and Economic Development.

SB 697—Judiciary.

SB 711—Revenue and Taxation.

SB 728—Judiciary.

SB 730—Governmental Affairs.

SB 748—Judiciary.

SB 757—Conservation and Economic Development.

SB 761—Agriculture, Consumer Affairs and Wildlife.

SB 765—Governmental Affairs.

SJR 43—Agriculture, Consumer Affairs and Wildlife—Coauthored by Hamilton.

SJR 66—Governmental Affairs—Coauthored by Smith.

HB 547—Governmental Affairs—Coauthored by Garrison, Ferrell, Gee, Selman, McGraw and Short.

HB 993—Governmental Affairs.

HB 1027—Appropriations and Budget.

HB 1088—Roads, Highways and Public Safety—Coauthored by Bradley and Ferrell.

HB 1089—Governmental Affairs—Coauthored by Smalley and McGraw.

HB 1090—Judiciary.

HB 1299—Appropriations and Budget.

WITHOUT RECOMMENDATION, as amended:

SB 632—Agriculture, Consumer Affairs and Wildlife.

SECOND READING

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

HB 802—Business, Industry and Labor Relations.

HB 905—Conservation and Economic Development.

HB 962—Judiciary.

HB 1024—Revenue and Taxation.

HB 1045—Judiciary.

HB 1109—Business, Industry and Labor Relations.

HB 1157—Judiciary.

HB 1176—Conservation and Economic Development.

HB 1200—Health, Welfare and Veterans' Affairs.

HB 1228—Judiciary.

HB 1271—Governmental Affairs.

HB 1277—Governmental Affairs.

HB 1313—Judiciary.

HB 1341—Roads, Highways and Public Safety.

GENERAL ORDER

Senator Gee asked unanimous consent

that **HB 1186** be ordered withdrawn from the Calendar and be referred to Judiciary Committee, which was the order.

GENERAL ORDER

SB 738 by Young was read and considered.

Senator Hargrave asked to be made co-author of **SB 738**, which was the order.

Upon motion of Senator Young, **SB 738** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 738** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 738 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Excused: Breckinridge, Ferrell, Ham, McClendon, McSpadden, Massey, Nichols, Payne, Stipe, Terrill.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Excused: Breckinridge, Ferrell, Ham, McClendon, McSpadden, Massey, Nichols, Payne, Stipe, Terrill.—10.

The emergency was declared passed.

SB 738 was referred for engrossment.

DECLARATION OF VOTE

Senator Baggett asked unanimous consent that the record show, had he been present yesterday when the vote was taken on the Luton motion to withdraw SB 244 from the Committee on Business, Industry and Labor Relations, he would have voted AYE, which was the order.

GENERAL ORDER

SB 751 by Smith was read and considered.

Senator Smith moved to amend SB 751, page 4, line 13, by inserting after the word "Department" and before the word "Provided" the language "and such city shall have jurisdiction upon property owned by it whether located within or without its corporate limits.", which amendment was declared adopted.

Upon motion of Senator Smith, SB 751, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 751, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 751 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Excused: Baggett, Breckinridge, Ham, McClendon, McSpadden, Massad, Massey, Payne, Smalley, Stipe, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Excused: Baggett, Breckinridge, Ham, McClendon, McSpadden, Massad, Massey, Payne, Smalley, Stipe, Terrill.—11.

The emergency was declared passed.

SB 751, as amended, was referred for engrossment.

Senators Stipe and Terrill asked to be shown present, which was the order.

GENERAL ORDER

SB 722 by Grantham, McGraw, Breckinridge and Short of the Senate and Conaghan, et al, of the House was read and considered.

Senators Miller and Hargrave asked to be made coauthors of SB 722, which was the order.

Upon motion of Senator Grantham, SB 722 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 722 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 722 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad,

Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Breckinridge, Field, McClendon, McSpadden, Massey, Payne.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Breckinridge, Field, McClendon, McSpadden, Massey, Payne.—6.

The emergency was declared passed.

SB 722 was referred for engrossment.

Senator Grantham asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 722** to the Honorable House for consideration upon its being reported correctly engrossed.

Senator Breckinridge asked to be shown present, which was the order.

GENERAL ORDER

SB 733 by Smith was read and considered.

Senator Ferrell asked to be made co-author of **SB 733**, which was the order.

Senator Smith moved to amend **SB 733**, page 2, line 15, by striking the word "however" and inserting in lieu thereof the language "when oil is trucked to market from the well where it is produced, the gross production tax shall be paid on the sale price without deduction of trucking costs, and providing further", which amendment was declared adopted.

Upon motion of Senator Smith, **SB 733**,

as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 733**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 733 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Baggett, Dacus, Horn, Smalley.—4.

Excused: McClendon, McSpadden, Massey, Payne.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Baggett, Dacus, Horn, Smalley.—4.

Excused: McClendon, McSpadden, Massey, Payne.—4.

The emergency was declared passed.

SB 733, as amended, was referred for engrossment.

SUSPENSION OF RULE 20-c

Senator Smith asked unanimous consent, which was granted, that Rule 20-c be suspended in relation to all measures passed

today, except on those to which objection might be voiced, for the purpose of immediately transmitting same to the Honorable House upon such measures being reported correctly engrossed.

BILL WITHDRAWN

Senator Terrill asked unanimous consent, which was granted, that **SB 762** be ordered withdrawn from the Committee on Education and that the Bill be printed and placed upon the Calendar.

GENERAL ORDER

SB 474 by McClendon was read and considered.

Senator McGraw asked to be shown as the principal author and Senator McClendon as coauthor of **SB 474** which was the order.

Senators Baggett and Dacus asked to be made coauthors of **SB 474**, which was the order.

Upon motion of Senator McGraw, **SB 474** was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 474** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 474 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—41.

Nay: Williams.—1.

Excused: McClendon, McSpadden, Mas-sad, Massey, Payne, Stansberry.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—41.

Nay: Williams.—1.

Excused: McClendon, McSpadden, Mas-sad, Massey, Payne, Stansberry.—6.

The emergency was declared passed.

SB 474 was referred for engrossment.

Senator Grantham presiding.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 677 by Gee was read and considered.

Upon motion of Senator Gee, **SB 677** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **SB 677** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 677 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Berrong, Birdsong, Ferrell, McClendon, McSpadden, Massad, Massey, Short.—8.

The bill was declared passed.

SB 677 was referred for engrossment.

GENERAL ORDER

SB 626 by Gee was read and considered.

Upon motion of Senator Gee, SB 626 was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, SB 626 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 626 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Taliaferro, Terrill, Young.—37.

Excused: Berrong, Hamilton, Hargrave, McClendon, McSpadden, Massad, Massey, Smalley, Stansberry, Stipe, Williams.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Taliaferro, Terrill, Young.—38.

Excused: Berrong, Hamilton, McClendon, McSpadden, Massad, Massey, Smalley, Stansberry, Stipe, Williams.—10.

The emergency was declared passed.

SB 626 was referred for engrossment.

GENERAL ORDER

SB 627 by Gee was read and considered.

Senator Hargrave asked to be made co-author of SB 627, which was the order.

Senator Gee moved to amend SB 627 by striking the emergency section and amending the Title to conform, which amendment was declared adopted.

Upon motion of Senator Gee, SB 627, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, SB 627 as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 627 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—41.

Excused: Berrong, McClendon, McGraw, McSpadden, Massey, Stipe, Williams.—7.

The bill was declared passed.

SB 627, as amended, was referred for engrossment.

GENERAL ORDER

SJR 54 by Nichols was read and considered.

Senator Baggett moved to amend SJR 54, page 5, by striking the language on lines 10, 11 and 12, and substituting therefor the language "next ensuing statewide primary election, at which the proposed" which amendment was declared adopted.

Senator Baggett moved to amend **SJR 54**, page 2, line 11, by inserting after the word "benefits" the words "and detriments" which amendment was declared adopted.

Senator Young moved to amend **SJR 54**, page 2, line 7, by inserting after the word "compensation," and before the word "shall" on line 8, the words "irrespective of any benefit from any improvements proposed"

Senator Baggett moved to table the Young amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Keels, Luton, Miller, Nichols, Payne, Romang, Selman, Williams.—19.

Nay: Atkinson, Berry, Birdsong, Breckinridge, Ferrell, Findeiss, Garrison, Ham, Hamilton, Horn, McGraw, Martin, Massad, Porter, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—22.

Excused: Hargrave, Holden, Howard, McClendon, McSpadden, Massey, Murphy.—7.

Senator Nichols moved that **SJR 54** be ordered stricken from the Calendar, which motion was declared adopted.

GENERAL ORDER

SB 753 by Garrison of the Senate and Connor of the House was read and considered.

Senators Ferrell, Breckinridge, Berrong, Dacus, Boecher, Baldwin, Findeiss, Payne, Graves, Short, Selman, Massad, Smalley, Williams, Ham, McGraw, Birdsong and Atkinson asked to be made coauthors of **SB 753**, which was the order.

Senator Hamilton moved to amend **SB 753**, page 3, by changing the period to a semicolon after the word "termination" on line 3, and adding the language "provided that the Governor must terminate said

proclamation, when order has been restored in the area affected." and on line 5 of page 3, by adding after the word "may" and before the word "prohibit" the language ", in the area affected by the proclamation, which said proclamation shall not cover any part or portion of the state not affected by public disorder, or disaster at the time said proclamation is issued," which amendment was declared adopted.

Senator Hamilton moved to amend **SB 753**, by striking the word and figure three (3) on line 5, page 6, and on line 2, page 9, and by substituting therefor the word and figure "two (2)" in each instance; and by striking lines 6, 7, and 8 on page 6, and by changing the comma to a period after the word "years" on page 9, line 3, by striking the balance of the sentence, and by relettering the remaining paragraphs accordingly, which amendment was declared adopted.

Senator Garrison moved to amend **SB 753**, page 12, line 10½, by inserting the following new sections: "Section 9. The provisions of this act shall be cumulative to, and shall not operate to repeal any other laws."—"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." and by renumbering the succeeding section as Section 11, which amendment was declared adopted.

Senator Miller moved to amend **SB 753**, page 8, line 17, by adding after the word "it." the sentence "This provision shall not apply to representatives of recognized news media" which amendment was declared adopted.

Upon motion of Senator Garrison, **SB 753**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 753**, as amended,

was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 753 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Breckinridge, Dacus, Ferrell, Field, Fin-
deiss, Garrett, Garrison, Gee, Grantham,
Graves, Ham, Hamilton, Holden, Horn,
Keels, Luton, McGraw, Martin, Massad,
Miller, Murphy, Nichols, Payne, Romang,
Selman, Short, Smalley, Smith, Stansber-
ry, Stipe, Taliaferro, Terrill, Williams,
Young.—42.

Excused: Hargrave, Howard, McClen-
don, McSpadden, Massey, Porter.—6.

The bill was declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Breckinridge, Dacus, Ferrell, Field, Fin-
deiss, Garrett, Garrison, Gee, Grantham,
Graves, Ham, Hamilton, Holden, Horn,
Keels, Luton, McGraw, Martin, Massad,
Miller, Murphy, Nichols, Payne, Romang,
Selman, Short, Smalley, Smith, Stansber-
ry, Stipe, Taliaferro, Terrill, Williams,
Young.—42.

Excused: Hargrave, Howard, McClen-
don, McSpadden, Massey, Porter.—6.

The emergency was declared passed.

SB 753, as amended, was referred for
engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 445, 453, 586, 589, 669, 701, 724, 725,
743, and SCR 51 each correctly engrossed.

SR 78 correctly enrolled.

Engrossed SBs 445, 453, 586, 589, 669, 701,
724, 725, 743, and SCR 51 were properly
signed and ordered transmitted to the Hon-
orable House for consideration.

Enrolled SR 78 was properly signed and
ordered transmitted to the Secretary of
State.

GENERAL ORDER

SB 617 by Luton, Garrett, Ferrell, How-
ard and Birdsong was read and consider-
ed.

Upon motion of Senator Garrett, SB 617
was advanced to engrossment.

By unanimous consent, upon request of
Senator Garrett, SB 617 was considered
engrossed and placed upon third reading
and final passage.

THIRD READING

SB 617 was read for the third time at
length.

On the question of passage of Bill, the
roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Breckin-
ridge, Dacus, Ferrell, Field, Findeiss, Gar-
rett, Garrison, Gee, Grantham, Graves,
Ham, Hamilton, Holden, Horn, Keels, Lu-
ton, McGraw, Massad, Miller, Murphy,
Nichols, Payne, Romang, Selman, Short,
Smalley, Smith, Stansberry, Stipe, Talia-
ferro, Terrill, Williams, Young.—40.

Excused: Bradley, Hargrave, Howard,
McClendon, McSpadden, Martin, Massey,
Porter.—8.

The bill was declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Breckin-
ridge, Dacus, Ferrell, Field, Findeiss, Gar-
rett, Garrison, Gee, Grantham, Graves,
Ham, Hamilton, Holden, Horn, Keels, Lu-
ton, McGraw, Massad, Miller, Murphy,
Nichols, Payne, Romang, Selman, Short,
Smalley, Smith, Stansberry, Stipe, Talia-
ferro, Terrill, Williams, Young.—40.

Excused: Bradley, Hargrave, Howard,
McClendon, McSpadden, Martin, Massey,
Porter.—8.

The emergency was declared passed.

SB 617 was referred for engrossment.

GENERAL ORDER

SB 735 by Luton was read and considered.

Upon motion of Senator Luton, SB 735 was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, SB 735 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 735 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Bradley, Garrison, Hamilton, Hargrave, Horn, Howard, McClendon, McSpadden, Massey, Murphy, Porter.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Bradley, Garrison, Hamilton, Hargrave, Horn, Howard, McClendon, McSpadden, Massey, Murphy, Porter.—11.

The emergency was declared passed.

SB 735 was referred for engrossment.

Senator Boecher moved that the Senate stand recessed until 1:00 p.m., which motion was declared adopted.

*

The Senate assembled in its Chamber at 1:00 p.m., with President Nigh presiding.

GENERAL ORDER

SB 742 by Smith was read and considered.

Upon motion of Senator Smith, SB 742 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 742 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 742 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Keels, Luton, McGraw, Martin, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Baggett, Bradley, Garrett, Gee, Hargrave, Horn, Howard, McClendon, McSpadden, Massad, Massey, Murphy, Porter, Stansberry, Stipe.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Keels, Luton, McGraw, Martin, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Baggett, Bradley, Garrett, Gee, Hargrave, Horn, Howard, McClendon, McSpadden, Massad, Massey, Murphy, Porter, Stansberry, Stipe.—16.

The emergency was declared passed.

SB 742 was referred for engrossment.

GENERAL ORDER

SB 634 by Williams and Findeiss was read and considered.

Senators Smith, Selman, Howard, McGraw, Birdsong, Keels and Berry asked to be made coauthors of SB 634, which was the order.

Upon motion of Senator Williams, SB 634 was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, SB 634 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 634 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Baggett, Bradley, Garrett, Gee, Grantham, Hargrave, Horn, Howard, McClendon, McSpadden, Massey, Murphy, Porter, Stansberry, Stipe.—15.

Excused from voting: Findeiss—1. (Art. V Sec. 24-Const.)

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Graves, Ham, Hamilton, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Excused: Bradley, Garrett, Gee Grantham, Hargrave, Horn, Howard, McClen-

don, McSpadden, Massey, Murphy, Porter, Stansberry, Stipe.—14.

The emergency was declared passed.

SB 634 was referred for engrossment.

GENERAL ORDER

SB 708 by Martin, Nichols, Berrong and Murphy of the Senate and Grey, et al, of the House was read and considered.

Senator Stipe moved to amend SB 708, page 2, line 7, by striking the word "less" and substituting therefor the word "more" which amendment was declared adopted.

Senator Stipe moved to amend SB 708, page 4, line 16½ by inserting after line 16 and before line 17 the following: "Section 3. Chapter 325, Article 1, Section 104(a) O. S. L. 1963, (63 O. S. 1967, § 1-104(a)) is amended to read as follows: § 1-104(a) (copy the section adding the following after the word "necessary" in the third sentence) "not less often than once each month", and by renumbering the succeeding section and amending the title to conform thereto.

Senator Baldwin moved to amend the Stipe amendment by changing the wording from "once each month" to "not less than quarterly" which amendment was tabled upon motion of Senator Hamilton.

Senator Baldwin moved to table the Stipe amendment, which motion failed of adoption upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Findeiss, Grantham, McGraw, Massad, Nichols, Romang, Selman, Smith, Williams, Young.—17.

Nay: Baggett, Birdsong, Field, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, Martin, Payne, Short, Smalley, Stipe, Taliaferro, Terrill.—17.

Excused: Berry, Bradley, Garrett, Garrison, Gee, Hargrave, Howard, McClendon, McSpadden, Massey, Miller, Murphy, Porter, Stansberry.—14.

The President, after announcing the vote on the Baldwin motion to table the Stipe amendment as 17 Ayes and 17 Nays, cast his vote as NAY (Sec. 15, Art. 6 Const.) declaring the Baldwin motion failed of adoption.

The vote occurring upon the Stipe amendment, it was declared adopted.

Senator Selman moved to amend **SB 708**, page 4, line 16½ by inserting the following in lieu of the wording contained in the Stipe amendment: "Section 3, Chapter 325, Article 1, Section 104(a) O. S. L. 1963 (63 O. S. 1967 § 104(a)) is amended to read as follows: § 1-104(a) (copy the section adding the following to the third sentence) "at least six times during each Calendar Year".

Senator Hamilton moved that **SB 708**, as amended, be advanced to engrossment, which motion was declared adopted.

By unanimous consent, upon request of Senator Martin **SB 708**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 708 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McGraw, Martin, Massad, Payne, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—28.

Nay: Baldwin, Breckinridge, Grantham, Romang, Williams.—5.

Excused: Berry, Bradley, Garrett, Garrison, Gee, Hargrave, Howard, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Porter, Stansberry.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McGraw, Martin, Massad, Payne, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—32.

Nay: Romang.—1.

Excused: Berry, Bradley, Garrett, Garrison, Gee, Hargrave, Howard, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Porter, Stansberry.—15.

The emergency was declared passed.

SB 708, as amended, was referred for engrossment.

Senator Massad presiding.

GENERAL ORDER

SB 689 by Smith was read and considered.

Senator Smith moved to amend **SB 689**, page 4, beginning on line 3, by striking after the word "of" and before the word "not" on line 4, all language contained therein, which amendment was declared adopted.

Upon motion of Senator Smith, **SB 689** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 689** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 689 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McGraw, Martin, Massad, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—31.

Nay: Baldwin.—1.

Excused: Berry, Bradley, Garrett, Garrison, Gee, Hargrave, Howard, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Porter, Smalley, Stansberry.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Breckinridge,
Dacus, Ferrell, Field, Findeiss, Grantham,
Graves, Ham, Hamilton, Holden, Horn,
Keels, Luton, McGraw, Martin, Massad,
Payne, Romang, Selman, Short, Smith,
Stipe, Taliaferro, Terrill, Williams, Young.
—32.

Excused: Berry, Bradley, Garrett, Gar-
rison, Gee, Hargrave, Howard, McClen-
don, McSpadden, Massey, Miller, Murphy,
Nichols, Porter, Smalley, Stansberry.—16.

The emergency was declared passed.

SB 689, as amended, was referred for engrossment.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 570—By Allard, et al, of the House and Massey of the Senate.

A Concurrent Resolution commending E. K. Gaylord on his ninety-fifth birth-
day and expressing appreciation for his
many achievements for the State of Okla-
homa; designating him as "Dean of Amer-
ican Newspaper Publishers"; and direct-
ing distribution.

Consideration of the Resolution was de-
ferred for this legislative day.

As provided under the Boecher motion,
the Senate was declared adjourned until
10:00 a.m., Monday, March 11, 1968.

Fortieth Legislative Day

Monday, March 11, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ham, Howard, Massey, Murphy, Porter.—5.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Leonard Sullivan, Pastor of the First Baptist Church, Heavener, Oklahoma.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Smalley, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The University of Oklahoma "Sooners" Football Team.

Upon motion of Senator Miller, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Roff High School Boys' Basketball Team, "Tigers".

Upon motion of Senator Massad, pursuant to Rule 9-b, a Citation of Congratu-

lations and Commendation was ordered issued to Grandfield Girls' Basketball Team, "The Bearkittens".

Upon motion of Senator Ferrell, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The Perry High School band for winning the first place sweepstakes award in the band festival at Central State College.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 474, 617, 626, 627, 634, 677, 689, 708, 722, 733, 735, 738, 742, 751 and 753 each correctly engrossed.

Engrossed SBs 474, 617, 626, 627, 634, 677, 689, 708, 722, 733, 735, 738, 742, 751, and 753 were properly signed and ordered transmitted to the Honorable House 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:

SB 595—Conservation and Economic Development.

DO PASS, as amended:

SB 575—Judiciary.

SECOND READING

The following Bills and/or Resolutions

were read the second time and referred to Committees indicated:

HB 1032

President Pro Tempore McSpadden asked unanimous consent, which was granted, that **HB 1032** be ordered printed and placed upon the Calendar without reference to a Committee; Senator Smalley asked to be shown as Senate Author of **HB 1032**, which was the order.

HB 1124

President Pro Tempore asked unanimous consent that **HB 1124** be ordered printed and placed upon the Calendar without reference to a Committee, which was the order.

HB 1143—Governmental Affairs.

HB 1197—Governmental Affairs.

HB 1296—Judiciary.

HB 1316—Governmental Affairs.

HJR 551

President Pro Tempore McSpadden asked unanimous consent that **HJR 551** be ordered printed and placed upon the Calendar without reference to a Committee, which was the order.

GENERAL ORDER

SJR 62 by Terrill, Taliaferro, Holden, Nichols, Massad, Dacus, Baldwin, McClendon, Howard, Hargrave, Berrong, Hamilton, Porter, Selman, Luton, Keels, Miller, Field, Murphy, Graves, Birdsong, Atkinson, Berry, Young, Ham, Baggett, Bradley, Grantham, Martin, Gee, Payne and Boecher was read and considered.

Upon motion of Senator Terrill, **SJR 62** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SJR 62** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 62 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Berry, Ham, Howard, McGraw, Massey, Murphy, Porter.—8.

The Resolution was declared passed.

SJR 62 was referred for engrossment.

Senators Murphy and Massey asked to be shown present, which was the order.

PENDING SENATE ACTION

HCR 569—by Mountford, et al, of the House and Gee of the Senate was called up for consideration.

Senator Gee asked that all other members of the Senate be shown as coauthors of **HCR 569**, which was the order.

HCR 569 was read at length, adopted upon motion of Senator Gee, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SJR 57 by Boecher was read and considered.

Upon motion of Senator Boecher, **SJR 57** was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, **SJR 57** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 57 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave,

Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Smith.—1.

Excused: Atkinson, Baggett, Berry, Ham, Howard, Payne, Porter.—7.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Smith.—1.

Excused: Atkinson, Baggett, Berry, Ham, Howard, Payne, Porter.—7.

The emergency was declared passed.

SJR 57 was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SJR 58 by Bradley of the Senate and McCune of the House was read and considered.

Upon motion of Senator Bradley, SJR 58 was advanced to engrossment.

By unanimous consent, upon request of Senator Bradley, SJR 58 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 58 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gar-

rison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Grantham, Nichols, Smith.—3.

Excused: Baggett, Berry, Howard, Payne, Porter.—5.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Grantham, Nichols, Smith.—3.

Excused: Baggett, Berry, Howard, Payne, Porter.—5.

The emergency was declared passed.

SJR 58 was referred for engrossment.

Senators Howard and Porter asked to be shown present, which was the order.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 719 by Keels and Birdsong was read and considered.

Senator Hamilton moved to amend SB 719, page 1, line 7 by striking after the word shall, the words "be permitted to", which amendment was tabled upon motion of Senator Massad.

Senator Keels moved to amend SB 719, page 2, line 2, by adding after the period, the following language "The Commissioner of Public Safety shall adopt standards and specifications in conformance with those recommendations of the American Society of Agricultural Engineers for the

size and design of said emblem.", which amendment was adopted.

Senator Martin moved to amend **SB 719**, page 2, line 7 by inserting after the word "prohibited" the following language "All slow moving vehicles shall pull to the right shoulder of the highway whenever two or more vehicles are immediately following said slow moving vehicle and cannot safely pass because of the slow movement of said vehicle.", which amendment was declared failed of adoption.

Upon motion of Senator Keels, **SB 719**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, **SB 719**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 719 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Dacus, Findeiss, Garrett, Garrison, Gee, Ham, Hargrave, Horn, Howard, Keels, McGraw, Martin, Miller, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill.—22.

Nay: Boecher, Bradley, Breckinridge, Ferrell, Field, Grantham, Graves, Hamilton, Holden, Luton, McClendon, McSpadden, Massad, Nichols, Payne, Porter, Stipe, Taliaferro, Williams, Young.—20.

Excused: Baggett, Baldwin, Berrong, Berry, Massey, Murphy.—6.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Keels moved that the vote be reconsidered by which **SB 719**, as amended, failed of passage.

GENERAL ORDER

SB 656 by Smalley of the Senate and McCune of the House was read and considered.

Senator Smalley moved to amend **SB 656**, page 4, line 1, by striking after the word "clerk" and before the word "to" on line 2, the words "the court clerk is authorized" and inserting in lieu thereof the words "and said deposit is in excess of One Hundred Dollars (\$100.00), the court clerk is authorized and directed" which amendment was declared adopted.

Senator Short moved to amend **SB 656**, page 4, line 10, by inserting after the word "thereto" and before the word "shall" the words "less five (5%) per cent of the accumulation to be retained by the court clerk for handling the investment and accounting of the fund," which amendment was tabled upon motion of Senator Young.

Senator Smalley moved to amend **SB 656**, by striking the Emergency Section and amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Smalley, **SB 656**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 656**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 656 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Baggett, Baldwin, Hargrave, Smith.—5.

The bill was declared passed.

SB 656, as amended, was referred for engrossment.

GENERAL ORDER

SB 726 by Smalley of the Senate and Cate of the House was read and considered.

Upon motion of Senator Smalley, SB 726 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 726 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 726 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Baggett, Baldwin, Ham, Hargrave, Horn, Martin, Smith.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Short, Stansberry.—2.

Excused: Baggett, Baldwin, Ham, Hargrave, Horn, Martin, Smith.—7.

Nay: Short, Stansberry.—2.

The emergency was declared passed.

SB 726 was referred for engrossment.

GENERAL ORDER

SB 533 by Birdsong and Smith was read and considered.

Senator Findeiss moved to amend SB 533, page 3, line 12, by inserting after the word "the" the word "dependent" which amendment was declared adopted.

Upon motion of Senator Birdsong, SB 533, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, SB 533 was considered engrossed and placed upon third reading and final passage.

Senator Payne presiding.

THIRD READING

SB 533 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—41.

Nay: McGraw, Selman, Short, Stansberry, Williams.—5.

Excused: Boecher, McClendon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Ro-

mang, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—41.

Nay: McGraw, Selman, Short, Stansberry, Williams.—5.

Excused: Boecher, McClendon.—2.

The emergency was declared passed.

SB 533, as amended, was referred for engrossment.

GENERAL ORDER

SB 727 by Grantham of the Senate and Conaghan, et al, of the House was read and considered.

Senators Miller, McSpadden, Taliaferro, Massey, and Selman asked to be made coauthors of SB 727, which was the order.

Upon motion of Senator Grantham, SB 727 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 727 was considered engrossed and placed upon third reading and final passage.

Senator Field presiding.

THIRD READING

SB 727 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Findeiss, G a r r e t t, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpad-den, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Boecher, Holden, McClendon, Murphy.—4.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Findeiss,

G a r r e t t, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpad-den, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Boecher, Holden, McClendon, Murphy.—4.

The emergency was declared passed.

SB 727 was referred for engrossment.

GENERAL ORDER

SB 706 by McSpadden of the Senate and Briscoe of the House was read and con-sidered.

Upon motion of President Pro Tempore McSpadden, SB 706 was advanced to en-grossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, SB 706 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 706 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Bradley, Breckin-ridge, Dacus, Ferrell, Field, Garrett, Gar-rison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, How-ard, Luton, McClendon, McGraw, McSpad-den, Martin, Massad, Massey, Miller, Nichols, Porter, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Wil-liams, Young.—41.

Nay: Keels, Romang.—2.

Excused: Boecher, Findeiss, Murphy, Payne, Smalley.—5.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Bradley, Breckin-

ridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Porter, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Nay: Keels, Romang.—2.

Excused: Boecher, Findeiss, Murphy, Payne, Smalley.—5.

The emergency was declared passed.

SB 706 was referred for engrossment.

GENERAL ORDER

SB 734 by Grantham of the Senate and Conaghan, et al, of the House was read and considered.

Senators Miller, Selman, McSpadden, McGraw and Bradley asked to be made coauthors of SB 734, which was the order.

Senator Williams moved to amend SB 734, page 3, line 1½, by inserting a new Section 5 to read as follows: "Employees of the Corporation Commission shall not be required, by any person or persons, to participate in political campaigns of any type" and by renumbering the subsequent sections accordingly, which amendment was declared adopted.

Upon motion of Senator Grantham, SB 734, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 734, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 734 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Bradley, Breckin-ridge, Ferrell, Findeiss, Garrett, Garri-son, Gee, Grantham, G r a v e s, Ham-ilton, Hargrave, Howard, Luton, McGraw,

McSpadden, Martin, Massad, Massey, Mil-ler, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—36.

Nay: Dacus, Field, Ham, Horn, Keels, McClendon, Payne, Porter, Stipe.—9.

Excused: Boecher, Holden, Stansberry.—3.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Bradley, Breckin-ridge, Ferrell, Findeiss, Garrett, Garri-son, Gee, Grantham, G r a v e s, Ham-ilton, Hargrave, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Mil-ler, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—36.

Nay: Dacus, Field, Ham, Horn, Keels, McClendon, Payne, Porter, Stipe.—9.

Excused: Boecher, Holden, Stansberry.—3.

The emergency was declared passed.

SB 734, as amended, was referred for engrossment.

Senator Smalley presiding.

GENERAL ORDER

SB 707 by McSpadden of the Senate and Briscoe of the House was read and con-sidered.

Upon motion of President Pro Tempore McSpadden, SB 707 was advanced to en-grossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, SB 707 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 707 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-

rong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Boecher, Keels, Stansberry.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Boecher, Keels, Stansberry.—3.

The emergency was declared passed.

SB 707 was referred for engrossment.

MOTION RE: COMMITTEE REPORTS

Pursuant to the announcement made on Wednesday, March 6, 1968, Senator Smith moved that no committee reports on **SBs** and **SJR**s, except those from the Committee on Appropriations and Budget be accepted if dated later than March 7, 1968, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Birdsong asked for an extension of one legislative day for considera-

tion of his motion to reconsider the vote by which **SB 555** failed of passage, which was the order.

MESSAGE FROM THE HOUSE

The House respectfully requests concurrence of the Honorable Senate in withdrawing Engrossed **SB 549** from the General Conference Committee on Appropriations and in the referral of said Bill to a special conference committee, naming the following as House Conferees: Willis, Miskelly, and Kamas.

Upon motion of Senator Baldwin, the Senate concurred in the request of the Honorable House for the withdrawal of **SB 549** from the General Conference Committee on Appropriations and referral of said Bill to a special conference committee.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 549**: Baldwin, Miller and Berrong.

SUSPENSION OF RULE 20-c

Senator Smith asked unanimous consent, which was granted, that Rule 20-c be suspended as to all measures passed today for the purpose of immediately transmitting same to the Honorable House upon their being reported correctly engrossed.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

As provided under the Smith motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Forty-first Legislative Day

Tuesday, March 12, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—37.

Excused: Boecher, Breckinridge, Ferrell, Ham, Holden, Horn, McClendon, Masad, Massey, Porter, Terrill.—11.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Hamilton:

Our Heavenly Father, we unite our prayers for Thy blessings upon the Members of this Body. We are aware of your love and concern about our health and welfare. Bless the Senators with good health to accomplish the work they are called upon to perform. Bless their families in their absence with your Divine providential care. When we are called upon to do the difficult duties before us, grant your Divine wisdom that choices made will be wise ones. In His name we pray—Amen.

The Journal for the last legislative day was declared approved.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 528—By Barr of the House and Dacus and Taliaferro of the Senate—An Act relating to agriculture; amending Article 5, Title 2 O. S. 1961, adding § 5-8; requiring annual license from Board of Agriculture for business of purchasing grain for resale; providing exemptions; authorizing Board to adopt rules and regulations; fixing fee; requiring bond in stated amount for payment of purchase price of grain and applicant's ownership when sold; making violation a felony; fixing penalties; and declaring an emergency.

HB 873—By Harrison and Hunter of the House and Williams of the Senate—An Act relating to the Commissioners of the Land office; amending Section 2, Chapter 289, O. S. L. 1963 (64 O. S. Supp. 1965, § 100); increasing the rate of interest to be paid on the balance of the purchase price of any and all lands sold under sales contract after the effective date of this Act; and declaring an emergency.

HB 981—By Derryberry and Goodfellow—An Act declaring the policy of the State of Oklahoma regarding ethical conduct of members of the Oklahoma State Legislature; establishing a code of ethics; defining terms; prohibiting specified Acts of State legislators; creating the Joint Legislative Ethics Committee and granting it certain powers; providing penalties for violations; providing for advisory opinions by Attorney General; making the provisions of this Act cumulative and severable; and declaring an emergency.

HB 1062—By Connor, Hunter, Green and Sparkman of the House and Garrison and Williams of the Senate—An Act relating to children in State institutions; providing

for transfer of children in State institutions to school districts furnishing education to such children; directing codification; fixing effective date of Act; and declaring an emergency.

HB 1084—By Converse, Boren and Wolfe (Stephen) of the House and Nichols of the Senate—An Act relating to crimes and punishments; amending 21 O. S. 1961, § 1717; defining dogs as personal property; and declaring an emergency.

HB 1199—By McCune—An Act relating to the Oklahoma Tax Commission; amending Section 105 of Section 1, Chapter 235, O. S. L. 1965 (68 O. S. Supp. 1967, § 105); providing for one additional attorney; and declaring an emergency.

HB 1239—By Hopkins of the House and Stipe of the Senate—An Act relating to cities and towns; authorizing purchase of motor vehicle liability coverage on motor vehicles owned or used by the police department and by the fire department; prescribing procedures in relation thereto; and declaring an emergency.

HB 1270—By Grey of the House and Martin of the Senate—An Act relating to public health and safety; authorizing collection of fees by county, district, cooperative and city-county health departments for nonphysician services; providing for disposition of fees collected; directing codification; and declaring an emergency.

HB 1273—By Smith (E. W.)—An Act relating to professions and occupations; emergency.

HB 1301—By Vann—An Act relating to counties and county officers; providing payment of travel expenses of county officers and deputies and payment of extra help in their offices shall be from budget items for their respective offices separate from the amount appropriated thereto for compensating for services of the respective offices and the permanent employers of their office; repealing conflicting laws; and declaring an emergency.

HB 1302—By Poulos, Wixson and Har-

grave of the House and Howard, Hargrave and Breckinridge of the Senate—An Act relating to State agencies; commissions, authorities and regulatory bodies; prohibiting issuance of rules and regulations in contravention to 79 O. S. 1961, § § 1 through 87, without special statutory authority; amending Section 8, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1967, § 308), and Section 1, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1967, § 301); providing that this Act shall not be applicable to policies of the State Board of Regents for Higher Education; making provisions of Act severable; and declaring an emergency.

HB 1325—By Finch of the House and Young and McSpadden of the Senate—An Act relating to schools; amending 70 O. S. 1961, § 4-11, as amended by Section 1, Chapter 525, O. S. L. 1965 (70 O. S. Supp. 1967, § 4-11); prescribing eligibility of candidates for District School Boards; repealing conflicting laws; and declaring an emergency.

HB 1326—By Bickford—An Act relating to State officers and employees; amending Chapter 398, Sections 11 and 12 O. S. L. 1965 (74 O. S. Supp. 1967, § § 1111 and 1112); prescribing duties of certain divisions of the industrial development and park department; and declaring an emergency.

HB 1331—By Watkins—An Act relating to revenue and taxation; providing deed to property must be recorded on January 1 in order for person owning to have been Record Owner on said date; providing exceptions; providing for a termination of effectiveness of this Act; and declaring an emergency.

HB 1347—By McCune—An Act relating to revenue and taxation; amending Section 1104 of Section 2, Chapter 442, O. S. L. 1965 (68 O. S. Supp. 1967, § 1104) changing the delinquency date of petroleum excise tax to make same correspond with delinquency date of gross production tax;

fixing effective date; and declaring an emergency.

HB 1348—By McCune—An Act relating to gross production tax; amending subsection 1009 of Section 2, Chapter 365, O. S. L. 1963 (68 O. S. Supp. 1967, § 1009 (b)), for the purpose of changing the delinquency date as to gross production tax payments; providing that the gross production tax levied on any conditional increase in the value of natural gas and/or casinghead gas which is subject to the approval of an agency of the United States of America be separately reported and paid and not subject to regular apportionment; providing for handling and distribution of such conditionally paid tax; fixing effective date; providing codification; and declaring an emergency.

HB 1350—By Witt—An Act relating to fires; providing it shall be unlawful to start fires except under certain conditions and times; prescribing penalties; and declaring an emergency.

HB 1351—By McCune—An Act relating to trials by jury; repealing House Joint Resolution 511, directing the Secretary of State to call a Special Election for the submission of a proposal to amend Section 19, Article II, of the Constitution of the State of Oklahoma; and declaring an emergency.

HB 1353—By Nigh, Odom (V. H.) and Frix of the House and Luton of the Senate—An Act relating to legislative districts; defining area to be included in representative districts numbers twelve, thirteen and fourteen, repealing all laws or parts of laws in conflict therewith; and declaring an emergency.

HJR 536—By Hutchens (David) and Sokolosky of the House and McSpadden of the Senate—A Joint Resolution relating to a Bond Issue for vocational and technical education. Special Election.

HJR 547—By Finch—A Joint Resolution relating to the Alcoholic Beverage Control Board; authorizing Board to employ an attorney; providing for compensation

and duties; making provisions of resolution inoperative after June 30, 1968; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HJR 559—By 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 19 of Article II of the Constitution of the State of Oklahoma; providing the right of trial by jury shall remain inviolate except in civil cases involving less than twenty dollars or in criminal cases wherein the offense charged is punishable by fine only, not exceeding twenty dollars; prescribing the numerical constituency of juries in certain cases and the concurrence of jurors thereof required for verdicts; providing an effective date; providing a Ballot Title; and ordering a Special Election.

HJR 560—By Lawson—A Resolution waiving the immunity of the State from liability for damages resulting from tortious Acts of its employees; waiving immunity of the State from suit, and authorizing suit, in the matter of the alleged wrongful injury of Cynthia Marie Record; specifying procedure; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 51**.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 533 and **727**, and **SJR 62** each correctly engrossed.

Engrossed **SBs 533**, **727**, and **SJR 62** were 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 95—Judiciary.

HB 802—Business, Industry and Labor Relations—Coauthored by Smith.

HB 1015—Education — Coauthored by Nichols.

HB 1189—Education — Coauthored by Terrill, Field and Murphy.

HB 1192—Business, Industry and Labor Relations.

DO PASS, As Amended:

HB 1165—Business, Industry and Labor Relations.

HB 1237—Business, Industry and Labor Relations—Coauthored by Findeiss.

HJR 505—Governmental Affairs—Coauthored by Smith, Smalley, Howard, Breckinridge, Gee, Berrong and Baggett.

GENERAL ORDER

SB 717 by Hamilton was read and considered.

Senator Hargrave asked to be made a coauthor of **SB 717**, which was the order.

Upon motion of Senator Hamilton, **SB 717** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 717** was considering engrossed and placed upon third reading and final passage.

THIRD READING

SB 717 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Keels, Luton, McGraw, McSpadden, Mar-

tin, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—35.

Excused: Boecher, Breckinridge, Ferrell, Ham, Holden, Horn, Howard, McClendon, Massad, Massey, Payne, Porter, Terrill.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—35.

Excused: Boecher, Breckinridge, Ferrell, Ham, Holden, Horn, Howard, McClendon, Massad, Massey, Payne, Porter, Terrill.—13.

The emergency was declared passed.

SB 717 was referred for engrossment.

Senator Hamilton asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 717** to the Honorable House for consideration upon its being reported correctly engrossed.

Senators Holden, Breckinridge, McClendon and Massey asked to be shown present, which was the order.

Senator Berrong presiding.

GENERAL ORDER

SB 728 by Hamilton and Garrison of the Senate and Sandlin of the House was read and considered.

Senator Hargrave asked to be made a coauthor of **SB 728**, which was the order.

Senator Romang moved to amend **SB 728**, page 2, lines 2 through 7 by removing the brackets on lines 2 and 4, and thereby restoring the old language, and by striking the new language on lines 4, 5, 6, and 7, and by striking on line 4, the words

"as provided in the decree of divorce" and adding after the word "child" on line 4, the words "according to his financial ability" which amendment was declared adopted.

Senator Young moved to amend **SB 728**, page 2, lines 2 through 4, by removing the brackets and reinserting all language removed thereby, which amendment was tabled upon motion of Senator Hamilton.

Senator Hamilton moved to amend **SB 728**, page 2, lines 14 and 15, by striking after the word "rights" the remainder of the sentence and inserting in lieu thereof the words "shall be cumulative to existing law" which amendment was declared adopted.

Upon motion of Senator Hamilton, **SB 728**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 728**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 728 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Stipe, Taliaferro, Williams.—33.

Nay: Baggett, Birdsong, Smalley, Smith, Young.—5.

Excused: Baldwin, Boecher, Ferrell, Ham, Horn, Massad, Payne, Porter, Stansberry, Terrill.—10

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Bird-

song, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Stipe, Taliaferro, Williams.—35.

Nay: Baggett, Smalley, Young.—3.

Excused: Baldwin, Boecher, Ferrell, Ham, Horn, Massad, Payne, Porter, Stansberry, Terrill.—10.

The emergency was declared passed.

SB 728, as amended, was referred for engrossment.

Senator Hamilton asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 728** to the Honorable House for consideration upon its being reported correctly engrossed.

GENERAL ORDER

SB 658 by Selman, Berry, Howard, Smith, Luton, Hargrave, Bradley and Murphy of the Senate and Sparkman of the House was read and considered.

Senator Selman moved to amend **SB 658**, page 2, line 18, by deleting after the word "stream" and before the word "and" on line 1, page 3, the words "not including tributaries" and by inserting this same wording after the word "river" on page 3, line 1, which amendment was declared adopted.

Senator Selman moved to amend **SB 658**, page 4, line 15, by adding after the word "sites" the language "No land can be taken under the right of eminent domain, except that land 300 feet on each side of the main river stream" which amendment was declared adopted.

Senator Selman moved to amend **SB 658**, page 5, line 13, by inserting after the word "harvesting" and before the word "and" a comma and the words "municipal water use" which amendment was declared adopted.

Senator Selman moved to amend SB 658, page 6, line 5, by inserting after the word "work" and before the word "in" the words "on the river stream proper" and by striking the words "in any scenic river area" which amendment was declared adopted.

Senator Selman moved to amend SB 658, page 6, line 7, by striking all the language contained in subsection (b) and inserting in lieu thereof the language "Nothing in this act shall prohibit the use of water for human or livestock consumption or discourage city, state and federal agencies in a coordinated and scenic way from impoundment of the Illinois River waters at such time as the need is justified. Also nothing in this act is intended to discourage the Arkansas-Oklahoma Interstate Water Compact Commission from making any contracts of agreements for the best interest of the two state area" which amendment was declared adopted.

Senator Selman moved to amend SB 658, page 7, line 4, by striking the words "river areas" and substituting therefor the word "rivers" which amendment was declared adopted.

Senator Selman moved to amend SB 658, page 7, line 6, by changing the period to a comma after the word "acts" and adding the words "except for human or livestock consumption" which amendment was declared adopted.

Senator Hamilton moved to amend SB 658, page 1, line 2, by inserting after the word "act" the following language: "This act shall not affect and shall be subservient to any water resources development project now in existence or hereafter created, including, but not limited to any upstream flood control projects, any conservancy district, soil conservation projects, rural water districts, municipal or rural water supplies, water users associations, watershed improvement districts and watershed associations."

Senator Selman moved to table the

Hamilton amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Selman, Short, Smalley, Smith, Williams.—17.

Nay: Atkinson, Berrong, Berry, Dacus, Field, Gee, Graves, Hamilton, McClendon, McSpadden, Martin, Massey, Miller, Payne, Romang, Stipe, Taliaferro, Young.—18.

Excused: Baggett, Baldwin, Boecher, Ferrell, Findeiss, Ham, Holden, Horn, Massad, Nichols, Porter, Stansberry, Terrill.—13.

The vote occurring upon the Hamilton amendment, it was declared failed of adoption upon a roll call as follows:

Aye: Berrong, Berry, Dacus, Field, Gee, Graves, Hamilton, McClendon, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Stipe, Taliaferro, Young.—18.

Nay: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Selman, Short, Smalley, Smith, Williams.—20.

Excused: Baldwin, Boecher, Ferrell, Ham, Holden, Horn, Massad, Porter, Stansberry, Terrill.—10.

Senator Young moved to amend SB 658, page 3, line 5, by inserting after the word "values" the following subsection: "(c) No municipality of the State of Oklahoma can dump sewage in any creek in Oklahoma without a permit being issued by the State Wildlife Commission and the Industrial Development and Park Board and said sewage must be treated in a manner approved by the State Health Department" which amendment was tabled upon motion of Senator Selman.

Senator Berry asked that his name be stricken as a coauthor of SB 658, which was the order.

Senator Hamilton moved to amend SB

658, page 3, line 11, by striking the words on said line and substituting therefor the words "to the boundary line of Sequoyah County".

Senator Selman moved to table the Hamilton amendment, which motion was declared failed of adoption.

The vote occurring upon the Hamilton amendment, it was declared adopted.

Senator Massey, joined by President Pro Tempore McSpadden, moved to amend SB 658, page 3, beginning on line 13, by striking lines 13 and 14, which amendment was declared adopted.

Senator Massey, joined by President Pro Tempore McSpadden, moved to amend SB 658, page 3, line 15, by striking the words "Pennington Creek" which amendment was declared adopted.

Senator Terrill asked to be shown present, which was the order.

Senator Hamilton moved to amend SB 658, page 4, lines 2 through 9, by striking the sentence beginning after the word "potentials".

Senator Selman moved to table the Hamilton amendment, which motion was declared failed of adoption.

The vote occurring upon the Hamilton amendment, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Dacus, Field, Gee, Graves, Hamilton, McClendon, McSpadden, Martin, Massey, Miller, Payne, Romang, Stipe, Taliaferro, Terrill, Young.—20.

Nay: Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Keels, Luton, McGraw, Murphy, Selman, Short, Smalley, Smith, Williams.—19.

Excused: Baggett, Boecher, Ferrell, Ham, Horn, Massad, Nichols, Porter, Stansberry.—9.

Senators Massad and Horn asked to be shown present, which was the order.

Senator Berry moved to amend SB 658,

page 3, line 11, by inserting after the word "Reservoir" the language "except that portion of the Illinois River flowing across Cherokee County" which amendment was tabled upon motion of Senator Selman.

Upon motion of Senator Selman, SB 658, as amended, was advanced to engrossment.

Senator Selman asked unanimous consent that multilith copies be made available of SB 658, with all amendments adopted today incorporated therein, which was the order.

Senator Massad presiding.

MOTION TO RECONSIDER VOTE

Senator Berry asked unanimous consent, which was granted, for consideration of the Birdsong motion to reconsider the vote whereby SB 555 failed of passage.

By unanimous consent, upon request of Senator Berry, the Birdsong motion to reconsider the vote whereby SB 555 failed of passage was declared adopted.

On the question of the passage of SB 555, the roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Gee, Graves, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Murphy, Selman, Short, Smalley, Smith, Stansberry, Young.—25.

Nay: Berrong, Dacus, Findeiss, Grantham, Horn, McClendon, Massad, Miller, Romang, Taliaferro, Terrill, Williams.—12.

Excused: Baldwin, Boecher, Ferrell, Field, Ham, Hamilton, Massey, Nichols, Payne, Porter, Stipe.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Graves, Har-

grave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Murphy, Selman, Short, Smalley, Smith, Stansberry, Young.—26.

Nay: Berrong, Dacus, Grantham, Horn, McClendon, Massad, Miller, Romang, Taliaferro, Terrill, Williams.—11.

Excused: Baldwin, Boecher, Ferrell, Field, Ham, Hamilton, Massey, Nichols, Payne, Porter, Stipe.—11.

The emergency was declared failed of passage.

SB 555 was referred for engrossment.

Senator Berry asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 555** to the Honorable House for consideration upon its being reported correctly engrossed.

GENERAL ORDER

SB 595 by Berrong and Dacus of the Senate and Fowler, et al, of the House was read and considered.

Upon motion of Senator Berrong, **SB 595** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 595** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 595 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Baldwin, Berry, Birdsong,

Boecher, Ferrell, Ham, Nichols, Payne, Porter.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baldwin, Boecher, Ferrell, Ham, Nichols, Payne, Porter.—7.

The emergency was declared passed.

SB 595 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 656, 706, 707, 726, and 734, and SJRs 57 and 58 each correctly engrossed.

Engrossed **SBs 656, 706, 707, 726, and 734, and SJRs 57 and 58** were properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1079**, requesting conference and referring said bill to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Smith, the request of the Honorable House for a conference on **HB 1079** was ordered granted, said bill to be referred to the General Conference Committee on Appropriations when appointed.

GENERAL ORDER

SB 628 by Howard and Gee was read and considered.

Upon motion of Senator Howard, **SB 628** was advanced to engrossment.

By unanimous consent, upon request of

Senator Howard, **SB 628** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 628 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClen- don, McSpadden, Martin, Massad, Mas- sey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansber- ry, Stipe, Taliaferro, Terrill, Williams.— 39.

Excused: Baldwin, Boecher, Ferrell, Ham, Hargrave, McGraw, Payne, Por- ter, Young.—9.

The bill was declared passed.

SB 628 was referred for engrossment.

Senator Howard asked unanimous con- sent, which was granted, that Rule 20-c be suspended for the purpose of imme- diately transmitting **SB 628** to the Honor- able House for consideration upon its be- ing reported correctly engrossed.

GENERAL ORDER

SB 721 by Baggett was read and con- sidered.

Senators Nichols, Murphy, Keels and Birdsong asked to be made coauthors of **SB 721**, which was the order.

As provided under Rule 9-f, upon re- quest of Senator Baggett, Sandlin and Hargrave of the House were added as coauthors of **SB 721**.

Senator Stipe moved to amend **SB 721**, page 1, line 3, by striking the words "central office of the" which amendment was tabled upon motion of Senator Bag- gett.

Senator Baggett moved to amend **SB**

721, by inserting before the words "Cer- tified copies" the language "Notwith- standing the foregoing, the Oklahoma Tax Commission may make copies of certifi- cates of title, applications therefor and registration certificates and sell the same for the fee hereinafter prescribed" which amendment was declared adopted.

Senator Baggett moved to amend **SB 721**, page 2, line 17, by striking the words and figures "fifty cents (\$.50)" and sub- stituting therefor the words and figure "One Dollar (\$1.00) per instrument" which amendment was declared adopted.

Upon motion of Senator Baggett, **SB 721**, as amended, was advanced to en- grossment.

By unanimous consent, upon request of Senator Baggett, **SB 721**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 721 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber- rong, Berry, Birdsong, Bradley, Breckin- ridge, Field, Garrett, Garrison, Gee, Graves, Hamilton, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Ro- mang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young. —35.

Nay: Dacus, Findeiss, Grantham, Mc- Clendon, Massad.—5.

Excused: Boecher, Ferrell, Ham, Har- grave, Holden, Payne, Porter, Stansberry. —8.

The bill was declared passed.

On the question of passage of emergen- cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber- rong, Berry, Birdsong, Bradley, Breckin- ridge, Field, Garrett, Garrison, Gee, Graves, Hamilton, Horn, Howard, Keels,

Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Dacus, Findeiss, Grantham, McClendon, Massad.—5.

Excused: Boecher, Ferrell, Ham, Hargrave, Holden, Payne, Porter, Stansberry.—8.

The emergency was declared passed.

SB 721, as amended, was referred for engrossment.

GENERAL ORDER

SB 524 by Findeiss and McSpadden was read and considered.

Senator McGraw asked to be made a coauthor of **SB 524**, which was the order.

Senator Baggett moved to amend **SB 524**, page 6, line 14, by inserting after the word "Governor" and before the word "and" the words "with the advise and consent of the State Senate".

Senator Nichols moved to table the Baggett amendment, which motion was declared failed of adoption.

The vote occurring upon the Baggett amendment, it was declared adopted.

Senator Stipe moved to amend **SB 524**, page 16, line 3, by striking the word and figure "three (3)" and substituting therefor the word and figure "four (4)" which amendment was declared adopted.

Senator Horn moved to amend **SB 524**, page 45, line 4½, by inserting a new Section 35 to read as follows: All professional engineers and land surveyors who are self employed, or any corporation practicing engineering or land surveying shall carry a professional liability insurance policy in the amount of not less than \$100,000.00 subject to a deductible clause of not in excess of \$1,000.00" and by renumbering the remaining sections accordingly.

Senator Findeiss moved to table the

Horn amendment, which motion was declared failed of adoption.

The vote occurring upon the Horn amendment, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Bradley, Dacus, Garrett, Grantham, Hamilton, Horn, Keels, McClendon, Massad, Massey, Murphy, Payne, Selman, Taliaferro, Terrill, Young.—18.

Nay: Atkinson, Baggett, Berry, Birdsong, Breckinridge, Findeiss, Garrison, Gee, Graves, Holden, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Romang, Short, Smalley, Smith, Williams.—21.

Excused: Boecher, Ferrell, Field, Ham, Hargrave, Howard, Porter, Stansberry, Stipe.—9.

Senator Berrong moved to amend **SB 524**, page 32, line 14, by inserting after the word "responsibility" and before the word "for" the words "and liability" which amendment was declared adopted.

Senator Hamilton moved to amend **SB 524**, page 47, line 9½, by inserting a new section 40 to read as follows: "This act shall not prohibit a bonded surveyor from surveying property boundary lines whether or not they are registered under the provisions of this act" and by renumbering the remaining section accordingly, which amendment was tabled upon motion of Senator Nichols.

Senator Berrong moved to amend **SB 524**, page 8, line 6, by striking after the word "be" the remainder of line 6 and all of line 7, which amendment was declared adopted.

Senator Baggett moved to amend **SB 524**, page 40, line 7, by striking the words "without written examination" which amendment was tabled upon motion of Senator Hamilton.

Senator Terrill moved to amend **SB 524**, page 45, line 4½, by inserting a new Section 35 to read as follows: "All professional engineers and land surveyors who

are self employed, or any corporative practicing engineering or land surveying shall carry a professional liability insurance policy in the amount of not less than \$25,000.00 subject to a deductible clause of not in excess of \$1,000.00 " and by re-numbering the remaining sections accordingly.

Senator Stipe moved to amend the Terrill amendment by changing the figure "\$25,000.00" to read "\$10,000.00" which amendment was declared adopted.

The vote occurring upon the Terrill amendment, as amended by the Stipe amendment, it was declared failed of adoption.

Upon motion of Senator Findeiss, **SB 524**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Findeiss, **SB 524**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 524 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams.—31.

Nay: Baldwin, Berrong, Field, Hamilton, Horn, Massad.—6.

Excused: Boecher, Bradley, Dacus, Ferrell, Ham, Hargrave, McClendon, Porter, Smith, Stansberry, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams.—32.

Nay: Baldwin, Field, Hamilton, Horn, Massad.—5.

Excused: Boecher, Bradley, Dacus, Ferrell, Ham, Hargrave, McClendon, Porter, Smith, Stansberry, Young.—11.

The emergency was declared passed.

SB 524, as amended, was referred for engrossment.

Senator Findeiss asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 524** to the Honorable House upon its being reported correctly engrossed.

SUSPENSION OF RULE 20-c

Senator Garrison asked unanimous consent, which was granted, that Rule 20-c be suspended in relation to all measures passed today for the purpose of immediately transmitting same to Honorable House for consideration upon such measures being reported correctly engrossed.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

The Clerk's desk being clear, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Forty-second Legislative Day

Wednesday, March 13, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Atkinson, Findeiss, Ham, Hargrave, Horn, Howard, Massad, Murphy, Porter, Smalley, Stansberry.—11.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Hamilton:

Our Father which art in Heaven, we acknowledge your sovereignty and our dependence upon your wisdom and power, may we have your help today to discharge our duties faithfully and well. We pray for Thy blessings upon the members of this body—the other leaders in our government, that each one may use the trust committed to him for the good of this State which we love, and where we live. Give us humility to confess our limitations, courage to seek Thy leadership and the good judgment to follow the example of Him who came, not to be ministered unto, but to minister. We pray this in Thy name. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 450—Coauthored by Peterson, 455, 463, 465, 471—Coauthored by Townsend, 472—Coauthored by Hargrave, 478—Coauthored by Townsend, 482—Coauthored by Cate, 484—Coauthored by Peterson, Ferguson, Watkins, Conaghan and Inhofe, 489—Coauthored by Sandlin, 492—Coauthored by Hargrave, 624—Coauthored by Bynum, 639, 646—Coauthored by Connor, Skeith, Sparkman, McCune and Hutchins (Walter), 647—Coauthored by Connor, Skeith, Mountford, Bynum, McCune, Sparkman, Hutchins (Walter) and Patterson (Frank), 657—Coauthored by Briscoe, Rushing, Cox, Fowler, Hargrave, Hunter, Page, Patterson (Frank), Raibourn, Witt, Fair and Williamson.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1323—By McCune, Hill, Bamberger, Peterson, Wolfe (Stephen), Boren, Patterson (Ruth), Dunn and Tarwater—An Act relating to the court fund; providing the county treasurer shall act as agent of the State as to the court fund and his bond cover his obligation to the state; providing for a Court Fund Board; providing expenses to be paid from the court fund; defining expenses; providing for bond payments heretofore authorized; providing for payment of court clerks, and deputy court

clerks' salaries; providing for payment to county general fund; providing for payments into State Judicial Fund; creating a State Judicial Fund; providing for funds for jury trials; providing for codification of certain sections; amending 28 O. S. 1961, § 37, 19 O. S. 1961, § 180.63E, as amended by Section 1 E, Chapter 351, O. S. L. 1967 (19 O. S. Supp. 1967, § 180.63E), Section 1 (8) of Chapter 45, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.63a (8)), Section 1, Chapter 164, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.63c); repealing 19 O. S. 1961, § § 179.13, 179.15, 179.17, 180.42d, 180.42e, 180.42h, 180.62g, Section 3, Chapter 180, O. S. L. 1965 (20 O. S. Supp. 1967, § 109.3), and 74 O. S. 1961, § 288, 38 O. S. 1961, § § 30 and 31, effective January 13, 1969; repealing 19 O. S. 1961, § § 180.64 and 742, 19 O. S. 1961, § 772, as amended by Section 1, Chapter 88, O. S. L. 1963 (19 O. S. Supp. 1967, § 772), 62 O. S. 1961, § § 321, 322, 323, 324, 324.3, 336 and 338, and 62 O. S. 1961, § 323.1, as amended by Section 1, Chapter 121, O. S. L. 1967 (62 O. S. Supp. 1967, § 323.1), and 62 O. S. 1961, § 324.1, as amended by Section 1, Chapter 147, O. S. L. 1967 (62 O. S. Supp. 1967, § 324.1); making provisions of Act severable; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 569**.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 343**—Coauthored by Sparkman and Mountford; **SB 416**—Coauthored by Mountford; **SB 479**—Coauthored by Hill, Bickford, Hargrave, Trent, Peterson, Bernard, Camp, Smith (Vondel), Tabor, Williamson, Mountford and Hatchett; and **SB 491**—Coauthored by Mountford, each as amended.

HA to SB 343 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, by striking the TITLE and the entire bill and substitute therefor the following:

AN ACT RELATING TO COUNTIES AND COUNTY OFFICERS; AMENDING 19 O. S. 1961, § 180.61; MAKING CERTAIN COUNTY OFFICERS CLASS A OFFICERS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 19 O. S. 1961, § 180.61, is amended to read as follows:

§ 180.61. 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 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, the county judge and judges in court 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 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.

HA to SB 416 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Lines 32 and 33, by striking the language "prevail in the same community for similar treatment of like injured person" and substituting the following: "are customary for physician and institutional service for similar treatment and/or care of like injured person".

HA to SB 479 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Lines 13 and 14, by adding after the word "who" the words: "knowingly and willfully".

HAs to SB 491 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend by striking Title and substitute the following:

"AN ACT RELATING TO BANKS, TRUST COMPANIES AND CORPORATE TRUST BUSINESSES; AMENDING OKLAHOMA BANKING CODE OF 1965, SECTIONS 102,A, 219, 305,B, 306,D, 307,B, 414,B, 801,B, 602,A, 809, 1103,D, 1107,D, 1109,C AND E, 1201,B AND C, 1202,C, 1204,D AND K, AND 1301, CHAPTER 161, O. S. L. 1965 (6 O. S. SUPP. 1967, § 102,A, 219, 305,B, 306,D, 307,B, 415,B, 801,B, 802,A, 809, 1103,D, 1107,D, 1109,C AND E, 1201,B AND C, 1202,C, 1204,D AND K, AND 1301); SECTION 421, C, AS ADDED BY SECTION 1, CHAPTER 244, O. S. L. 1965 (6 O. S. SUPP. 1967, § 421,C); SECTION 803,D, O. S. L. 1965, AS AMENDED BY SECTION 1, CHAPTER 62, O. S. L. 1967 (6 O. S. SUPP. 1967, § 803,D); PROVIDING FOR CLARIFICATION OF LANGUAGE USED BY SAID BANKING CODE AND MAKING THE SECTIONS COMPATIBLE AND CONSISTENT; PROVIDING LIQUIDATION, DISSOLUTION AND REORGANIZATION OF TRUST COMPANIES; PROVIDING FOR LIMITATIONS ON LOANS; DIRECTING CODIFICATION, AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Amend Page 4, SECTION 8, Line 28, by adding the following language at the end of said section,

to-wit: "Loans to individuals who are members of the copartnership or to other copartnerships, for purposes other than the business of the copartnership or association, are not required to be combined in determining the lending limit of the bank".

AMENDMENT NO. 3. Amend Page 13, SECTION 20, Line 21, by adding a new SECTION 20: "Section 803D, Chapter 161, Oklahoma Session Laws 1965, as amended by Section 1, Chapter 62, Oklahoma Session Laws 1967 (6 O. S. Supp. 1967, § 803D) is hereby amended to read as follows:

§ 803D. Limitations on loans-Term and appraised value. The amount of any such loan hereafter made shall not exceed fifty percent (50%) of the appraised value of the real estate offered as security and no such loan shall be made for a longer term than five (5) years, except that:

(1) Any such loan may be made in an amount, exclusive of interest, not to exceed seventy percent (70%) of the appraised value of the real estate offered as security and for a term not longer than ten (10) years if the loan is secured by an amortized mortgage, deed of trust, or other such instrument under the terms of which the installment payments are sufficient to amortize forty percent (40%) or more of the principal of the loan within a period of not more than ten (10) years.

(2) Any such loan may be made in an amount, exclusive of interest, not to exceed eighty percent (80%) of the appraised value of the real estate offered as security and for a term not longer than twenty-five (25) years if the loan is secured by an amortized mortgage, deed of trust, or other such instrument under the terms of which the installment payments are sufficient to amortize the entire principal of the loan within the period ending on the date of its maturity.

(3) The foregoing limitations and restrictions in paragraphs (1) and (2) shall not prevent the renewal or extension of loans heretofore made.

A REAL ESTATE LOAN WHICH IS EXCESSIVE IN RELATION TO THE APPRAISED VALUE OF THE REAL ESTATE WILL NOT BE IN VIOLATION OF THIS SECTION IF THE EXCESSIVE PORTION IS FULLY GUARANTEED OR IS FULLY SECURED BY PLEDGED COLLATERAL IN THE FORM OF A SAVINGS ACCOUNT, CERTIFICATE OF DEPOSIT, ASSIGNMENT OF RENTS, OR OTHER SECURITY TO WHICH THE BANK HAS READY ACCESS AND FIRST CLAIM”.

“Renumber the present Section 20 to be Section 21”.

CITATIONS

Upon motion of Senator Williams, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The Mooreland High School Girls’ Basketball Team.

Upon motion of Senator Stipe, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Keota Girls’ Basketball Team.

Upon motion of Senator Baggett, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to George R. Skorkowsky, Jr. for winning for the United States, the World Debate Championship at Liverpool University in England.

COMMITTEE REPORTS

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

DO PASS:

HB 999—Health, Welfare and Veterans’ Affairs—Coauthored by Miller.

HB 1020—Health, Welfare and Veterans’ Affairs.

HB 1200—Health, Welfare and Veterans’ Affairs—Coauthored by Smalley.

HB 1217—Judiciary—Show Grantham as Principal Senate Author.

HB 1233—Judiciary—Show Howard as Principal Senate Author.

HB 1234—Judiciary—Show Garrett as Principal Senate Author and Gee as Co-author.

HB 1328—Judiciary—Show Short as Principal Senate Author and Gee, Grantham, Nichols and Garrison as Coauthors.

DO PASS, As Amended:

HB 978—Health, Welfare and Veterans’ Affairs—Coauthored by Garrison and Graves.

HB 1004—Health, Welfare and Veterans’ Affairs.

HB 1118—Judiciary—Show Garrison as Principal Senate Author and Gee as Co-author.

HB 1121—Judiciary—Show Garrett as Principal Senate Author and Gee, Garrison, Grantham and Short as Coauthors.

HB 1186—Judiciary—Show Gee as Principal Senate Author and Howard, Grantham, Short, Smith and Nichols as Coauthors.

HB 1268—Judiciary — Show Smith as Principal Senate Author and Gee, Young, Howard, Grantham and Garrison as Coauthors.

SECOND READING

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

HB 528—Agriculture, Consumer Affairs and Wildlife.

HB 873—Agriculture, Consumer Affairs and Wildlife.

HB 981—Judiciary.

Senator Luton asked unanimous consent to be made Senate Author of **HB 981**, which was the order.

HB 1062—Education.

HB 1084—Judiciary.

HB 1199—Revenue and Taxation.

HB 1239—Business, Industry and Labor Relations.

HB 1270—Health, Welfare and Veterans Affairs.

HB 1273—Business, Industry and Labor Relations.

HB 1301—Governmental Affairs.

HB 1302—Governmental Affairs.

HB 1325—Education.

HB 1326—Education.

HB 1331—Revenue and Taxation.

HB 1347—Revenue and Taxation.

HB 1348—Revenue and Taxation.

HB 1350—Agriculture, Consumer Affairs and Wildlife.

HB 1351—Judiciary.

HB 1353—Committee on Committees and Rules.

HJR 536—Governmental Affairs.

HJR 547—Judiciary.

HJR 559—Judiciary.

HJR 560—Judiciary.

GENERAL ORDER

SB 736 By Stipe and Garrison was read and considered.

Upon motion of Senator Baldwin, **SB 736** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 736** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 736 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Hamilton, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Miller, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Findeiss, Graves, Ham, Hargrave, Horn, Howard, Martin, Massad, Massey, Murphy, Porter, Smalley, Stansberry.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Hamilton, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Miller, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Findeiss, Graves, Ham, Hargrave, Horn, Howard, Martin, Massad, Massey, Murphy, Porter, Smalley, Stansberry.—14.

The emergency was declared passed.

SB 736 was referred for engrossment.

Senators Ham, Porter, Howard, Findeiss, Smalley and Murphy asked to be shown present, which was the order.

GENERAL ORDER

HB 1032 by Willis, et al, of the House and Smalley of the Senate was read and considered.

Senator Baggett moved to amend **HB 1032**, page 5, line 9, by changing the period to a comma after the word “inclusive” and adding the language “except that no discount shall be allowed on cigarette stamps for the tax levied in subsection (a) of this Section” which amendment was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Baldwin, Berry, Breckinridge, Ferrell, Field, Graves, Ham, Hamilton, Holden, McClendon, Massey, Porter, Selman, Terrill.—15.

Nay: Berrong, Birdsong, Boecher, Dacus, Findeiss, Garrett, Garrison, Gee, Grantham, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—27.

Excused: Atkinson, Bradley, Hargrave, Horn, Massad, Stansberry.—6.

Senator Stipe moved to amend **HB 1032**, page 2, line 1, by striking all language contained in the bill and substituting therefor the following:

"Section 1. In addition to all other taxes now levied and assessed in the State of Oklahoma, there is hereby levied a severance tax on natural gas severed from the soil or water and predicated on the quantity severed, which tax shall be levied at the rate of two and three-tenths cents (2.3c) per thousand cubic feet, measured at a base pressure of 15.025 pounds per square inch absolute and at the temperature base of 60 degrees Fahrenheit. For all purposes of computing standard cubic feet of gas under this section the barometric pressure shall be assumed to be 14.7 pounds per square inch absolute at the place of measurement. The tax shall not accrue on the severance of natural gas; (a) Which is subsequently injected into a formation in the State of Oklahoma for the purpose of storing by the producer, recycling, repressuring, or pressure maintenance, provided that if such gas is subsequently severed from the earth, the tax herein provided shall thereupon accrue unless otherwise excluded; (b) Originally produced without the State of Oklahoma which has been injected into the earth within the State of Oklahoma for the purposes set forth in (a) above; (c) When produced from oil wells and vented or flared directly into the atmosphere; (d) Used for fuel in connection with the operation and development for or production of oil or gas in the field where produced. Gas used for fuel as used in this subpart shall be deemed to include gas used for operating drilling equipment, heating, separating, producing, dehydrating, compressing and pumping of oil or gas in the field where produced; (e) Used or consumed in the operation of a gasoline or recycling plant in the State of Oklahoma. Gas used or consumed in the operation of such plant, as used in this subpart, shall be deemed to include, by way of illustration but not by way of limita-

tion, gas shrinkage and leakage, gas used for plant fuel, compression, or gas unavoidably lost; (f) Subject to rules and regulations prescribed by the Oklahoma Corporation Commission, natural or gas-well gas produced or flared with the specific approval of said Commission, provided such gas is not otherwise utilized or sold. Section 2. The taxes levied hereunder shall be collected by the Oklahoma Tax Commission and shall be due and payable monthly. Said taxes shall be paid by the owner or proportionately by the owners of said natural gas at the time of the severance. The Oklahoma Tax Commission is hereby authorized to adopt such administrative rules and regulations as may be necessary for effectuating the purposes of this Act. Section 3. The revenue derived from the tax herein levied shall be paid to the State Treasurer and placed to the credit of the General Revenue Fund and shall be available for appropriation by the Legislature." And by correcting the title to conform.

Senator Smalley raised a point of order, which was overruled, against consideration of the Stipe amendment, stating that it was not germane to the subject matter contained in the Bill.

Senator Smalley moved to table the Stipe amendment, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Garrison, Gee, Grantham, Graves, Howard, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams, Young.—24.

Nay: Berrong, Berry, Birdsong, Dacus, Ferrell, Field, Findeiss, Garrett, Ham, Hamilton, Holden, Keels, McClendon, Massey, Porter, Stipe, Taliaferro, Terrill.—18.

Excused: Atkinson, Hargrave, Horn, Martin, Massad, Stansberry.—6.

Senator Grantham, joined by Senator Holden, moved to amend **HB 1032**, page 5, line 9½ by striking after the word "in-

clusive" all of Section 2, and by renumbering subsequent sections accordingly, which amendment was tabled upon motion of Senator Smalley.

Prior to the reading of his amendment, Senator Hamilton asked to have read a communication, to which Senator Nichols objected.

Senator Hamilton moved that the communication be read.

Senator Smalley moved to table the Hamilton motion, which motion was declared failed of adoption.

The vote occurring upon the Hamilton motion, it was declared adopted.

The communication was read.

Senators Horn and Stansberry asked to be shown present, which was the order.

Senator Payne presiding.

Senator Hamilton moved to amend **HB 1032**, page 9, beginning on line 10½, by inserting the following new sections:

"SECTION 6: 37 O. S. 1961, § 553, is amended to read as follows: § 553. 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)] FOUR DOLLARS (\$4.00)** per gallon, and a proportionate rate on fractions thereof, on each gallon of spirits. (2) **[(Thirty-six cents (36c)] ONE DOLLAR (\$1.00)** per gallon, and a proportionate rate on fractions thereof on each gallon of light wine; (3) **[(Fifty cents (50c)] ONE DOLLAR (\$1.00)** 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)] ONE DOLLAR AND FIFTY CENTS (\$1.50)** 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 beer.

SECTION 7. (1) The additional excise tax levied and imposed by this Act shall apply to all alcoholic beverages in the inventory or stock of every licensed retailer, or of any other person possessing for resale, or reselling, alcoholic beverages in this state as of the effective date of this Act. (2) Every licensed retailer or such other person shall within ten (10) days after the effective date of said additional levy make a report covering such inventory of alcoholic beverages on forms prescribed and furnished by the Oklahoma Tax Commission and such reports shall be accompanied by a remittance of the amount of such additional excise tax herein levied due on such inventory or stock. (3) Every licensed wholesaler and non-resident seller shall be required to make a report to the Tax Commission on forms prescribed by it covering such wholesaler's and non-resident seller's inventory and stock of excise tax stamps required by the Oklahoma Alcoholic Beverage Control Act, and of alcoholic beverage within Oklahoma, as of the effective date and accompanied by a remittance of the additional tax levied by this Act.

"SECTION 8. The revenues resulting through June 30, 1968, from the additional tax herein levied shall be apportioned by the Oklahoma Tax Commission as provided by the Oklahoma Constitution. The State Treasurer shall deposit the State's allocation in the State Treasury in a fund to be known as the "1968 Junior College Reserve Fund", which fund is hereby created. The Legislature shall appropriate from such fund for capital improvements at all community junior colleges, now existing or hereafter created and for operating expenses of such junior colleges, or so much thereof as may be deemed necessary for such purposes; provided, further, that from and after July 1, 1968, all revenues resulting from the additional tax herein levied shall be apportioned by the Oklahoma Tax Commission according to the Constitution of the State of Oklahoma.

"SECTION 9. The additional excise tax levied on alcoholic beverages by this Act shall become effective on the first day of the second calendar month following its passage and approval."

and by renumbering the succeeding sections accordingly, and amending the title to conform, which amendment was tabled upon motion of Senator Smalley upon a Roll call as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Luton, McGraw, McSpadden, Nichols, Payne, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—23.

Nay: Berry, Birdsong, Dacus, Field, Graves, Ham, Hamilton, Horn, Howard, Keels, McClendon, Miller, Murphy, Porter, Romang, Stipe, Taliaferro, Terrill.—18.

Excused: Atkinson, Bradley, Hargrave, Holden, Martin, Massad, Massey.—7.

Senator Hamilton moved to amend **HB 1032**, page 9, line 10½, by inserting the following new section: "Section 6. In order to help avoid illegal sales of cigarettes in Oklahoma, and in order to insure a stable economy in all of Oklahoma, this act shall not apply to a strip 10 miles around the border of Oklahoma" and by renumbering the succeeding sections accordingly, which amendment was tabled upon motion of Senator Smalley.

Upon motion of Senator Baggett, **HB 1032** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1032** was placed upon third reading and final passage.

THIRD READING

HB 1032 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham,

Hamilton, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Porter, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Field, Horn, Keels, Martin, Payne, Romang, Stipe.—7.

Excused: Atkinson, Hargrave, Massad.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Porter, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Field, Horn, Keels, Martin, Payne, Romang, Stipe.—7.

Excused: Atkinson, Hargrave, Massad.—3.

The emergency was declared passed.

Senator Smalley asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately returning **HB 1032** to the Honorable House.

HB 1032 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 555, 595, 628, 717, 721 and 728 each correctly engrossed.

Engrossed **SBs 555, 595, 628, 717, 721 and 728** were properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 711 by Smalley, Baggett, McGraw, Garrison and Taliaferro was read and considered.

Senator Garrett asked to be made co-author of **SB 711**, which was the order.

As provided under Rule 9-f, upon request of Senator Smalley, Representative Cate was added as the House Author of **SB 711**.

Senator Smalley moved to amend **SB 711**, page 3, line 18, by striking after the word "each" and before the word "label" on page 4, line 1, the words "different size or type of"; on page 4, beginning on line 2, by striking the words "different quantity, or net contents, of any"; on page 4, line 5, by striking the words "different size or type of"; on page 4, beginning on line 6, after the word "packages" by striking the words "or containers of each different quantity, or net contents,"; and on page 4, beginning on line 9 after the word "each" by striking the words "different size or type of" which amendment was declared adopted.

Senator Smalley moved to amend **SB 711**, page 3, line 10, by striking after the word "different" the words "quantities or net" and substituting therefor the word "alcoholic" which amendment was declared adopted.

Senator Smalley moved to amend **SB 711**, page 6, line 1, by inserting a new Section 4 to read as follows: "The provisions of this act shall become effective July 1, 1968" and by renumbering the succeeding sections accordingly, which amendment was declared adopted.

Senator Smalley moved to amend **SB 711**, page 6, line 1, following Section 4, by inserting a new Section 5 to read as follows: "All revenues derived under the provisions of this Act shall be transmitted by the Alcoholic Beverage Control Board to the State Treasurer who shall deposit the same in the General Fund of the State of Oklahoma" and by renumbering the succeeding sections accordingly, and amending the title to conform to the body of the Bill, which amendment was declared adopted.

Senator Smalley moved to amend **SB**

711, page 5, line 9, by inserting after the word "Beverage" and before the word "Board" the word "Control", which amendment was declared adopted.

Senator Breckinridge moved to amend **SB 711**, page 3, line 7, by inserting after the word "State." the language "Cordials and wines which differ only as to age or vintage year, as defined by such regulations, shall be considered the same brand; and those that differ as to type or class may be considered the same brand by the Oklahoma Alcoholic Beverage Control Board where consistent with the purposes of this section" which amendment was declared adopted.

Senator Baggett moved to amend **SB 711**, page 4, line 13, by changing the period to a semi-colon after the figure "(\$100.00)" and adding the following language: "provided however that for each brand of liquor, beer or wine which during the immediate preceding fiscal year sold in Oklahoma less than 100 cases of said brand, the annual fee shall be Twenty-five (\$25.00) Dollars or which sold in Oklahoma more than 100 cases but less than 200 cases, the annual fee shall be Fifty (\$50.00) Dollars; provided further that the initial fee for registration shall be One Hundred (\$100.00) Dollars" which amendment was declared adopted.

Senator Smalley moved to amend **SB 711**, page 6, line 2, by inserting a new Section, to be inserted prior to the Emergency Section, to be numbered in accordance with sections previously adopted, and by amending the title to conform, such section to read as follows: "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 of provisions of this Act" which amendment was declared adopted.

Upon motion of Senator Smalley, **SB 711**, as amended, was advanced to engrossment.

Senator Ham moved to reconsider the vote whereby **SB 711** was advanced.

Senator Smalley moved to table the Ham motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Boecher, Breckinridge, Ferrell, Garrison, Gee, Howard, McGraw, McSpadden, Nichols, Payne, Selman, Smalley, Smith.—14.

Nay: Baldwin, Berrong, Berry, Birdsong, Dacus, Field, Findeiss, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, Martin, Massey, Miller, Murphy, Romang, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—28.

Excused: Atkinson, Bradley, Hargrave, Keels, Massad, Porter.—6.

The vote occurring upon the Ham motion, it was declared adopted.

Senator Baldwin presiding.

Senator Ham moved to amend **SB 711**, by adding a new section after Section 4, to read as follows: "37 O.S. 1961, § 516 is hereby amended to read as follows: § 516. It shall be unlawful for any person, firm or corporation to advertise any alcoholic beverages or the sale of same within the State of Oklahoma, except one sign at the retail outlet bearing the words "Retail Alcoholic Liquor Store," or any combination of such words or any of them and no letter in any such sign shall be more than four (4) inches in height or more than three (3) inches in width, and if more than one (1) line is used the lines shall not be more than one (1) inch apart" and by renumbering the succeeding sections accordingly and amending the title to conform.

Senators Smalley, Baggett, Dacus, Luton, Birdsong, Horn, Garrison and Holden asked to be made coauthors of the Ham amendment, which was the order.

The vote occurring upon the Ham-Smalley - Baggett-Dacus-Luton-Birdsong-Horn-Garrison-Holden amendment, it was declared adopted.

Upon motion of Senator Smalley, **SB 711**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 711**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 711 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Nay: Payne.—1.

Excused: Atkinson, Bradley, Hargrave, Keels, Massad, Porter, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Nay: Payne.—1.

Excused: Atkinson, Bradley, Hargrave, Keels, Massad, Porter, Stipe.—7.

The emergency was declared passed.

SB 711, as amended, was referred for engrossment.

Senator Atkinson asked to be shown present, which was the order.

GENERAL ORDER

HB 1124 by Willis, et al, of the House and Terrill, Berry, Payne, Massey, Howard, Atkinson, Baggett, Birdsong, Graves, Nichols, Garrison and Williams of the Senate was read and considered.

Senators Dacus, Berrong, Short, McGraw and Bradley asked to be made co-authors of **HB 1124**, which was the order.

Senator Baggett moved to amend **HB 1124**, page 5, line 14, by changing the period to a semi-colon and adding the language "provided, however, that for the school year 1969-70 and thereafter Incentive Aid shall not be paid to any school district that does not levy five (5) mills under Section 9(d) of Article X of the Oklahoma Constitution and ten (10) mills under Section 9 (d-1) of Article X of the Oklahoma Constitution" which amendment was tabled upon motion of Senator Massey.

Senator Baggett moved to amend **HB 1124**, page 6, line 2, by adding after the word "appropriated" the words "likewise, it may be increased if sufficient funds are available" which amendment was declared adopted.

Senator Baggett moved to amend **HB 1124**, page 6, line 3½, by inserting a new Section 4 to read as follows: "Section 4. Kindergarten. For the purpose of computing Foundation Program Aid under Section 7, Chapter 397, Oklahoma Session Laws 1965, as amended, and Incentive Aid under Section 8, Chapter 397, Oklahoma Session Laws 1965, as amended, children enrolled in a kindergarten program operated by the school district for which no tuition is charged shall be included in the computation of average daily attendance. Each day during which a child attends a kindergarten for two and one-half hours or more shall be computed as one-half day of average daily attendance of a child for the purpose of computing such aid" which amendment was tabled upon motion of Senator Massey.

Senator Young moved to amend **HB 1124**,

page 7, line 4, by changing the period to a semi-colon after the word "thereafter" and adding the language "provided, however, that this Section shall not be mandatory as to any school district which experiences a five per cent (5%) reduction in its net assessed valuation and which is levying five (5) mills under Section 9 (d) of Article X of the Oklahoma Constitution and ten (10) mills under Section 9 (d-1) of Article X of the Oklahoma Constitution" which amendment was tabled upon motion of Senator Terrill.

Senator Terrill moved to reconsider the vote by which the Baggett amendment to **HB 1124**, page 6, line 2, was adopted, which motion was declared adopted.

Senator Terrill moved to table the Baggett amendment to **HB 1124**, page 6, line 2, which motion was declared adopted.

Senator McClendon, joined by Senator Luton, moved to amend **HB 1124**, page 7, line 4, by adding after the period the language "The foregoing schedule shall be the base salary for teachers.

Senator Massey asked to be made a co-author of the McClendon-Luton amendment, which was the order.

The vote occurring upon the McClendon-Luton-Massey amendment, it was tabled upon motion of Senator Terrill.

Senator McClendon, joined by Senator Luton, moved to amend **HB 1124**, page 7, line 4, by adding after the period the language "The base salary for the foregoing salary schedule shall be Four Thousand One Hundred Dollars (\$4,100.00)" which amendment was tabled upon motion of Senator Terrill, upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Horn, Howard, Keels, McGraw, McSpadden, Martin, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—30.

Nay: Dacus, Field, Grantham, Ham,

Hamilton, Holden, Luton, McClendon, Massey, Nichols, Payne, Stipe.—12.

Excused: Berrong, Berry, Hargrave, Massad, Porter, Stansberry.—6.

Senator Grantham moved to amend **HB 1124**, page 5, line 6, by adding after the word "Constitution." the language "Provided school districts which levy less than five (5) mills of the authorized levy shall receive \$10.50 per child for each mill levied for the year 1968-1969; \$14.50 for the year 1969-1970, and \$18.50 for the year 1970-1971" which amendment was tabled upon motion of Senator Baggett.

Senator Hamilton moved to amend **HB 1124**, page 7, line 4½, by adding the following new section: "Section 5. Foundation Program Aid as provided for in Section 7, Chapter 397, 1965 Session Laws shall be increased by 2.5% for the school year 1968-69; by 5% for the school year 1969-70 and by 7.5% for the school year 1970-71" and by renumbering the succeeding sections accordingly, which amendment was tabled upon motion of Senator Terrill upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—30.

Nay: Dacus, Field, Grantham, Ham, Hamilton, Holden, Horn, McClendon, Massey, Payne.—10.

Excused: Berrong, Berry, Hargrave, Massad, Murphy, Porter, Stansberry, Stipe.—8.

Senator Short, joined by Senator Gee, moved to amend **HB 1124**, page 7, line 4½, by inserting a new section to read as follows: "Section 5. When, in any school district of this State, a majority of the certified personnel shall have so signified in writing, those funds or any portion thereof set aside herein for increased teacher's salaries shall be expended by the school board of such district for the general im-

provement of education therein, including, but not limited to reduction of the pupil-teacher ratio" and by renumbering the subsequent sections accordingly, which amendment was tabled upon motion of Senator Garrison.

Senator Hamilton moved to amend **HB 1124**, page 7, line 9½, by inserting the following and by renumbering the succeeding sections accordingly: "70 O. S. 1967 Supp., Section 18-9A (c) is amended to read as follows:

Section 6. (c) The State Board of Education is authorized to adjust the 1963-64 level of State support per child provided in Section 7 for the several districts in a county where a district has since changed its administrative supervision from one county to another or in counties where high school programs have been established or discontinued, and for individual districts that have since added or dropped Vocational Reimbursed Programs, Special Education Programs, approved junior high school programs, or where the aggregate teacher increments for experience and/or qualifications have increased or decreased, based on the same number of teachers, or where the minimum program number of teachers in 1963-64 has made an abrupt change by the application of the prior year's attendance, and in cases where there has been an **[unusual]** decrease or increase in the gross production tax collections during the prior year **AUTO LICENSES** or in the current assessed valuation of **[personal and/or public service properties]** **THE DISTRICT**. These adjustments shall be calculated as additions or subtractions to the Total State Aid which would have been paid to such district or districts during the school year 1963-64 had such changes been in effect during said year." Which amendment was tabled upon motion of Senator Terrill.

Senator McClendon moved to amend **HB 1124**, page 7, line 13, by adding after the period the language "Provided the ef-

fect of this act shall not close or disorganize any school or district in the event the State fails to finance the minimum program as defined in the School Code" which amendment was declared failed of adoption.

Upon motion of Senator Terrill **HB 1124** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1124** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1124 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Hargrave, Massad, Porter, Stansberry.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Hargrave, Massad, Porter, Stansberry.—4.

The emergency was declared passed.

Senator Smalley asked unanimous consent, which was granted, that Rule 20-c

be suspended for the purpose of immediately returning **HB 1124** to the Honorable House.

HB 1124 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 51 correctly enrolled.

Enrolled **SCR 51** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Massey presiding.

GENERAL ORDER

HJR 551 by Connor, et al, of the House and Garrison of the Senate was read and considered.

Senator McGraw asked to be made co-author of **HJR 551**, which was the order.

Senator Baggett moved to amend **HJR 551**, page 3, line 2, by substituting the word "be" for the words "not exceed", which amendment was tabled upon motion of Senator Garrison upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Holden, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams.—28.

Nay: Baggett, Berry, Birdsong, Bradley, Garrett, Ham, Hamilton, Horn, Howard, Keels, Martin, Selman, Taliaferro, Terrill, Young.—15.

Excused: Graves, Hargrave, Massad, Murphy, Porter.—5.

Senator Baggett moved to amend **HJR 551**, page 3, line 4, by substituting the word "year" for the word "years" and adding after it and before the words "to which amount" the language "increased or decreased by the average percentage rate of increase or decrease in the total revenue which accrued to each such fund for the three (3) last preceding fiscal

years" and amend the ballot title and title of the resolution to conform, which amendment was tabled upon motion of Senator Garrison upon a roll call as follows:

Aye: Baldwin, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Luton, McClen-don, McGraw, McSpadden, Martin, Massey, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams.—27.

Nay: Baggett, Berry, Birdsong, Garrett, Graves, Ham, Hamilton, Horn, Howard, Miller, Taliaferro, Terrill, Young.—13.

Excused: Atkinson, Berrong, Hargrave, Holden, Keels, Massad, Murphy, Porter.—8.

Upon motion of Senator Garrison, **HJR 551** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HJR 551** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 551 was read for the third time at length, as follows:

ENGROSSED **HJR 551**—By CONNOR, et al, of the House and GARRISON and MCGRAW of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED CONSTITUTIONAL AMENDMENT TO SECTION 23 OF ARTICLE 10, OF THE OKLAHOMA CONSTITUTION; REQUIRING STATE BOARD OF EQUALIZATION TO MAKE ITEMIZED ESTIMATE OF REVENUES TO BE RECEIVED BY THE STATE DURING NEXT ENSUING FISCAL YEAR; PROVIDING THAT ESTIMATE NOT EXCEED TOTAL REVENUE ACCRUED TO ANY FUND FOR PRECEDING FISCAL YEAR PLUS ANY CASH SURPLUS FOR PRECEDING FISCAL YEAR; PROHIBITING LEGISLATURE FROM MAKING APPROPRIATIONS UN-

TIL ESTIMATE IS MADE; MAKING NULL AND VOID APPROPRIATIONS IN EXCESS OF ESTIMATE; PROVIDING FOR ALLOCATION OF REVENUE TO APPROPRIATIONS; PROVIDING LIMITATIONS UPON DEFICIENCY CERTIFICATES; PROVIDING LIMITATIONS AGAINST CREATION OF INDEBTEDNESS FOR PAYMENT OF DEFICIENCY; PROVIDING BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

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 of Section 23, Article X of the Constitution of the State of Oklahoma, to read as follows:

Section 23. Within **[twenty]** TWENTY-ONE days after the adoption of this amendment and thereafter prior to the convening of each regular session of the Legislature, the State Board of Equalization shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made, for **[each year of the next biennium]** THE NEXT ENSUING FISCAL YEAR showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund of the State, and the total amount of such estimate for **[each]** SUCH 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]** SUCH preceding fiscal year in the hands of the State Treasurer to the credit of any such fund and not previously appropriated by the State Legislature at the time such estimate is made. Such estimate shall be filed with the Governor, the President of

the Senate and the Speaker of the House of Representatives. The Legislature shall not pass or enact any bill, act or measure making an appropriation of money for any purpose until such estimate is made and filed, unless the State Board of Equalization has failed to file said estimate at the time of convening of said Legislature, then, in such event, it shall be the duty of the Legislature to make such estimate pursuant to the provisions of this amendment, and all appropriations made in excess of such estimate shall be null and void; provided, however, that the Legislature may at any regular session or special session called for that purpose, enact laws to provide for additional revenues, other than ad valorem taxes, or transferring the existing revenues or surpluses from one fund to another, whereupon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor and with the President of the Senate and the Speaker of the House of Representatives, and the amount of any increase or decrease, resulting, for any reason, from such laws shall be added to or deducted from such 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]** THE FISCAL YEAR ESTIMATED.

After June 30, 1941, that portion of every appropriation at the end of each fiscal year, in excess of actual revenues collected and allocated thereto as hereinafter provided, shall be null and void. Revenues deposited in the State Treasury to the credit of the General Revenue Fund or of any special fund, (which derives its revenue in whole or in part from State taxes or fees) shall, except as to principal and interest on the public debt, be allocated monthly to each department, institution, board, commission or special appropriation on a percentage basis, in that ratio that the total appropriation for such de-

partment, institution, board, commission or special appropriation from each fund for that fiscal year bears to the total of all appropriations from each fund for that fiscal year, and no warrant shall be issued in excess of said allocation. 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. The Legislature shall provide a method whereby appropriations shall be divided and set up on a monthly, quarterly or semi-annual basis within each fiscal year to prevent obligations being incurred in excess of the revenue to be collected, and notwithstanding other provisions of this Constitution, the Legislature shall provide that all appropriations shall be reduced to bring them within revenues actually collected, but all such reductions shall apply to each department, institution, board, commission or special appropriation made by the State Legislature in the ratio that its total appropriation for that fiscal year bears to the total of all appropriations for that fiscal year; provided however, that the Governor may in his discretion issue a deficiency certificate or certificates to the State Auditor for the benefit of any department, institution, or agency of the State, if the amount of such deficiency certificate or certificates be within the limit of the current appropriation for that department, institution, or agency, whereupon the State Auditor shall issue warrants to the extent of such certificate or certificates for the payment of such claims as may be authorized by the Governor, and such warrants shall become a part of the public debt and shall be paid out of any money appropriated by the Legislature and made lawfully available therefor; provided, further, that in no event shall said deficiency certificate or certificates exceed in the aggregate the sum

of Five Hundred Thousand Dollars (\$500,000.00) in any fiscal year.

The State shall never create or authorize the creation of any debt or obligation, or fund or pay any deficit, against the State, or any department, institution or agency thereof, regardless of its form or the source of money from which it is to be paid, except as provided in this amendment and in Sections Twenty-four (24) and Twenty-five (25) of Article Ten (X) of the Constitution of the State of Oklahoma. *[Provided, that the Legislature may fund or refund the State debt arising prior to July 1, 1941.]*

SECTION 2. The Ballot Title for the 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 23, Article X of the Constitution of the State of Oklahoma, to provide that the State Board of Equalization shall make an estimate of revenues to be received by the State for the next ensuing fiscal year; providing that estimate not exceed total revenue accrued to any fund for preceding fiscal year plus any cash surplus for preceding fiscal year; prohibiting Legislature from making appropriations until estimate is made; making null and void appropriations in excess of estimate; providing for allocation of revenue to appropriations; providing limitations upon deficiency certificates; providing limitations against creation of indebtedness for payment of deficiency

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 this State on April 16, 1968, at which the proposed amendment to the Constitution of the State of Oklahoma, as 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 the passage of Resolution, the roll call was as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Hargrave, Howard, Keels, Massad, Murphy, Porter.—6.

The Resolution was declared passed.

The question being, "Shall HJR 551, by Connor, et al, of the House and Garrison and McGraw of the Senate, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed constitutional amendment to Section 23 of Article 10, of the Oklahoma Constitution; requiring State Board of Equalization to make itemized estimate of revenues to be received by the state during next ensuing fiscal year; providing that estimate not exceed total revenue accrued to any fund for preceding fiscal year plus any cash surplus for preceding fiscal year; prohibiting legislature from making appropriations until estimate is made; making null and void appropriations in excess of estimate; providing for allocation of

revenue to appropriations; providing limitations upon deficiency certificates; providing limitations against creation of indebtedness for payment of deficiency; providing 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 of Oklahoma on April 16, 1968, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on April 16, 1968, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Nay: Howard.—1.

Excused: Garrett, Hargrave, Keels, Massad, Murphy, Porter.—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.

Senator Boecher asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately returning **HJR 551** to the Honorable House.

HJR 551 was properly signed and ordered returned to the Honorable House.

Senator Boecher asked unanimous consent that Rule 20-c be suspended for the purpose of immediately transmitting **SBs 736** and **711** to the Honorable House for consideration upon said Bills being reported correctly engrossed, which was the order.

DECLARATION OF VOTE

Senator Atkinson asked that the record show, had he been present at the time of third reading and final passage of **HB 1032** and **SB 711**, he would have voted AYE, which was the order.

RESOLUTION

By unanimous consent, upon request of President Pro Tempore McSpadden, the following Resolution was introduced:

SCR 52—By McSpadden and Horn of the Senate and Bynum, et al, of the House.

A Concurrent Resolution memorializing the Congress of the United States to invoke its rightful power to determine a question of public policy and to nullify the recent rulings of the Treasury Department imposing a nonexempt status on financing for industrial development under Section 103 of the Internal Revenue Code; and directing distribution.

By unanimous consent, upon request of President Pro Tempore McSpadden, all other members of the Senate were made coauthors of **SCR 52**.

SCR 52, as coauthored, was read at length, adopted upon motion of President Pro Tempore McSpadden and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 493**—Coauthored by Hatchett, Williamson and Clemons; **SB 509**; **SB 525**—Coauthored by Goodfellow; and **SBs 542, 543, 547** and **551**, each as amended.

HAs to **SB 493** read as follows:

AMENDMENT NO. 1. Amend the TITLE to read as follows: "AN ACT RELATING TO JUNIOR COLLEGES: EMERGENCY."

AMENDMENT NO. 2. Amend Page 1, Line 31, by making a new SECTION 2, and renumber the subsequent section and amend the title to conform thereto: "It is further provided that a two-year college which is a part of the State System of High-

er Education may become an area school district for the purpose of providing post-secondary vocational and/or technical education programs and services within an area to be geographically defined by the State Regents for Higher Education. Two-year state colleges thus designated as area districts by resolution of the State Regents for Higher Education shall be equally eligible with other area districts and shall participate equitably therewith in all federal and state funds for vocational-technical education. This equal eligibility and equitable participation shall extend to both capital outlay and operating fund support where such is made available to area districts. Exclusive management and control of said institutions now vested by law in the governing boards and the State Regents for Higher Education shall remain unchanged by present provisions. Taxing authority as granted heretofore to community college board shall not be construed to accrue to said boards of regents for state two-year colleges.

HA to SB 509 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking the enacting clause.

HA to SB 525 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking the enacting clause.

HA to SB 542 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking the enacting clause.

HA to SB 543 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 12, by striking the enacting clause.

HA to SB 547 read as follows:

AMENDMENT NO. 1. Amend the Page 1, Line 11, by striking the enacting clause.

HA to SB 551 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 14, by striking the enacting clause.

Upon motion of Senator Boecher, the Senate refused to concur in **HAs** to **SBs** 509, 525, 542, 543, 547 and 551, and requested conferences thereon, said Bills

to be referred to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Selman, the Senate refused to concur in **HAs** to **SB** 493, and requested a conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB** 493: Selman, Bradley, and Miller.

Senator Berrong presiding.

PENDING SENATE ACTION

HCR 570 by Allard, et al, of the House and Massey of the Senate was called up for consideration.

By unanimous consent, upon request of Senator Massey, all other members of the Senate were made coauthors of **HCR** 570.

HCR 570, as coauthored, was read at length, adopted upon motion of Senator Massey, properly signed, and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB** 549 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred Engrossed Senate Bill No. 549 and Engrossed House Amendments thereto, by Baldwin, Miller, Dacus and Berrong of the Senate and Willis and Miskelly of the House entitled:

AN ACT RELATING TO VARIOUS STATE AGENCIES AND MAKING SUPPLEMENTAL APPROPRIATIONS THERETO; PROVIDING LAPSE DATE; 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 re-

turn the same with the following recommendation:

That the House recede from Engrossed House Amendments 1 and 2, and that the following Conference Committee amendments be adopted:

1. Page 1, after line 23, insert the following words and figures:

"Salary, OASI and travel for one (1) additional Mine Inspector \$7,800.00

The appropriation for such additional Mine Inspector shall not be subject to Section 2 of this Act, but shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this Act is effective."

2. Page 2, Line 5, strike the figures "\$1,276,577.00" and insert in lieu thereof the figures "\$1,284,377.00"

Respectfully submitted,

FOR THE HOUSE: Willis, Miskelly, Kamas.

FOR THE SENATE: Baldwin, Berrong.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 571—By Abbott of the House and Miller of the Senate.

A CONCURRENT RESOLUTION DESIGNATING MAY 1, 1968, "LAW DAY U. S. A."; REQUESTING LOCAL SCHOOL BOARDS AND OFFICIALS TO ENCOURAGE PRESENTATION OF APPROPRIATE ASSEMBLY PROGRAMS AND FORUMS; AND DIRECTING DISTRIBUTION.

HCR 572—By Abbott of the House and Miller of the Senate.

A CONCURRENT RESOLUTION CONGRATULATING AND COMMENDING THE COACHES AND OFFICIALS OF BYNG HIGH SCHOOL, BYNG, OKLAHOMA, FOR THE SUPERLATIVE PERFORMANCE OF THEIR BOYS' BASKETBALL TEAM IN WINNING THE STATE CLASS "A" TOURNAMENT AND THEIR GIRLS' BASKETBALL TEAM FOR WINNING THE CONFERENCE, DISTRICT AND REGIONAL CLASS "A" TITLES; AND DIRECTING DISTRIBUTION.

Consideration of the above Resolutions was deferred for this legislative day.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 51**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 736 correctly engrossed.

Engrossed **SB 736** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Forty-third Legislative Day

Thursday, March 14, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Baldwin, Ham, Massad.—3.

The President declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Hamilton:

We are grateful for the privilege this week to open the Sessions of the Senate with prayer each morning. We have been made aware of the convictions, courage and dedication of these men who serve here. We pray that You may make them aware of Your Divine providence in the affairs of men. May Thy blessings rest upon those who have places of unusual responsibilities, and each member of the Senate. Be with their families while they are away and keep them with Your protective power. Bless our State and Nation with responsible leadership—fearless men who love people and value the cause of right. In Jesus name, we pray. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 486—Coauthored by Bamberger.

The above numbered Bill was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 1032, 1124 and HJR 551.

The above numbered Enrolled Bills and/or Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 570.

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

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 509, 525, 542, 543, 547 and 551 and referring said Bills to the General Conference Committee on Appropriations when appointed.

CITATION

Upon motion of Senator Findeiss, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mrs. William Henry Sullivan, Jr.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

REQUEST FOR LOBBY PERMITS

Request for Lobby Permits were filed by the following persons and ordered referred to the Committee on Committees and Rules:

Robert S. Baker, 11012 Maple Grove Circle, Oklahoma City, Oklahoma, representing Investment Company Institute.

Gerald A. Karam, 7008 North Roff, Oklahoma City, Oklahoma, representing Investment Company Institute.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 524, 711 and SCR 52 each correctly engrossed.

SBs 450, 455, 463, 465, 471, 472, 478, 482, 484, 489, 492, 624, 639, 646, 647 and 657 each correctly enrolled.

Engrossed SBs 524, 711 and SCR 52 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SBs 450, 455, 463, 465, 471, 472, 478, 482, 484, 489, 492, 624, 639, 646, 647 and 657 were each, after fourth reading, 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 1166—Governmental Affairs.

HB 1252—Governmental Affairs.

HJR 545—Governmental Affairs—Coauthored by Gee, McGraw, Ham, Baggett, Smith and Smalley.

DO PASS, as amended:

SB 446—Judiciary.

HB 1267—Judiciary—Show Young as

Principal Senate Author—Coauthored by Gee, Garrett, Smith, Howard and Short.

HJR 557—Governmental Affairs.

DECLARATION OF VOTE

Senator Keels asked that the record show, had he been present at the time of third reading and final passage of SB 711, he would have voted AYE, which was the order.

Senator Murphy asked that the record show, had he been present at the time of third reading and final passage of HJR 551, he would have voted AYE, which was the order.

SECOND READING

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

HB 1323—Judiciary.

GENERAL ORDER

SB 684 by Holden was read and considered.

Senator Gee moved to amend SB 684, page 5, line 1, by inserting after the word "a" and before the word "mem-" the word "voting", which amendment was declared adopted.

Senator Ferrell moved to amend SB 684, page 12, lines 12 and 13, by deleting the words and figures "Twenty-one Thousand Dollars (\$21,000.00)" and substituting the words and figures "Eighteen Thousand Dollars (\$18,000.00)", which amendment was tabled upon motion of Senator Holden upon a roll call as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Field, Garrett, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Selman, Smalley, Smith, Taliaferro, Terrill.—31.

Nay: Breckinridge, Dacus, Ferrell, Findeiss, Garrison, Grantham, McGraw, Romang, Short, Stansberry, Williams.—11.

Excused: Baldwin, Berrong, Ham, Massad, Stipe, Young.—6.

Senator Martin moved to amend **SB 684**, page 20, line 1, by inserting after the word "lodges" and before the word "under" the language "and cabins except cabins in parks where there are no lodges", which amendment was declared adopted.

Senator Martin moved to amend **SB 684**, page 20, line 18 by inserting after the word "cabins" and before the word "camping" the language "in parks where there is no State lodge", which amendment was declared adopted.

Upon motion of Senator Holden, **SB 684**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **SB 684**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 684 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Field, Findeiss, Garrett, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Stipe, Taliaferro, Terrill, Young.—29.

Nay: Berrong, Breckinridge, Dacus, Ferrell, Garrison, Grantham, McClendon, McGraw, Murphy, Romang, Selman, Short, Smalley, Stansberry, Williams.—15.

Excused: Baldwin, Ham, Massad, Smith.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden,

Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Young.—37.

Nay: Breckinridge, Dacus, Grantham, McClendon, Romang, Stansberry, Williams.—7.

Excused: Baldwin, Ham, Massad, Smith.—4.

The emergency was declared passed.

SB 684, as amended, was referred for engrossment.

Senator Holden asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SB 684** to the Honorable House for consideration upon its being reported correctly engrossed.

Senator Ham asked to be shown present, which was the order.

PENDING SENATE ACTION

HCR 572 by Abbott of the House and Miller of the Senate was called up for consideration.

HCR 572 was read at length, adopted upon motion of Senator Miller, properly signed and ordered returned to the Honorable House.

President Pro Tempore McSpadden presiding.

HCR 571 by Abbott of the House and Miller of the Senate was called up for consideration.

Senator Gee asked unanimous consent, which was granted, that all members of the Senate be made coauthors of **HCR 571**.

HCR 571, as coauthored, was read at length, adopted upon motion of Senator Miller, properly signed, and ordered returned to the Honorable House.

President Nigh presiding.

MOTION TO RECONSIDER VOTE

Senator Keels asked unanimous consent, which was granted, for consideration of

his motion to reconsider the vote whereby **SB 719** failed of passage.

By unanimous consent, upon request of Senator Keels, his motion to reconsider the vote whereby **SB 719** failed of passage was declared adopted.

Senator Keels moved to reconsider the vote by which **SB 719** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Grantham moved to amend **SB 719**, page 2, line 7½ by adding after the word "prohibited" a new paragraph to read as follows: "Section 2. The evidence as to the use of such emblem or the lack of the use of such emblem shall not be admissible in the trial of any case" and by renumbering subsequent Sections and amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Keels, **SB 719**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, **SB 719**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 719 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Field, G a r r e t t, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—32.

Nay: Dacus, Ferrell, Graves, Hargrave, Luton, McClendon, Massey, Payne, Short, Taliaferro, Young.—11.

Excused: Baldwin, Bradley, Findeiss, Massad, Porter.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Field, G a r r e t t, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—32.

Nay: Dacus, Ferrell, Graves, Hargrave, Luton, McClendon, Massey, Payne, Short, Taliaferro, Young.—11.

Excused: Baldwin, Bradley, Findeiss, Massad, Porter.—5.

The emergency was declared passed.

SB 719, as amended, was referred for engrossment.

BILL RE-REFERRED

President Pro Tempore McSpadden asked unanimous consent that **HB 1326** be ordered withdrawn from the Committee on Education and that it be re-referred to the Committee on Conservation and Economic Development, which was the order.

Senator Baldwin presiding.

THIRD READING

Senator Selman moved to reconsider the vote by which **SB 658** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Selman moved to reconsider the vote by which the Hamilton amendment to **SB 658**, page 3, line 11, was adopted on the 41st Legislative Day, which motion was declared adopted.

Senator Selman moved to table the Hamilton amendment to **SB 658**, page 3, line 11, which motion was declared adopted.

Upon motion of Senator Selman, **SB 658**, as amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator Selman, SB 658, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 658 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Howard, Keels, Luton, McClendon, McGraw, Miller, Murphy, Nichols, Selman, Short, Smith, Stansberry, Williams.—29.

Nay: Berry, Boecher, Ferrell, Gee, Hamilton, Holden, Horn, Martin, Massey, Payne, Romang, Stipe, Taliaferro, Terrill, Young.—15.

Excused: McSpadden, Massad, Porter, Smalley.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Selman, Short, Smith, Stansberry, Taliaferro, Williams.—34.

Nay: Berry, Boecher, Gee, Hamilton, Horn, Massey, Payne, Romang, Stipe, Terrill, Young.—11.

Excused: Massad, Porter, Smalley.—3.

The emergency was declared passed.

SB 658, as amended, was referred for engrossment.

GENERAL ORDER

SB 756 by Berrong and Dacus was read and considered.

Senator Birdsong asked to be made a coauthor of SB 756, which was the order.

Senator Berrong moved to amend SB

756, beginning on page 6, line 12, by changing the semi-colon to a period after the word "purposes" and by striking the remainder of subsection (c), and by adding at the end of line 18, on page 14, the language "Provided, further, that the language in subsection (c) shall not be construed as limiting the jurisdiction of the court pursuant to 60 O. S. 175.23" which amendment was declared adopted.

Senator Berrong moved to amend SB 756, beginning on page 17, line 14, by striking all of the language contained in subsection (b) and substituting therefor the following language: "Nothing in this Act shall apply to any Trust created prior to the effective date hereof; providing further that nothing in this act shall operate to impair, amend, or alter the trust indenture or contracts of the Oklahoma Ordnance Works Authority, which indenture shall regulate the operation of the Oklahoma Ordnance Works Authority notwithstanding any provisions of this Act to the contrary" which amendment was declared adopted.

Senator Murphy presiding.

Senator Short moved to amend SB 756, page 3, by striking all of the new language on lines 3 through 15, and by restoring the deleted language appearing on lines 1 through 3 on page 3, which amendment was tabled upon motion of Senator Berrong.

Senator Short moved to amend SB 756, beginning on page 4, line 7, by striking subsection (b) in its entirety and relettering subsequent sections accordingly, which amendment was tabled upon motion of Senator Nichols.

Senator Murphy moved to amend SB 756, page 5, line 6, by substituting the word "or" for the word "and", after the word "Industrial" and by making the same substitution in all portions of the act where similar language appears, which amendment was declared adopted upon motion of Senator Berrong.

Senator Short moved to amend SB 756,

beginning on page 5, line 8, by striking all of subsection (c) and relettering subsequent subsections accordingly, which amendment was tabled upon motion of Senator Berrong.

Senator Stansberry moved to amend **SB 756**, page 6, beginning on line 2, by striking after the period, the remainder of line 2 and all of lines 3, 4, and 5, and through and including the period on line 6, which amendment was declared adopted.

Senator Baggett moved to amend **SB 756**, page 6, lines 7 and 8, by striking the words and figures "ninety-seven percent (97%) of" which amendment was declared adopted.

Senator Boecher, joined by Senator Nichols, moved to amend **SB 756**, page 8, line 7½, by inserting a new subsection to read as follows: "(e) No such trust shall have the power to engage in or perform a proprietary function in competition with a business enterprise operating under a duly granted franchise" which amendment was declared adopted.

Senator Payne presiding.

Senator Short moved to amend **SB 756**, page 8, line 16, by striking the word "Legislature" and restoring the word "Governor" and by making the same change on page 9, line 3, which amendment was tabled upon motion of Senator Berrong.

Senator Short moved to amend **SB 756**, lines 15 through 18 on page 10, and lines 1 through 3 on page 11, by striking all of the new language appearing thereon, and by restoring the deleted language appearing on lines 12 through 15 on page 10, which amendment was tabled upon motion of Senator Nichols.

Senator Bradley raised the question of "no quorum".

The Presiding Officer ordered the roll called, and declared a quorum was present.

Senator Short moved to amend **SB 756**, page 12, lines 1 through 11, by striking after the syllable "ficer" the remainder

of line 1 and all of lines 2 through 10, and the words "trust authority" on line 11, which amendment was tabled upon motion of Senator Nichols.

Senator Short moved to amend **SB 756**, page 15, by striking all of the language on lines 1 through 13, and the word "trust." on line 14, which amendment was tabled upon motion of Senator Nichols.

Upon motion of Senator Berrong, **SB 756** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 756** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 756 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Stansberry, Stipe.—2.

Excused: Atkinson, Berry, Bradley, Breckinridge, Holden, Massad, Porter.—7.

Excused from voting: Short.—1. (Art. 5-Sec. 24-Const.)

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Stansberry, Stipe.—2.

Excused: Atkinson, Berry, Bradley, Breckinridge, Holden, Massad, Porter.—7.

Excused from voting: Short.—1. (Art. 5-Sec. 24-Const.)

The emergency was declared passed.

SB 756, as amended, was referred for engrossment.

Senator Hamilton presiding.

GENERAL ORDER

SB 761 by Taliaferro and Murphy was read and considered.

Senators Horn, Ferrell, Boecher, Field and Grantham asked to be made coauthors of SB 761, which was the order.

Senator Taliaferro moved to amend SB 761, page 5, line 15½, by inserting a new Section 8 to read as follows: "The Commissioners of the Land Office shall make no rules or regulations relating to leasing and subleasing of any lands or lands and improvements located thereon, reservation of rights herein, conservation and preservation thereof and the collection of rentals which are inconsistent with the provisions of this Act, the Enabling Act, the Constitution, and the Statutory Provisions of the State of Oklahoma" and by renumbering the remaining section accordingly, which amendment was declared adopted.

Senator Williams moved to amend SB 761, page 3, lines 9 and 10, by deleting the words "and suggest approved farm practices" and substituting therefor the words "and discuss practices which may be of mutual benefit" which amendment was declared adopted.

Senator Baggett moved to amend SB 761, beginning on page 3, line 13, by striking from line 13 on page 3, through line 8 on page 5, and substituting therefor the following: "(c) The appraisor shall determine the fair cash value of the land which shall be its appraised value for leasing purposes" which amendment was tabled upon motion of Senator Taliaferro.

Senator Garrison, joined by Senators Gee and Smith moved to amend SB 761,

page 5, line 15½, by inserting a new Section 8 to read as follows, by renumbering succeeding sections accordingly, and amending the title to conform thereto: "The Title Examiners of the School Land Commission shall recognize and be bound by the Title Examination Standards of the Oklahoma Bar Association, and the applicable curative statutes, in making title examinations for loan purposes.

Senator Smith, joined by Senators Garrison and Gee moved to amend the Garrison-Gee-Smith amendment by adding thereto the language "Provided further, the Commissioners of the Land Office, shall accept a title insurance policy certifying and guaranteeing that the title is well vested in the prospective borrower, in lieu of an examination and certification by the attorneys of the Commissioners of the Land Office" which amendment was declared adopted.

The vote occurring upon the Garrison-Gee-Smith amendment, as amended, it was declared adopted upon motion of Senator Garrison.

Upon motion of Senator Taliaferro, SB 761, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, SB 761, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 761 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Luton, McGraw, Martin, Murphy, Payne, Romang, Short, Smith, Taliaferro, Terrill, Williams, Young.—25.

Nay: Baggett, Baldwin, Breckinridge, Findeiss, Garrett, Howard, Massey, Miller, Selman, Smalley, Stipe.—11.

Excused: Berrong, Berry, Boecher,

Bradley, Ham, Keels, McClendon, McSpadden, Massad, Nichols, Porter, Stansberry.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, Martin, Massey, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Nay: Baggett, Baldwin, Miller.—3.

Excused: Berrong, Berry, Boecher, Bradley, Ham, Keels, McClendon, McSpadden, Massad, Nichols, Porter, Stansberry.—12.

The emergency was declared passed.

SB 761, as amended, was referred for engrossment.

BILLS RE-REFERRED

Senator Smith asked unanimous consent, which was granted, that **HB 1002** be ordered withdrawn from the Calendar and re-referred to the Committee on Governmental Affairs for further study.

Senator Baldwin asked unanimous consent that **HBs 1070** and **1185** be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which was the order.

RESOLUTION

By unanimous consent, **SCR 53** was introduced and read as follows:

SCR 53—By Smith of the Senate and Hopkins of the House.

A Concurrent Resolution declaring Webster High School production of "Oklahoma" to be an official Silver Anniversary Production; and directing distribution.

The Resolution was read at length, adopted upon motion of Senator Smith, and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 864**, requesting Conference and naming **Conferees** as follows: Abbott, Odom (V. H.) and Mountford.

Upon motion of Senator Smith, the request of the Honorable House for a conference on **HB 864** was ordered granted.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 450, 455, 463, 465, 471, 472, 478, 482, 484, 489, 492, 624, 639, 646, 647** and **657**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 658 correctly engrossed.

Engrossed **SB 658** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Smith motion, the Senate was declared adjourned until 10:00 a.m., Monday, March 18, 1968.

Forty-fourth Legislative Day

Monday, March 18, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Findeiss, Howard, McClendon, Massad, Stipe.—6.

The President declared a quorum present.

The following prayer was offered by the Chaplain, the Reverend Harvey Wolf, Pastor of the Grace Baptist Church, Tahlequah, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Berry:

Our Father God, there are many things of great importance that will come before this Body of Senators this week, matters that will touch the lives of all the people of our Sovereign State. Give wisdom and understanding of every consideration to these Senators and may the decisions be tempered with unselfishness and deep concern for the good of all of our people. Guide every committee in its deliberation and may all recommendations be made with all gravity. Infuse this Body and all of our people with the solemn responsibilities of our democratic way of life, and

as we face the challenge of our day may we do so with the true principles of Christ our Lord. For it's in His Name we pray. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM GOVERNOR

Advising approval by him, March 15, 1968, of Enrolled SB 639 entitled:

SB 639—By Stansberry, et al of the Senate and Sparkman and Grey of the House.

An Act relating to disabled persons; transferring Division of Vocational Rehabilitation, and Section of Services to the Blind, of the State Board for Vocational Education to Oklahoma Public Welfare Commission; * * * *; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 561—By Connor, Miskelly and Sparkman — A Joint Resolution designating additional names for the Department of Public Welfare, Oklahoma Public Welfare Commission and Director of Public Welfare; specifying codification; and declaring an emergency.

HJR 562—By Cox and Watkins of the House and Ferrell of the Senate—A Joint Resolution designating Prague, Oklahoma, as "The Kolache Capital of Oklahoma"; and directing distribution.

The above numbered **HRs** were read for the first time.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 571 and 572.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

CITATION

Upon motion of Senator Smalley, joined by Senator Gee, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Miss Debi Faubion on being named America's Junior Miss of 1968.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Smith, who stated Permits would be issued in the Office of the President Pro Tempore:

Mr. President: The Committee on Committees and Rules to which was referred requests for Lobby Permits after careful consideration, recommends that the following Petitioners be granted Lobby Permits:

Baker, Robert S., 11012 Maple Grove Circle, Oklahoma City, Oklahoma. Investment Company Institute.

Karam, Gerald A., 7008 North Roff, Oklahoma City, Oklahoma Investment Company Institute.

Respectfully submitted,
Smith, Chairman

GENERAL ORDER

SB 446 by Graves was read and considered.

Upon motion of Senator Graves, SB 446 was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, SB 446 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 446 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Bradley, Hamilton, Porter, Short.—4.

Excused: Atkinson, Findeiss, Howard, McClendon, Massad, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Bradley, Hamilton, Porter, Short.—4.

Excused: Atkinson, Findeiss, Howard, McClendon, Massad, Stipe.—6.

The emergency was declared passed.

SB 446 was referred for engrossment.

President Pro Tempore McSpadden presiding.

Senators Stipe and Atkinson asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 684, 719, 756, 761 and SCR 53 each correctly engrossed.

SB 486 correctly enrolled.

Engrossed SBs 684, 719, 756, 761 and

SCR 53 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SB 486 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

Senator Terrill asked unanimous consent that SB 760 be ordered stricken from the Calendar, which was the order.

CCR WITHDRAWN

Senator Baldwin asked unanimous consent that the Honorable House be requested to concur in a request to withdraw SB 549, together with CCR thereon, from the Calendar and re-refer same to the Special Conference Committee for further study, which was the order.

GENERAL ORDER

SJR 52 by Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, et al, of the House was read and considered.

Senator Smalley, joined by Senators Miller, Murphy, Massey and Field, moved to amend SJR 52, page 3, line 9, by striking the figure "\$30,000,000.00" and substituting therefor the figure "\$46,000,000.00" which amendment was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, McSpadden, Martin, Massey, Miller, Murphy, Payne, Selman, Smalley, Stansberry, Stipe, Taliaferro.—28.

Nay: Baldwin, Boecher, Breckinridge, Garrison, Horn, Luton, McGraw, Nichols, Porter, Romang, Short, Smith, Williams, Young.—14.

Excused: Findeiss, Garrett, Howard, McClendon, Massad, Terrill.—6.

Senator Stansberry moved to amend SJR 52, page 3, line 13, by adding after the word "Oklahoma" the words "and a

medical center to be constructed in Tulsa, Oklahoma."

Senator Baggett moved to table the Stansberry amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Garrett, Garrison, Gee, Graves, Keels, Miller, Murphy, Nichols, Porter, Short, Smalley, Terrill.—16.

Nay: Baldwin, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Grantham, Ham, Hamilton, Hargrave, Horn, Luton, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—27.

Excused: Findeiss, Holden, Howard, McClendon, Massad.—5.

The vote occurring upon the Stansberry amendment, it was declared adopted.

Senator Hargrave presiding.

Senator Hamilton moved to amend SJR 52, page 3, line 13½ by inserting the language "The Legislature shall not vitalize this portion of this Act until the University of Oklahoma Board of Regents have satisfactorily certified to the Board of Regents for Higher Education that the Medical School of the University of Oklahoma has established a plan and curriculum positively designed to graduate 150 medical students each year" which amendment was tabled upon motion of Senator Baggett upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Gee, Garrett, Graves, Hargrave, Keels, McGraw, McSpadden, Miller, Porter, Selman, Short, Smalley, Smith, Taliaferro, Terrill.—22.

Nay: Baldwin, Berry, Dacus, Field, Grantham, Ham, Hamilton, Horn, Luton, Martin, Massey, Nichols, Payne, Romang, Stansberry, Williams, Young.—17.

Excused: Berrong, Findeiss, Garrison, Holden, Howard, McClendon, Massad, Murphy, Stipe.—9.

Senator Baggett moved to amend SJR 52, page 4, line 11, by striking the words "State Board of Public Affairs" and substituting therefor the words "State Department of Highways" which amendment was declared adopted.

Senator Young moved to amend SJR 52, page 4, line 12, by inserting after the word "land" and before the word "and" the words "for parking area only and the cost of construction for the" which amendment was tabled upon motion of Senator Baggett upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Garrett, Gee, Graves, Hargrave, Keels, Luton, McSpadden, Nichols, Payne, Porter, Selman, Short, Smalley, Smith.—22.

Nay: Boecher, Dacus, Field, Grantham, Hamilton, McGraw, Martin, Massey, Miller, Romang, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—16.

Excused: Baldwin, Findeiss, Garrison, Ham, Holden, Horn, Howard, McClendon, Massad, Murphy.—10.

Senator Boecher moved that the Senate stand recessed until 1:15 p.m., which motion was declared adopted.

*

The Senate reassembled in its Chamber at 1:15 p.m., with Senator Hargrave presiding.

Senator Hamilton moved to amend SJR 52, page 3, line 16, by inserting after the word "colleges" the words "and additions to or remodeling and equipping of existing municipal or community junior colleges" which amendment was declared failed of adoption.

Senator Baggett moved to amend SJR 52, page 4, line 14½, by inserting the following new language: "8. State Board of Public Affairs for the acquisition of land and improvements thereon for use as parking in the State Capitol Complex -----\$600,000.00" and by renumbering the succeeding items and adjusting the totals on lines 9 and 10 of page 2, and

lines 15 and 16 of page 9 to conform thereto, which amendment was declared adopted.

Senator Hamilton moved to amend SJR 52, page 6, line 10½, by inserting "15. State Department of Health for construction, remodeling and equipping Eastern Oklahoma Tuberculosis Sanatorium at Tahihina, Oklahoma -----\$250,000.00".

Senator Berrong, joined by Senator Dacus, moved to amend the Hamilton amendment by adding the language "and to the Western Tuberculosis Sanatorium at Clinton, Oklahoma -----\$250,000.00" which amendment was declared adopted.

The vote occurring upon the Hamilton-Berrong-Dacus amendment, it was declared adopted.

Senator Payne moved to amend SJR 52, page 10, line 4, by adding after the word "Education" the words "Oklahoma State University, School of Technical Training at Okmulgee" which amendment was declared adopted.

Senator Murphy moved to amend SJR 52, page 10, line 4, by adding after the word "Education" and before the word "Medical" the words "Oklahoma State University School of Technical Training at Oklahoma City" which amendment was declared adopted.

Senator Field moved to amend SJR 52, page 4, line 18, by adding after the word "sites" the language "\$25,000.00 for the No Man's Historical Society at Goodwell, Oklahoma."

Senator Dacus asked to be made a co-author of the Field amendment, which was the order.

The vote occurring upon the Field-Dacus amendment, it was declared adopted.

President Pro Tempore McSpadden presiding.

Senator Smalley moved to amend SJR 52, page 6, line 10½, by inserting "15. Cerebral Palsy Institute -----\$250,000.00" which amendment was declared adopted.

Senator Massey moved to amend SJR 52,

page 4, line 14, by deleting lines 11 through 14, which amendment was tabled upon motion of Senator Nichols upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Gee, Keels, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Selman, Short, Smalley, Smith, Williams.—23.

Nay: Baldwin, Boecher, Dacus, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Martin, Massey, Payne, Taliaferro, Terrill, Young.—17.

Excused: Findeiss, Howard, McClendon, Massad, Porter, Romang, Stansberry, Stipe.—8.

Senator Massey, joined by Senators Berrong and Dacus moved to amend **SJR 52**, page 5, line 16, by changing the figure "\$497,000.00" to "\$997,000.00" and inserting after the word "headquarters" on line 16, the words "and reimbursement of actual cost of governmental agencies or organizations that have or are constructing district headquarters" which amendment was tabled upon motion of Senator Baggett.

Senator Baggett moved to amend **SJR 52**, page 2, lines 10 and 11, and lines 15 and 16 on page 9, by adjusting the totals to conform to the items of the Resolution which were added by the Senate and amending the title to conform to the items added, which amendment was declared adopted.

Senator Baggett moved to amend **SJR 52**, page 1, by striking the Title and substituting therefor the words "A Joint Resolution—Bond Issue" which amendment was declared adopted.

Upon motion of Senator Baggett, **SJR 52**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SJR 52**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 52, as amended, was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 52
—By Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, et al of the House.

A JOINT RESOLUTION—BOND ISSUE.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

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 38 to said Article X to read as follows:

Section 38. The Legislature of the State of Oklahoma is hereby authorized to enact necessary legislation whereby the State may become indebted in an amount not to exceed One Hundred Six Million, Seven Hundred Ninety Three Thousand Dollars (\$106,793,000.00) for the purpose of planning and constructing new buildings or additions to existing state buildings and other capital improvements for remodeling, modernizing and repairing any and all existing buildings and capital improvements and purchase of land, equipment and furnishings necessary for such new construction or remodeling for the following departments and agencies of state government in the amounts and for the purposes set forth as follows:

1. Oklahoma State Regents for Higher Education for expenditure at all constituent institutions\$46,000,000.00
2. Oklahoma State Regents for Higher Education for expenditure at The Med-

ical Center of the University of Oklahoma and Medical Center to be constructed in Tulsa, Oklahoma -----\$26,870,000.00

3. Oklahoma State Regents for Higher Education for the planning and construction of new junior colleges -----\$ 6,000,000.00

4. State Department of Mental Health for expenditure at Central State Griffin Memorial Hospital, Eastern State Hospital, Western State Hospital and Taft State Hospital -----\$ 8,960,000.00

5. State Department of Health for expenditure for the administrative offices and laboratories -----\$ 4,516,000.00

6. State Department of Health for construction, remodeling and equipping Oklahoma General Hospital at Clinton, Oklahoma -----\$ 500,000.00

7. State Department of Highways Board of Public Affairs for the acquisition of land and completion of streets and highways in the State Capital Complex -----\$ 1,875,000.00

8. State Board of Public Affairs for the acquisition of land and improvements thereon for use as parking in the State Capitol Complex --\$ 600,000.00

9. Oklahoma Historical Society for equipment and remodeling at the Wiley Post Building and for acquisition and improvement of historic sites -----\$ 125,000.00

10. No Man's Historical Society, Goodwell, Oklahoma \$ 25,000.00

11. State Department of Public Welfare for expenditure at the Pauls Valley State School, Enid State

School, Hissom Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Tecumseh Girls' Town. -----\$ 4,375,000.00

12. State Department of Public Welfare for construction of a Juvenile Diagnostic Evaluation and Receiving Center -----\$ 1,000,000.00

13. State Department of Public Safety for construction of a plans and training building and for district headquarters -----\$ 497,000.00

14. State Military Department for the construction of headquarters, warehouse and armory buildings -----\$ 1,500,000.00

15. State Bureau of Investigation for the construction of a building near or integrated into the new headquarters facilities of the Department of Public Safety --\$ 200,000.00

16. State Department of Corrections for construction and equipping of a reception and diagnostic center at McAlester, Oklahoma -----\$ 3,000,000.00

17. State Department of Health for construction, remodeling and equipping Eastern Oklahoma Tuberculosis Sanatorium at Talihina, Oklahoma, \$250,000.00, and to the Western Tuberculosis Sanatorium at Clinton, Oklahoma, \$250,000.00 -----\$ 500,000.00

18. Cerebral Palsy Institute -----\$ 250,000.00
and such legislation shall provide for the payment and discharge of the principal of such debt, together with 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. The 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, and authority is hereby granted to the Legislature to so impose and collect such tax, if necessary.

Such legislation 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 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 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. As used herein words in the singular shall be construed to include the plural, and words in the plural shall be construed to include the singular; the designation of place or lo-

cation shall be considered directive and not exclusive. Within the limits 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 38 thereto authorizing the Legislature to enact a necessary legislation whereby the State may become indebted not to exceed One Hundred and Six Million Seven Hundred and Ninety-three Thousand Dollars (\$106,793,000.00) for the purpose of planning and constructing new buildings or additions to existing state buildings and other capital improvements and for equipping, remodeling, modernizing and repairing and providing access to any and all new and existing buildings and capital improvements for the State Institutions of Higher Education, Oklahoma State University School of Technical Training, Oklahoma City, Oklahoma State University School of Technical Training at Okmulgee, Medical Center of the University of Oklahoma, new Junior Colleges, State Mental Health Hospitals, State Department of Health, State Capitol Complex, Oklahoma Historical Society, Pauls Valley State School, Enid State School, Hissom Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Te-

cumseh Girl's Town, Juvenile Diagnostic, Evaluation and Receiving Center, State Department of Public Safety and State Military Department and other related facilities including purchase of necessary land, Bureau of Investigation, State Department of Corrections, Eastern Oklahoma Tuberculosis Sanatorium, Western Oklahoma Tuberculosis Sanatorium, and Cerebral Palsy Institute; authorizing the Legislature to provide for the payment and discharge of principal and interest on said debt from source of state income, 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. An election is hereby ordered to be held throughout the state on December 10, 1968, at which time the proposed amendment to the Constitution of the State of Oklahoma, set forth in Section 1 of this resolution, shall be submitted to the people for their approval or rejection as and in the manner provided by law.

On the question of passage of Resolution, the roll call was as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Findeiss, Howard, McClendon, Massad, Porter.—5.

The Resolution was declared passed.

The question being, "Shall **SJR 52**, by Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, et al, of the House entitled:

A Joint Resolution—Bond Issue, 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 of Oklahoma on December 10, 1968, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on December 10, 1968, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Bradley, Grantham, Hargrave, Romang, Selman, Stansberry.—6.

Excused: Berrong, Findeiss, Howard, Luton, McClendon, Massad, Porter.—7.

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 52, as amended, was ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Concurring in the request of the Honorable Senate to withdraw the Conference Committee Report on **SB 549** from the Senate Calendar and re-refer said Bill to the Conference Committee for further consideration.

GENERAL ORDER

SB 561 by Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Mis-

kelly, et al, of the House was read and considered.

Senator Berry asked to be made co-author of **SB 561**, which was the order.

Senator Payne presiding.

Upon motion of Senator Baggett, **SB 561** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 561** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 561 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—38.

Nay: Baldwin, Field, Horn, Stansberry.—4.

Excused: Findeiss, Howard, McClendon, Massad, Porter, Terrill.—6.

The bill was declared passed.

SB 561 was referred for engrossment.

GENERAL ORDER

SB 580 by Baggett was read and considered.

Senator Young asked to be made co-author of **SB 580**, which was the order.

As provided under Rule 9-f, upon request of Senator Baggett, Representative Miskelly was added as the House Author of **SB 580**.

Senator Field presiding.

Senator Selman moved to amend **SB 580** page 3, line 10 by striking all of Section 4, renumbering the succeeding sections

and correcting the Title to conform thereto:

Senator Hamilton moved to table the Selman amendment, which motion was declared failed of adoption.

The vote occurring upon the Selman amendment, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Garrett, Gee, Grantham, Hargrave, Holden, Keels, McGraw, Nichols, Porter, Romang, Selman, Smith, Taliaferro, Terrill, Williams.—22.

Nay: Baldwin, Berry, Dacus, Field, Garrison, Ham, Hamilton, Horn, Luton, Martin, Massey, Miller, Murphy, Short, Smalley, Stipe.—16.

Excused: Ferrell, Findeiss, Graves, Howard, McClendon, McSpadden, Massad, Payne, Stansberry, Young.—10.

Senator Grantham moved to amend **SB 580**, page 5, line 7½ by adding after the word "act" a new Section to be numbered Section 8 to read as follows: "Section 8. This act shall not be interpreted to abolish any existing Boards of Regents of any schools, junior colleges, colleges or universities now in existence" and by renumbering subsequent sections, which amendment was declared adopted.

Upon motion of Senator Baggett, **SB 580**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 580**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 580 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Har-

grave, Holden, Horn, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Baldwin, Smalley.—2.

Excused: Ferrell, Findeiss, Howard, McClendon, McSpadden, Massad, Stansberry.—7.

The bill was declared passed.

SB 580, as amended, was referred for engrossment.

Senator Baggett asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately transmitting **SJR 52** and **SBs 561** and **580** to the Honorable House for consideration upon said measures being reported correctly engrossed.

GENERAL ORDER

SB 678 by Hamilton was read and considered.

Upon motion of Senator Hamilton, **SB 678** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 678** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 678 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Hamilton, Holden, Horn, Keels, McGraw, Massey, Murphy, Nichols, Taliaferro, Terrill, Williams.—20.

Nay: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Graves, Ham, Hargrave, Luton, Martin, Miller, Porter, Romang, Selman, Short, Smalley, Smith, Young.—19.

Excused: Ferrell, Findeiss, Howard, McClendon, McSpadden, Massad, Payne, Stansberry, Stipe.—9.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Hamilton moved that the vote be reconsidered by which **SB 678** failed of passage.

GENERAL ORDER

SB 667 by Young was read and considered.

Upon motion of Senator Young, **SB 667** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 667** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 667 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Smith, Terrill, Williams, Young.—31.

Nay: Baldwin, Garrison, Graves, Selman, Short, Smalley.—6.

Excused: Ferrell, Findeiss, Garrett, Howard, McClendon, McSpadden, Massad, Massey, Stansberry, Stipe, Taliaferro.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Nay: Baldwin, Graves, Selman.—3.

Excused: Ferrell, Findeiss, Garrett, Howard, McClendon, McSpadden, Massad, Massey, Stansberry, Stipe, Taliaferro.—11.

The emergency was declared passed.

SB 667 was referred for engrossment.

Senator Luton presiding.

GENERAL ORDER

SB 741 by Howard was read and considered.

Upon motion of Senator Gee, SB 741 was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, SB 741 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 741 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Excused: Ferrell, Findeiss, Garrett, Howard, McClendon, McSpadden, Massad, Murphy, Stansberry, Stipe.—10.

The bill was declared passed.

SB 741 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 481, 582, 583 and 614—coauthored by Finch, each as amended.

HAs to SB 481 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 10, by striking the enacting clause.

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 14, by deleting the words and figures "Seventy-five Thousand Dol-

lars (\$75,000.00)" and insert in lieu thereof the words and figures "Twenty-five Thousand and Five Hundred Dollars (\$27,500.00)".

HA to SB 582 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 12, by striking the enacting clause.

HA to SB 583 read as follows:

AMENDMENT NO. 1. Amend Page 1, Line 14, by striking the enacting clause.

Upon motion of Senator Baldwin, the Senate refused to concur in House Amendments to SBs 481, 582 and 583 and requested conferences thereon, the Bills to be referred to the General Conference Committee on Appropriations, when appointed.

HA to SB 614 read as follows and concurred in, upon motion of Senator Gee:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 28-30, by restoring the following language: ". The Secretary of said district shall, within thirty days thereafter, deliver all records, maps, plans and files to the county clerk".

SB 614, 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: Atkinson, Baggett, Baldwin, Ber-rong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McGraw, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Berry, Birdsong, Ferrell, Findeiss, Garrett, Hargrave, Howard, Keels, McClendon, McSpadden, Martin, Massad, Nichols, Stansberry, Stipe.—15.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-

rong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McGraw, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Berry, Birdsong, Ferrell, Findeiss, Garrett, Hargrave, Howard, Keels, McClendon, McSpadden, Martin, Massad, Nichols, Stansberry, Stipe.—15.

The emergency was declared passed.

House amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

2d CONFERENCE COMMITTEE REPORT

The following 2d CCR on SB 549 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred Engrossed Senate Bill No. 549, and Engrossed House Amendments thereto, by Baldwin, Miller, Dacus and Berrong of the Senate and Willis and Miskelly of the House entitled:

AN ACT RELATING TO VARIOUS STATE AGENCIES AND MAKING SUPPLEMENTAL APPROPRIATIONS THERETO; PROVIDING LAPSE DATE; 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:

That the Senate concur in Engrossed House Amendment No. 1.

That the House recede from Engrossed House Amendment No. 2.

That the following Conference Committee Amendments be adopted:

1. Page 1, after line 23, insert the following words and figures:

“Salary, OASI and travel for one (1) additional Mine Inspector \$7,800.00 The appropriation for such additional Mine Inspector shall not be subject to Section 2 of this Act, but shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this Act is effective.”

2. Page 2, Line 5, strike the figures “\$1,276,577.00” and insert in lieu thereof the figures “\$1,334,377.00”

Respectfully submitted,

FOR THE SENATE: Baldwin, Miller, Berrong.

FOR THE HOUSE: Willis, Miskelly, Kamas.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 573 by Thompson, et al, of the House and Baggett of the Senate—A Concurrent Resolution expressing the regret and sorrow of the Members of the Second Session of the Thirty-first Oklahoma Legislature for the demise of Paul C. Duncan, Sr.; and directing distribution.

Senator Baggett asked unanimous consent that all other members of the Senate be made coauthors of **HCR 573**, which was the order.

HCR 573, as coauthored, was read at length, adopted upon motion of Senator Baggett, properly signed and ordered returned to the Honorable House.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m. tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 52**—Coauthored by entire House Membership, **SCR 53**—Coauthored by Brown and Smithey.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SB 486.

The above numbered Enrolled Bill was referred to the Governor for consideration.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

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53—Coauthors

Forty-fifth Legislative Day

Tuesday, March 19, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Ham, Hargrave, Howard, Massad, Payne, Porter, Stansberry.—8.

The President declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Berry:

In Thy name we come this morning to ask direction in the matters of State that confront this Body, O God. The tomorrows are faced with fraught uneasiness as we face the problems of our complex society. Give to this Body Thy leadership in every work for today. Temper their minds and souls with the compassion and wisdom of our Lord. Guide them in every facet of their responsibilities to the end that our people shall be led on a wise and sound course through tomorrow. May wise overtones pregnate these decisions to the end that our Lord should be mag-

nified in the living out of every precept. In Christ's Name we pray, Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Gee, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Miss Shirley Price.

Upon motion of Senator Murphy, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mrs. Frank C. Love upon being elected "Mother of the Year".

Upon motion of Senator Nichols, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The New Lima Falcons.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM GOVERNOR

Advising approval by him, March 18, 1968, of Enrolled SBs 450, 455, 463, 465, 471, 472, 478, 482, 484, 489, 492, 624, 646 and 647 entitled:

SB 450—By Garrison and Grantham of the Senate and Connor and Peterson of the House.

An Act relating to officers; etc.; providing that Governor may use services of judicial nominating commission in filling certain vacancies; etc.; and declaring an emergency.

SB 455—By Garrison, Williams, Smith, Ferrell, Findeiss and Stipe of the Senate

and Connor, Hunter and Green of the House.

An Act relating to revenue and taxation; etc.; and declaring an emergency.

SB 463—By Garrison and Williams of the Senate and Connor, Hunter and Green of the House.

An Act relating to the Oklahoma Alcoholic Beverage Control Board; etc.; and declaring an emergency.

SB 465—By Garrison, Williams, Smalley, Murphy and Stipe of the Senate and Connor, Hunter and Green of the House.

An Act relating to state fiscal affairs, etc.; and declaring an emergency.

SB 471—By Miller of the Senate and Townsend of the House.

An Act relating to elections; etc.; fixing compensation of precinct officials; and declaring an emergency.

SB 472—By Massad and Dacus of the Senate and Briscoe and Hargrave of the House.

An Act relating to agriculture; etc.; and declaring an emergency.

SB 478—By Miller of the Senate and Townsend of the House.

An Act relating to elections; repealing 26 O. S. 1961, § 197; pertaining to duties of State Election Board in providing for candidates provision for nomination by petition; and declaring an emergency.

SB 482—By Smalley of the Senate and Cate of the House.

An Act relating to cities and towns; etc.; and declaring an emergency.

SB 484—By Grantham, et al of the Senate and Peterson, et al of the House.

An Act relating to public buildings; amending Section 1, Chapter 213, O.S.L. 1965 (61 O. S. Supp. 1967, § 11); providing facilities for the handicapped; and declaring an emergency.

SB 489—By Romang of the Senate and Sandlin of the House.

An Act relating to motor vehicles; amending 47 O.S. 1961, § 11-103; ***; and declaring an emergency.

SB 492—By Massad and Dacus of the Senate and Briscoe and Hargrave of the House.

An Act relating to weights and measures; amending 83 O. S. 1961, § 84; ***; and declaring an emergency.

SB 624—By Garrison and Dacus of the Senate and Connor and Bynum of the House.

An Act relating to schools; amending 70 O. S. 1961, § 2B-2; providing for preservation of books, papers and reports of the State Superintendent of Public Instruction; * * * * ; and declaring an emergency.

SB 646—By Boecher, et al of the Senate and Connor, et al of the House.

An Act amending 73 O. S. 1961, § 83.1, to provide the secretary-member of the Oklahoma Tax Commission shall be the Executive Secretary of the Capitol Improvement and Zoning Commission; * * * * ; and declaring an emergency.

SB 647—By Boecher, Garrison and McSpadden of the Senate and Connor, et al of the House.

An Act relating to the State Emergency Fund Board; amending Section 3, Chapter 57, O. S. L. 1963 (62 O. S. Supp. 1967, § 139.44), to add the Director of State Finance as a member and vice-chairman of the Oklahoma Tax Commission as the Executive Secretary of said board; * * * * and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 454, 459—Coauthored by Howard, 464—Coauthored by Thornhill, 560—Coauthored by Jones, 566—Coauthored by Bamberger, 605—Coauthored by Patterson (Ruth), 625, 635—Coauthored by Townsend, and 670.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conferences granted on Engrossed SBs 481, 582 and 583 and referring said Bills to General Conference Committee on Appropriations, when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1086—By Smith (Norman)—An Act relating to credit unions; amending 6 O. S. Supp. 1967, § 2006, Subsection (5), as transferred, to permit a credit union to make more than one loan to a member and authorizing loans to its directors and committeemen; amending 6 O. S. Supp. 1967, § 2010, Subsection (C), as transferred, by authorizing a credit union board of directors to appoint a membership officer and authorizing the board of directors to determine the rate of interest refund to be made to its members; amending 6 O. S. Supp. 1967, § 2013, as transferred, to permit quarterly, semiannual or annual calculation of dividends or interest to members' accounts; adding a new Section to Title 6 of the Oklahoma Statutes to be designated as § 2019, to provide procedures for destruction of old records; adding a new Section to Title 6 of the Oklahoma Statutes to be designated as § 2020, providing for a special reserve fund for accounts less than twenty-five dollars of members whose addresses cannot be ascertained; adding a new Section to Title 6 of the Oklahoma Statutes to be designated as § 2021, providing method of conversion of credit unions from State Charter to Federal Charter and from Federal Charter to State Charter; adding a new Section to Title 6 of the Oklahoma Statutes to be designated as § 2022, providing procedures for merger of existing credit unions; and declaring an emergency.

HB 1354—By Connor—An Act relating to the Oklahoma Turnpike Authority; amending 69 O. S. 1961, § 659, as amended by Section 4, Chapter 407, O. S. L. 1965 (69 O. S. Supp. 1967, § 659); authorizing Okla-

homa Turnpike Authority to provide for issuance of turnpike revenue bonds; providing for payment of principal and interest; prescribing maximum rate of interest; prescribing maximum term; providing for form and content of bonds; providing for sale of bonds; prohibiting sale of bonds below certain price; prescribing uses for proceeds from sale; providing for issuance of additional bonds in event of deficiency; providing for disposition of surplus; providing for issuance of interim receipts or temporary bonds; providing for replacement of lost, destroyed or mutilated bonds; making provisions of act severable; and declaring an emergency.

HB 1355—By Mountford and Bamberger—An Act relating to the Pardon and Parole Board; amending 57 O. S. 1961, § 332.4; providing for appointment and selection, compensation and expenses of chairman and members of the Pardon and Parole Board; providing for precluding payment of compensation for unjustified failure to attend meetings; making provisions of act severable; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 573.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 444, 530—Coauthored by Sparkman, McCune, Hill, Levergood, Jones, Johnson, Patterson (Ruth), Thompson, Peterson and Bamberger, 612—Coauthored by McCune, Hill, Levergood and Peterson, 681—Coauthored by Goodfellow, each as amended.

HA to SB 444 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1,

Section 1, Line 23, by changing the word "provide" to "require".

HAs to SB 530 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE, to conform as follows: "AN ACT RELATING TO FEES; AMENDING 28 O. S. 1961, § 86, AS AMENDED BY SECTION 9, CHAPTER 122, O. S. L. 1967 (28 O. S. SUPP. 1967, § 86), AND REPEALING 38 O. S. 1961, § 32; PROVIDING COMPENSATION FOR JURORS; AND PROVIDING AN EFFECTIVE DATE".

AMENDMENT NO. 2. Amend Page 1, Section 1, Lines 18-19, after the word "traveled", by deleting the following: "OUTSIDE THE CORPORATE LIMITS OF THE MUNICIPALITY WHERE THE COURT MEETS."

AMENDMENT NO. 3. Amend Page 1, SECTION 1, Line 21, after the word "allowed", by striking the words "only once in each week" and inserting the words "for each trip made, not to exceed one trip daily".

AMENDMENT NO. 4. Amend Page 1, SECTION 3, Lines 27-30, by striking all of SECTION 3 and inserting the following:

"SECTION 3. This Act shall become effective on January 13, 1969."

HA to SB 612 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the TITLE and the entire bill and substitute therefor the following:

AN ACT RELATING TO ELECTIONS IN CITIES AND TOWNS; AMENDING 11 O.S. 1961, § § 23c AND 1281; PROVIDING FOR ELECTION OF CERTAIN CITY AND TOWN OFFICERS AT SPECIFIED TIMES AND FIXING THEIR RESPECTIVE TERMS OF OFFICE; PROVIDING THAT ANY ACTION PENDING IN A JUSTICE OF THE PEACE COURT AT THE EFFECTIVE DATE OF THIS ACT SHALL BE TRANSFERRED TO THE DISTRICT COURT IN THE

COUNTY; PROVIDING AN EFFECTIVE DATE; AMENDING 39 O.S. 1961, § 2; PROVIDING FOR CODIFICATION; REPEALING 39 O.S. 1961, § § 1 THROUGH 27, 28, AS AMENDED BY SECTION 1, CHAPTER 113, O.S.L. 1963 (39 O.S. SUPP. 1967, § 28), § § 51 THROUGH 329, 344, AS AMENDED BY SECTION 19, CHAPTER 273, O.S.L. 1965 (39 O.S. SUPP. 1967, § 344, § § 350.1 THROUGH 350.18, AS AMENDED BY SECTIONS 1 THROUGH 18, RESPECTIVELY, CHAPTER 273, O.S.L. 1965 (39 O.S. SUPP. 1967, § § 350.1 THROUGH 350.18), § 366, AS AMENDED BY SECTION 20, CHAPTER 273, O.S.L. 1965 (39 O.S. SUPP. 1967, § 366), 421 THROUGH 527, AND 531 THROUGH 613, 28 O.S. 1961, § § 51, 52, 53, AND 104, 12 O.S. 1961, § § 491, 492, 973, 981, 982 AND 986, 21 O.S. 1961, § § 558, 560 AND 561, AND 11 O.S. 1961, § § 1102 AND 1286; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 11 O. S. 1961, § 23c, is amended to read as follows:

§ 23c. The board of trustees of every town shall consist and be composed of one member from each ward, said trustee to be elected by the town at large, **[but to]** MUST reside in the ward for which he is chosen. General elections shall be held in all incorporated towns of this State on the first Tuesday in April, 1943, and each two (2) years thereafter, at which time there shall be elected one town treasurer~~[.]~~ AND one town clerk ~~[and one justice of the peace,]~~ and there shall be elected one trustee from each ward, which board of trustees shall have the authority to appoint a marshal. The terms of officials elected under this section shall begin on the first Monday in May following their election, and they shall serve for a period of two (2) years and until their successors are elected and qualified.

SECTION 2. 11 O.S. 1961, § 1281, is amended to read as follows:

§ 1281. Any city of THE first class of the State of Oklahoma, situated in two counties, having a population of twenty thousand (20,000) or less, as shown by any legal census, shall elect the following named officers, who shall be qualified electors of said city: mayor, four (4) councilmen, city clerk, AND A city treasurer, *[two justices of the peace, and two constables.]* All other necessary officers shall be appointed by the mayor and approved by the board of councilmen. Provided, that, upon the passage of an ordinance to that effect by the city council, the city marshal and street commissioner shall be nominated and elected in the same manner that the mayor is nominated and elected and shall take office at the same time.

SECTION 3. Any actions that are pending in a justice of the peace court at the time this Act becomes effective shall be transferred to the District Court for the county in which the justice of the peace court is located, and all pleadings, papers and records in connection with actions that are pending and actions that have been terminated shall be transferred to the court clerk of that county.

SECTION 4. 39 O.S. 1961, § 2, is amended to read as follows:

§ 2. *[As the general election for the year nineteen hundred ten, and at every biennial election thereafter, there shall be elected one justice of the peace and one constable for each district who shall hold their offices for the term of two years, beginning on the first Monday in January following their election, and until their successors are elected, and qualified. In case of a vacancy in said offices, the board of county commissioners of the county shall appoint a suitable person residing in the district, to fill such office until the next general election.]* IN CASE OF A VACANCY IN THE OFFICE OF JUSTICE OF THE PEACE OR CONSTABLE, THE BOARD OF COUNTY COMMISSIONERS SHALL AP-

POINT A SUITABLE PERSON RESIDING IN THE DISTRICT, TO FILL SUCH OFFICE UNTIL THE EXPIRATION OF THE TERM.

SECTION 5. 39 O.S. 1961, § § 528, 529 and 530, shall be incorporated in Title 22 of the Oklahoma Statutes.

SECTION 6. 39 O.S. 1961, § § 1 through 27, 28, as amended by Section 1, Chapter 113, O.S.L. 1963 (39 O.S. Supp. 1967, § 28), § § 51 through 329, 344, as amended by Section 19, Chapter 273, O.S.L. 1965 (39 O.S. Supp. 1967, § 344), § § 350.1 through 350.18, as amended by Sections 1 through 18, respectively, Chapter 273, O.S.L. 1965 (39 O.S. Supp. 1967, § § 350.1 through 350.18). § 366, as amended by Section 20, Chapter 273, O.S.L. 1965 (39 O.S. Supp. 1967, § 366). 421 through 527, and 531 through 613, 28 O.S. 1961, § § 51, 52, 53 and 104, 12 O.S. 1961, § § 491, 492, 973, 981, 982 and 986, 21 O.S. 1961, § § 558, 560 and 561, and 11 O. S. 1961, § § 1102 and 1286, are hereby repealed.

SECTION 7. Sections 1, 2, 3, 5 and 6 hereof shall become effective on January 13, 1969.

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.

HAS to SB 681 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Subsection D, Line 34, by changing the period to a comma and adding the following language: "UNLESS DISCHARGED FROM ACTIVE DUTY FOR A SERVICE CONNECTED DISABILITY".

AMENDMENT NO. 2. Amend Page 2, Section 1, Line 2, by inserting before the word "shall", the phrase "who falls under the classification of (a), (b), (c) or (d) above". Then, by striking the commas and the word " , however, ".

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 873—Agriculture, Consumer Affairs and Wildlife.

HB 1048—Agriculture, Consumer Affairs and Wildlife—Coauthored by Stipe and Atkinson.

HB 1137—Appropriations and Budget.

DO PASS, as amended:

SB 513—Appropriations and Budget.

SB 517—Appropriations and Budget.

SB 674—Appropriations and Budget.

HB 528—Agriculture, Consumer Affairs and Wildlife.

HB 995—Education.

HB 1000—Appropriations and Budget—Show Miller as Senate Author.

HB 1070—Appropriations and Budget.

HB 1127—Appropriations and Budget.

SECOND READING

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

HJR 561—Health, Welfare and Veterans Affairs.

HJR 562—Governmental Affairs.

GENERAL ORDER

SB 575 by Smith was read and considered.

Upon motion of Senator Smith, **SB 575** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 575** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 575 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—34.

Nay: Findeiss, Hamilton, Martin, Smalley.—4.

Excused: Baldwin, Berry, Ham, Hargrave, Howard, Massad, Payne, Porter, Stansberry, Stipe.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—34.

Nay: Findeiss, Hamilton, Martin, Smalley.—4.

Excused: Baldwin, Berry, Ham, Hargrave, Howard, Massad, Payne, Porter, Stansberry, Stipe.—10.

The emergency was declared passed.

SB 575 was referred for engrossment.

President Pro Tempore McSpadden presiding.

Senators Stansberry and Hargrave asked to be shown present, which was the order.

GENERAL ORDER

SB 601 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 601** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 601** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 601 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—38.

Nay: Hamilton, Short, Williams.—3.

Excused: Baldwin, Ham, Howard, Masad, Payne, Porter, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—38.

Nay: Hamilton, Short, Williams.—3.

Excused: Baldwin, Ham, Howard, Masad, Payne, Porter, Stipe.—7.

The emergency was declared passed.

SB 601 was referred for engrossment.

Senator Luton presiding.

Senators Ham and Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 697 by Young was read and considered.

Senator Gee asked to be made coauthor of SB 697, which was the order.

Senator Short moved to amend SB 697, page 4, line 8 by adding after the word "Justice" a new sentence as follows: "Provided, the Supreme Court shall designate

one of the divisions created herein as the Criminal Division of the Court of Appeals which shall have jurisdiction of all criminal cases assigned to it by the Supreme Court", which amendment was tabled upon motion of Senator Gee.

Senator Short moved to amend SB 697, page 5, line 5½ by adding a new section 3 as follows: "Section 3. From and after the effective date of this Act, the number of members of the Supreme Court shall be reduced from nine (9) to five (5)" and renumber subsequent sections, which amendment was tabled by Senator Gee.

Senator Short moved to amend SB 697, page 5, line 5½ by inserting a new section 2 as follows: "Section 2. From and after the effective date of this Act, the Court of Criminal Appeals is hereby abolished and all cases pending therein are hereby transferred to the Supreme Court of Oklahoma for final action thereon" and renumber subsequent section accordingly, which amendment was tabled by Senator Gee.

President Pro Tempore McSpadden presiding.

Upon motion of Senator Young, SB 697 was advanced to engrossment.

By unanimous consent, upon request of Senator Young, SB 697 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 697 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Romang, Selman, Smalley, Taliaferro, Terrill, Young.—26.

Nay: Bradley, Breckinridge, Ferrell,

Field, Findeiss, Hargrave, Horn, Keels, Payne, Short, Stansberry, Williams.—12.

Excused: Baldwin, Berrong, Dacus, Howard, McClendon, Massad, Nichols, Porter, Smith, Stipe.—10.

The bill was declared passed.

SB 697 was referred for engrossment.

GENERAL ORDER

SB 712 by Terrill was read and considered.

Upon motion of Senator Terrill, SB 712 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 712 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 712 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Graves, Ham, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Terrill, Williams.—32.

Nay: Birdsong, Bradley, Grantham, Young.—4.

Excused: Baggett, Baldwin, Gee, Hamilton, Holden, Howard, Massad, Murphy, Porter, Smith, Stipe, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Graves, Ham, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Terrill, Williams.—32.

Nay: Birdsong, Bradley, Grantham, Young.—4.

Excused: Baggett, Baldwin, Gee, Hamilton, Holden, Howard, Massad, Murphy, Porter, Smith, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 712 was referred for engrossment.

GENERAL ORDER

SB 746 by Terrill was read and considered.

Upon motion of Senator Terrill, SB 746 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 746 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 746 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Findeiss, Garrett, Graves, Ham, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Selman, Taliaferro, Terrill, Young.—27.

Nay: Bradley, Breckinridge, Ferrell, Garrison, Grantham, Martin, Romang, Short, Smalley, Stansberry, Williams.—11.

Excused: Baggett, Baldwin, Gee, Hamilton, Howard, McClendon, Massad, Porter, Smith, Stipe.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Young.—36.

Nay: Garrison, Romang, Williams.—3.

Excused: Baggett, Baldwin, Gee, Howard, McClendon, Massad, Porter, Smith, Stipe.—9.

The emergency was declared passed.

SB 746 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 446, 561, 580, 667, 741 and SJR 52 each correctly engrossed.

SB 614, SCRs 52 and 53 each correctly enrolled.

Engrossed SBs 446, 561, 580, 667, 741 and SJR 52 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SB 614 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCRs 52 and 53 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 621 by Williams, Boecher and Field of the Senate and Harrison, et al, of the House was read and considered.

Senator Young moved to amend SB 621, page 5, line 14 $\frac{1}{4}$ by inserting a new subsection (f) to read as follows: "(f) The Commission is hereby authorized to set quail season on public hunting lands on any days it sees fit dependent upon the population of quail and other wildlife management practices" and by relettering the remaining subsection accordingly, which amendment was declared adopted.

Senator Hamilton, joined by Senators Smalley and Selman, moved to amend SB 621, page 6, line 5 $\frac{1}{2}$, by adding the following new section: "Section 2. Nothing in this Act shall prohibit the Oklahoma Wildlife Conservation Commission from allowing quail hunting seven days a week on

lands owned or managed by said Commission" and by renumbering succeeding sections accordingly and amending the Title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Williams, SB 621, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, SB 621, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 621 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Boecher, Dacus, Ferrell, Field, Garrett, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Short, Stipe, Taliaferro, Terrill, Williams, Young.—28.

Nay: Birdsong, Bradley, Breckinridge, Garrison, Hamilton, Keels, Luton, McGraw, Miller, Selman, Smalley, Smith, Stansberry.—13.

Excused: Baggett, Baldwin, Findeiss, Howard, McClendon, Massad, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Luton, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Nay: Bradley, Hamilton, Keels, McGraw, Miller, Selman, Smalley, Smith.—8.

Excused: Baggett, Baldwin, Findeiss, Howard, McClendon, Massad, Porter.—7.

The emergency was declared passed.

SB 621, as amended, was referred for engrossment.

Senator Baldwin asked to be shown present, which was the order.

GENERAL ORDER

SB 604 by Atkinson of the Senate and Townsend of the House was read and considered.

Senator Romang moved to amend SB 604, page 3, lines 17 and 18, by striking "January 1, 1970" and substituting therefor the words "otherwise provided by law" which amendment was tabled upon motion of Senator Gee.

Senator Birdsong moved to amend SB 604, page 2, beginning on line 16, by striking after the word "veterans" the remainder of line 16, all of line 17, and the word "state" on line 18, which amendment was declared adopted.

Senator Young moved to amend SB 604, page 4, on line 10, by inserting after the word "an" and before the word "owner" the word "individual", on line 12, by inserting after the word "such" and before the word "owner" the word "individual", and on line 12, by placing a period after the word "tenant" and striking the remainder of line 12 and all of line 13.

Senator Williams moved to table the Young amendment, which motion was declared failed of adoption.

The vote occurring upon the Young amendment, it was declared adopted upon a roll call as follows:

Aye: Berrong, Bradley, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, McClendon, McSpadden, Martin, Payne, Taliaferro, Terrill, Young.—21.

Nay: Atkinson, Baldwin, Berry, Birdsong, Boecher, Ferrell, Field, Findeiss, Keels, Luton, Miller, Murphy, Romang, Short, Smith, Stansberry, Stipe, Williams.—18.

Excused: Baggett, Dacus, Howard, Mc-

Graw, Massad, Massey, Nichols, Porter, Selman, Smalley.—10.

Senator Smith moved to amend SB 604, page 2, line 15, by inserting after the word "all" and before the word "disabled" the words "service connected" which amendment was declared adopted.

Senator Gee moved to amend SB 604, by striking the title, which amendment was declared adopted.

Upon motion of Senator Atkinson, SB 604, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, SB 604, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 604 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Birdsong, Keels, Luton.—3.

Excused: Baggett, Garrett, Hargrave, Howard, Massad, Porter, Selman, Smalley, Stansberry.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Birdsong, Keels, Luton.—3.

Excused: Baggett, Garrett, Hargrave, Howard, Massad, Porter, Selman, Smalley, Stansberry.—9.

The emergency was declared passed.

SB 604, as amended, was referred for engrossment.

Senator Hamilton presiding.

GENERAL ORDER

SB 714 by Luton was read and considered.

Senators Grantham and Dacus asked to be made coauthors of **SB 714**, which was the order.

Senator Grantham moved to amend **SB 714**, page 1, by inserting a new Section 1 to read as follows:

“SECTION 1. 85 O. S. 1961, § 2, as last amended by Section 1, Chapter 331, O. S. L. 1967 (85 O. S. Supp. 1967, § 2) is amended to read as follows: § 2. Compensation provided for in this Act shall be payable for injuries sustained by employees engaged in the following hazardous employments, to wit: Factories, cotton gins, mills and work shops where machinery is used; printing, electrotyping, photoengraving and stereotyping plants where machinery is used; foundries, blast furnaces, mines, wells, gas works, gasoline plants, oil refineries and allied plants and works, waterworks, reduction works, elevators, dredges, smelters, powder works, glass factories, laundries operated by power, creameries or milk processing plants operated by power, custom or commercial feed lots offering services to the public for the feeding of livestock, quarries, construction and engineering works, construction and operation of pipelines, tanneries, paper mills, transfer or storage, construction of public roads, wholesale mercantile establishments, employees employed exclusively as clerical workers excepted; operation and repair of elevators in office buildings theaters where picture machines or mechanically operated

stage apparatus or fixtures are in use; logging, lumbering or lumber yards, intracity buses, street railroads, railroads using a trolley for electrical operation as to employees engaged in intrastate commerce; buildings being constructed, repaired, moved or demolished, farm buildings and farm improvements excepted; telegraph, telephone, electric light or power plants or lines; steam heating or power plants and steam railroads not engaged in interstate commerce; motor vehicles operating as motor carriers for the transportation of passengers or property for compensation, or motor vehicles used to transport products manufactured or processed by a business concern, repairing or servicing of appliances that utilize electricity, natural gas, liquified petroleum gas or gasoline, and all state employees working as guards, attendants and all other persons engaged in hazardous employment at state penitentiaries and reformatories, state mental hospitals, state schools for mentally retarded, the commodity warehouses and the state institutions under the jurisdiction of the State Department of Public Welfare or the Oklahoma Public Welfare Commission, the State Fire Marshal, Assistant Fire Marshal, deputies, agents and inspectors of the Office of the State Fire marshal, enforcement officers of the Safety Responsibility Division and other employees engaged in hazardous employment of the Department of Public Safety, School District Employees [*engaged in hazardous employment*], OF A SCHOOL DISTRICT WHEN THE BOARD OF EDUCATION OF SAID DISTRICT HAS ADOPTED A RESOLUTION PROVIDING THAT THE EMPLOYEES OF SAID SCHOOL DISTRICT ARE ENGAGED IN HAZARDOUS EMPLOYMENT COVERED BY WORKMEN'S COMPENSATION UNDER THE LAWS OF THIS STATE, uniformed personnel of the State Highway Patrol, State Crime Bureau, county sheriffs and deputies, members of a police department, members of garbage and sanitation departments and

fire departments of any incorporated city or town, and all other persons engaged in hazardous employment for any incorporated city or town." and by renumbering subsequent sections and amending the title conform to the body of the bill.

which amendment was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, McClendon, McGraw, McSpadden, Martin, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Terrill, Williams.—29.

Nay: Birdsong, Ferrell, Garrett, Ham, Holden, Luton, Massey, Miller, Murphy, Payne, Short, Stipe, Young.—13.

Excused: Atkinson, Hargrave, Howard, Massad, Porter, Taliaferro.—6.

Senator Luton moved that **SB 714** be ordered stricken from the Calendar, which motion was tabled upon motion of Senator McClendon.

Senator Luton moved that further consideration of **SB 714** be deferred for this legislative day.

Senator McClendon, as a substitute, moved that the Senate proceed in order, which motion was declared adopted.

Senator Birdsong moved to amend **SB 714**, page 2, line 2, by striking after the word "the" and before the word "providing" the word "Commission" and substituting therefor the words "State Industrial Court,"; by striking the word "Commission" on line 8, page 3; on lines 2, 6, 8, 9, and 11 of page 4; and substituting therefor the words "State Industrial Court"; and by substituting the word "Court" for the word "Commission" throughout the bill, which amendment was declared adopted.

Senator Smalley moved that **SB 714** be amended by striking the title, which amendment was declared adopted.

Senator Stipe asked unanimous consent that **SB 714** be ordered stricken from the

Calendar, to which Senator Grantham objected.

Upon motion of Senator Luton, **SB 714** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 714** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 714 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Breckinridge, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Hamilton, Horn, Luton, McClendon, McGraw, McSpadden, Romang, Selman, Smalley, Stansberry, Terrill, Williams.—21.

Nay: Baldwin, Berry, Birdsong, Boecher, Bradley, Ferrell, Garrett, Graves, Ham, Holden, Keels, Martin, Massey, Miller, Murphy, Payne, Short, Smith, Stipe, Young.—20.

Excused: Atkinson, Hargrave, Howard, Massad, Nichols, Porter, Taliaferro.—7.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Grantham moved that the vote be reconsidered by which **SB 714**, as amended, failed of passage.

GENERAL ORDER

SB 748 by Breckinridge was read and considered.

Upon motion of Senator Breckinridge, **SB 748** was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, **SB 748** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 748 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams.—39.

Excused: Atkinson, Hargrave, Howard, Massad, Massey, Nichols, Porter, Terrill, Young.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams.—39.

Excused: Atkinson, Hargrave, Howard, Massad, Massey, Nichols, Porter, Terrill, Young.—9.

The emergency was declared passed.

SB 748 was referred for engrossment.

Senator Boecher moved that the Senate stand recessed until 1:30 p.m., which motion was declared adopted.

*

The Senate reassembled in its Chamber at 1:30 p.m., with Senator Smalley presiding.

MESSAGE FROM GOVERNOR

Advising approval by him, March 19, 1968, of Enrolled SB 657 entitled:

SB 657—By Massad and Dacus of the Senate and Barr; Briscoe, Rushing, Cox, Fowler, Hargrave, Hunter, Page, Patterson (Frank), Raibourn, Witt, Fair and Williamson of the House.

An Act relating to agriculture; estab-

lishing the "Oklahoma Meat Inspection Act"; etc.; and declaring an emergency.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCRs 52 and 53 and Enrolled SB 614.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

Enrolled SB 614 was ordered referred to the Governor for consideration.

GENERAL ORDER

SB 765 by Ham was read and considered.

Upon motion of Senator Ham, SB 765 was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, SB 765 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 765 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Breckinridge, Findeiss, Hargrave, Holden, Howard, Massad, Miller, Nichols, Porter, Stansberry, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy,

Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Breckinridge, Findeiss, Hargrave, Holden, Howard, Massad, Miller, Nichols, Porter, Stansberry, Terrill.—11.

The emergency was declared passed.

SB 765 was referred for engrossment.

GENERAL ORDER

SB 766 by Ham was read and considered.

Upon motion of Senator Ham, SB 766 was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, SB 766 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 766 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Williams, Young.—36.

Excused: Breckinridge, Findeiss, Hamilton, Hargrave, Holden, Howard, Massad, Miller, Porter, Smith, Stansberry, Terrill.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Williams, Young.—36.

Excused: Breckinridge, Findeiss, Hamil-

ton, Hargrave, Holden, Howard, Massad, Miller, Porter, Smith, Stansberry, Terrill.—12.

The emergency was declared passed.

SB 766 was referred for engrossment.

GENERAL ORDER

SB 732 by Young was read and considered.

Upon motion of Senator Young, SB 732 was advanced to engrossment.

By unanimous consent, upon request of Senator Young, SB 732 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 732 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Berrong, Breckinridge, Findeiss, Hargrave, Holden, Howard, Massad, Miller, Porter, Stansberry, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Berrong, Breckinridge, Findeiss, Hargrave, Holden, Howard, Mas-

sad, Miller, Porter, Stansberry, Terrill.—11.

The emergency was declared passed.

SB 732 was referred for engrossment.

GENERAL ORDER

SB 427 by Smith was read and considered.

Senator Smith moved to amend SB 427, page 1, line 1, by striking Section 1 and renumbering the following sections accordingly, which amendment was declared adopted.

Upon motion of Senator Smith, SB 427, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 427, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 427 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—38.

Excused: Breckinridge, Findeiss, Hargrave, Holden, Howard, Massad, Miller, Porter, Stansberry, Terrill.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short,

Smalley, Smith, Stipe, Taliaferro, Williams, Young.—38.

Excused: Breckinridge, Findeiss, Hargrave, Holden, Howard, Massad, Miller, Porter, Stansberry, Terrill.—10.

The emergency was declared passed.

SB 427, as amended, was referred for engrossment.

GENERAL ORDER

SB 619 by Howard and Keels was read and considered.

President Pro Tempore McSpadden moved to amend SB 619, page 3, line 15, by striking the period after the word "thereto" and inserting the following: "provided that the owner, at the time of obtaining the certificate of title, shall state the location of the house trailer or mobile home, and the school district in which the house trailer or mobile home is located at the time of obtaining the license each year shall receive all the fees now or hereafter designated for school or school districts" which amendment was declared adopted.

Upon motion of Senator Smith, SB 619, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 619, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 619 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—36.

Excused: Breckinridge, Findeiss, Har-

grave, Holden, Howard, Massad, Massey, Miller, Murphy, Porter, Stansberry, Stipe.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Breckinridge, Findeiss, Hargrave, Holden, Howard, Massad, Miller, Porter, Stansberry.—9.

The emergency was declared passed.

SB 619, as amended, was referred for engrossment.

GENERAL ORDER

SB 581 by Baldwin, Miller and Selman of the Senate and Willis, et al, of the House, was read and considered.

Senator Baggett moved to amend **SB 581**, page 6, lines 1 to 6 by striking lines 1 through 6, inclusive and substituting the following therefor:

“SECTION 6. Section 2 of Chapter 362 of 1963 Session Laws as renumbered by Section 2 of Chapter 215 of 1965 Session Laws (68 O.S. 1967 Supp. § 504) is hereby amended to read as follows:

Section 504. The excise tax of four cents (4c) per gallon on gasoline that is levied by Section 502 of this Code and all penalties and interest thereon collected by the Tax Commission under such levy shall be apportioned monthly and used for the following purposes:

(a) Three per cent (3%) shall be paid MONTHLY by the Tax Commission to the State Treasurer and by him placed MONTHLY to the credit of the Oklahoma Tax Commission Fund to be paid out of said Fund pursuant to appropriations

therefrom made by the State Legislature.

(b) Seventy per cent (70%) shall be deposited MONTHLY in the State Depository to the credit of the State Highway Construction and Maintenance Fund TO BE EXPENDED AS IT ACCRUES BY THE STATE HIGHWAY COMMISSION [and expended] for the construction, repair and maintenance of State Highways.

(c) Five per cent (5%) shall be transmitted by the Tax Commission to the treasurers of the various incorporated cities and towns of the State in the percentage which the population, as shown by the last Federal census, bears to the total population of all the incorporated cities and towns in this State. Such funds shall be expended for the construction, repair and maintenance of the streets and alleys of the incorporated cities and towns of this State.

(d) Twenty-two per cent (22%) shall be transmitted by the Tax Commission to the various counties of the State, on the following basis, to-wit:

(1) Forty percent (40%) of such sum shall be distributed to the various counties in the proportion which the county road mileage of each county bears to the entire state road mileage as certified by the State Highway Commission, and

(2) The remaining sixty per cent (60%) of such sum shall be distributed to the various counties on the basis which the population and area of each county bears to the total population and area of the State.

The funds so transmitted shall be sent to the respective county treasurers, and by them deposited in the County Highway Fund for their respective counties, to be used by the county commissioners for the purpose of constructing and maintaining county or township highways and permanent bridges in such counties. No part of such fund shall be used for any purpose other than the construction and maintenance of county or township highways and permanent bridges in the county re-

ceiving the fund. The said funds received by any county shall not thereafter be diverted to any other county of the State, but such funds shall be expended only under the direction and control of the Board of County Commissioners in the county to which said funds are apportioned. If any part of said funds is diverted for any purpose other than is provided herein, the County Commissioners shall be liable on their bond for double the amount of money so diverted. Provided, that where any state or county highway has been laid out over a road already constructed in any county by the use of money raised from county or township bond issues for the purpose either alone or by the use of Federal or State Aid, or both, the County Commissioners may set aside out of the funds apportioned to that county, as provided herein, an amount of money equal to the value of any part thereof, of the interest of such county or township, or both, in and to such highway or highways, bridge or bridges, so constituting a part of the State Highway System, which amount of money shall be considered by the excise board in reducing the levy for the purpose of retiring the bonded indebtedness and interest thereon of the county or township and shall be used for investment or deposit in the same manner as provided by law for the disposition of other sinking fund money.

Each county shall use not less than fifty (50%) per cent of the moneys apportioned to it for the construction, improvement or repair of highways under the provisions of this Article, for the purpose of participating in or sponsoring Federal Projects for the building or maintenance of roads, bridges or culverts; and it shall be the mandatory duty of the County Excise Board to appropriate such funds for such purpose, which amendment was declared failed of adoption.

Upon motion of Senator Baldwin, SB 581 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 581 was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SB 581 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Terrill, Williams, Young.—35.

Excused: Breckinridge, Findeiss, Garrett, Hargrave, Holden, Howard, McGraw, Massad, Miller, Porter, Smith, Stansberry, Taliaferro.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Terrill, Williams, Young.—35.

Excused: Breckinridge, Findeiss, Garrett, Hargrave, Holden, Howard, McGraw, Massad, Miller, Porter, Smith, Stansberry, Taliaferro.—13.

The emergency was declared passed.

SB 581 was referred for engrossment.

GENERAL ORDER

SB 757 by Romang was read and considered.

Senators Boecher and Baldwin asked to be made coauthors of SB 757, which was the order.

Senator Romang moved to amend SB 757, page 4, line 18 by striking all of Section 2, and renumbering Section 3, as Section 2, and amending the Title to conform

thereto, which amendment was declared adopted.

Senator Romang moved to amend SB 757, page 4, line 10 by striking the word "lease" and substituting the word "least", which amendment was declared adopted.

Upon motion of Senator Romang, SB 757, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, SB 757, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 757 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Breckinridge, Findeiss, Hamilton, Hargrave, Holden, Howard, McGraw, Massad, Miller, Porter, Smith, Stansberry.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Breckinridge, Findeiss, Hamilton, Hargrave, Holden, Howard, McGraw, Massad, Miller, Porter, Smith, Stansberry.—12.

The emergency was declared passed.

SB 757, as amended, was referred for engrossment.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 745 by Baggett was read and considered.

Senator Baggett moved to amend SB 745, page 2, line 1 by inserting after the word "bonds" and before the words "in anticipation" the language "in the principal amount of not more than Two Million Dollars (\$2,000,000.00)" and amending the Title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend SB 745, page 2, lines 14 and 15 by striking the words and figures "five and one-half percent (5½%)" and substituting therefor the words and figures "six percent (6%)" and amending the Title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend SB 745, page 3, line 11, by inserting after the word "bonds" and before the words "The State Treasurer" the language, "The State Treasurer with the approval of the State Depository Board may purchase at private sale all or any part of such bonds as in investment of the public monies in his possession. If such bonds or any of them cannot be sold to such other state funds, departments and agencies, the Commission may publish, advertise and sell at not less than par to the highest and best bidder for cash the remainder of such bonds", which amendment was declared adopted.

Upon motion of Senator Baggett, SB 745, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, SB 745, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 745 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Berrong, Bradley, Dacus.—3.

Excused: Baldwin, Breckinridge, Findeiss, Hargrave, Holden, Howard, Massad, Porter, Stansberry—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Berrong, Bradley, Dacus.—3.

Excused: Baldwin, Breckinridge, Findeiss, Hargrave, Holden, Howard, Massad, Porter, Stansberry—9.

The emergency was declared passed.

SB 745, as amended, was referred for engrossment.

GENERAL ORDER

SB 620 by Williams of the Senate and Harrison, et al. of the House was read and considered.

Senator Ferrell asked to be made a coauthor of SB 620, which was the order.

Senator Berrong moved to amend SB 620, page 5, line 10, by striking "fifty percent (50%)" and substituting therefor "sixty percent (60%)" which amendment was declared adopted.

Senator Gee moved to amend SB 620, page 4, line 5, by inserting after the word "title" the words "as determined by the Marketable Record Title Act" which amendment was declared adopted.

Senator Baggett moved to amend SB 620, page 2, line 6, by striking "five percent (5%)" and substituting therefor "five and one-half percent (5½%)" which amendment was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Garrison, Gee, Grantham, Ham, Keels, Luton, McGraw, Massey, Miller, Nichols, Payne, Romang, Selman, Smith, Terrill.—20.

Nay: Atkinson, Dacus, Ferrell, Field, Horn, McClendon, McSpadden, Murphy, Short, Taliaferro, Williams.—11.

Excused: Baldwin, Boecher, Breckinridge, Findeiss, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Martin, Massad, Porter, Smalley, Stansberry, Stipe, Young.—17.

Senator Baggett moved to amend SB 620, page 4, lines 17 and 18, by striking "five percent (5%)" and substituting therefor "five and one-half percent (5½%)" which amendment was declared adopted.

Senator Murphy moved to amend SB 620, page 6, line 16, by striking the word "released" and substituting therefor the words "subordinated or released of record" which amendment was declared adopted.

Senator Garrison, joined by Senator Gee, moved to amend SB 620, page 8, line 7 by adding after the word "examination." the sentence: "The Title Examiners of the School Land Commission shall recognize and be bound by the Title Examination Standards of the Oklahoma Bar Association, and the applicable curative statutes, in making title examinations for loan purposes." and amending the title to conform thereto, which amendment was declared adopted.

Senator Smith moved to amend **SB 620**, page 8 by inserting immediately after the Garrison amendment the language "Provided, however, in connection with loan applications the Commissioners of the Land Office shall accept a certificate of title insurance by a title insurance company authorized to do business in this State certifying that the title is well vested in the applicant for loan in lieu of an attorney's title opinion. The expense of such title insurance policy shall be paid by the applicant, which amendment was declared adopted.

Senator Berrong moved to amend **SB 620**, page 7, line 18, by changing the period to a semi-colon after the word "application" and adding the language "provided an applicant shall pay a loan fee on the basis of the amount of loan actually disbursed" which amendment was declared adopted.

President Nigh presiding.

Upon motion of Senator Williams, **SB 620**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **SB 620**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 620 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Keels, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—31.

Nay: Hamilton, Horn, McClendon.—3.

Excused: Baldwin, Breckinridge, Find-eiss, Garrett, Hargrave, Holden, Howard, Martin, Massad, Massey, Porter, Stansberry, Stipe, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Baldwin, Breckinridge, Find-eiss, Garrett, Hargrave, Holden, Howard, Martin, Massad, Massey, Porter, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

SB 620, as amended, was referred for engrossment.

GENERAL ORDER

SB 632 by Atkinson was read and considered.

Senator Atkinson moved to amend **SB 632**, page 1, lines 2 and 3, by striking language on said lines and substituting therefor the language "such as is defined in Section 98 of Title 4, which is running at large on any federal or state highway or turnpike" which amendment was declared adopted.

Senator Berry moved to amend **SB 632**, page 1, lines 6 and 7, by striking all language on said lines and substituting therefor the language "Fifty Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00)" which amendment was declared adopted.

Upon motion of Senator Atkinson, **SB 632**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **SB 632**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 632 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Keels, Luton, Nichols, Selman, Short, Smith.—16.

Nay: Baldwin, Berrong, Boecher, Bradley, Dacus, Ferrell, Hamilton, Holden, Horn, McClendon, McGraw, Miller, Murphy, Payne, Romang, Smalley, Taliaferro, Terrill, Williams.—19.

Excused: Birdsong, Breckinridge, Graves, Hargrave, Howard, McSpadden, Martin, Massad, Massey, Porter, Stansberry, Stipe, Young.—13.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Atkinson moved that the vote be reconsidered by which SB 632, as amended, failed of passage.

GENERAL ORDER

SB 458 by Garrison and Williams of the Senate and Connor, et al, of the House was read and considered.

Senator Ferrell asked to be made a coauthor of SB 458, which was the order.

Upon motion of Senator Ferrell, SB 458 was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, SB 458 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 458 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Ham, Hamilton, Holden, McGraw, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—30.

Nay: Dacus, Grantham, Graves, Horn, Luton, McClendon.—6.

Excused: Birdsong, Breckinridge, Hargrave, Howard, Keels, McSpadden, Martin, Massad, Massey, Porter, Stansberry, Stipe.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Luton, McGraw, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Nay: Dacus, Graves, Horn, McClendon.—4.

Excused: Birdsong, Breckinridge, Hargrave, Howard, Keels, McSpadden, Martin, Massad, Massey, Porter, Stansberry, Stipe.—12.

The emergency was declared passed.

SB 458 was referred for engrossment.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Forty-sixth Legislative Day

Wednesday, March 20, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Atkinson, Baldwin, Ferrell, Ham, Hargrave, Howard, Massad, Murphy, Payne, Porter, Stansberry.—11.

The President declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Berry:

Our Father in Heaven, we face this day and its responsibilities with deep desires to be right in all of our acts. We realize more today than we did yesterday the needs relative to a depraved world. Let our recommendations and our decisions be tempered with wisdom like unto Solomon's of old, and grace that shall encompass every citizen in his individual need. We realize our limitations for we are human. It is in these limitations that we join ourselves in seeking Thy leadership for Thou art all wisdom and power and glory. Honor Thy Name through the

actions of this Body this day. We pray in Thy Son's Name. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Young, pursuant to Rule 9-b, a Citation of Condolence was ordered issued to Mrs. Abigail McCormick.

Upon motion of Senator Young, pursuant to Rule 9-b, a Citation of Condolence was ordered issued to Mr. and Mrs. John Lawrence.

Upon motion of President Pro Tempore McSpadden, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mrs. Mary Farrill.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 46—Coauthored by Hesser, Lane, Brown, Fair and Ford, SB 188—Coauthored by Sokolosky, Bickford, Hargrave and Sandlin, SB 191—Coauthored by Sokolosky, Bickford, Sandlin and Hargrave, SB 346, SB 467—Coauthored by Taggart, SB 496—Coauthored by Raibourn, SB 562—Coauthored by Watkins, SB 573—Coauthored by Harrison, Bernard and Grey, SB 574—Coauthored by Harrison, Bernard and Grey, SB 611—Coauthored by Goodfellow and Barr and SJR 56.

The above numbered Bills and Resolution were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 427, 575, 581, 601, 604, 619, 620, 697, 712, 732, 745, 746, 748, 757, 765, and 766 each correctly engrossed.

SBs 454, 459, 464, 496, 560, 566, 605, 625, 635, and 670 each correctly enrolled.

Engrossed SBs 427, 575, 581, 601, 604, 619, 620, 697, 712, 732, 745, 746, 748, 757, 765 and 766 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SBs 454, 459, 464, 496, 560, 566, 605, 625, 635 and 670 were each, after fourth reading, 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 741—Judiciary—Show Short as Principal Senate Author.

HB 1045—Judiciary.

HB 1220—Judiciary — Show Porter as Principal Senate Author and Garrett as coauthor.

HB 1285—Judiciary—Show Garrett as Principal Senate Author and Gee as coauthor.

DO PASS, as amended:

HB 1157—Judiciary.

HB 1310—Judiciary — Coauthored by Grantham.

HJR 543—Judiciary.

SECOND READING

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

HB 1086—Business, Industry and Labor Relations.

HB 1354—Roads, Highways and Public Safety.

HB 1355—Governmental Affairs.

GENERAL ORDER

SB 730 by Martin was read and considered.

Senator Smalley asked that he be shown as Senate Author of SB 730, instead of Martin, which was the order.

Senator Smalley moved to amend SB 730, page 3, line 13 by adding after the word "residents" a closing bracket and by placing a period at end of line 12 on page 4, which amendment was declared adopted.

Upon motion of Senator Smalley, SB 730, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 730, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 730 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, McGraw, McSpadden, Martin, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—30.

Nay: Birdsong, Boecher, Field, Luton, McClendon.—5.

Excused: Atkinson, Baldwin, Ferrell, Ham, Hamilton, Hargrave, Howard, Mas-sad, Massey, Murphy, Payne, Porter, Stansberry.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Romang,

Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—32.

Nay: Birdsong, Boecher, McClendon.—3.

Excused: Atkinson, Baldwin, Ferrell, Ham, Hamilton, Hargrave, Howard, Massad, Massey, Murphy, Payne, Porter, Stansberry.—13.

The emergency was declared passed.

SB 730, as amended, was referred for engrossment.

Senator Porter asked to be shown present, which was the order.

GENERAL ORDER

SB 744 by Smith was read and considered.

Senators Baggett, Taliaferro and Luton asked to be made coauthors of SB 744, which was the order.

Upon motion of Senator Smith, SB 744 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 744 was considered engrossed and placed upon third reading and final passage.

Senator Luton presiding.

THIRD READING

SB 744 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Ferrell, Findeiss, Ham, Hamilton, Hargrave, Howard, Massad, Murphy, Payne, Stansberry.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Ferrell, Findeiss, Ham, Hamilton, Hargrave, Howard, Massad, Murphy, Payne, Stansberry.—12.

The emergency was declared passed.

SB 744 was referred for engrossment.

Senators Ferrell, Murphy and Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 641 by Massad was read and considered.

Senators Field, Williams and Ferrell asked to be made coauthors of SB 641, which was the order.

Upon motion of Senator Field, SB 641 was advanced to engrossment.

By unanimous consent, upon request of Senator Field, SB 641 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 641 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Holden, Horn, Keels, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Taliaferro, Terrill, Williams.—31.

Nay: Birdsong, Graves, Luton, Payne, Porter, Smith, Stipe.—7.

Excused: Atkinson, Baldwin, Findeiss, Ham, Hamilton, Hargrave, Howard, Mas-sad, Stansberry, Young.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Holden, Horn, Keels, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Taliaferro, Terrill, Williams.—32.

Nay: Graves, Luton, Payne, Porter, Smith, Stipe.—6.

Excused: Atkinson, Baldwin, Findeiss, Ham, Hamilton, Hargrave, Howard, Mas-sad, Stansberry, Young.—10.

The emergency was declared passed.

SB 641 was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

SB 705 by Ferrell was read and considered.

Upon motion of Senator Ferrell, **SB 705** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SB 705** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 705 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nich-

ols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Findeiss, Ham, Hamilton, Hargrave, Howard, Mas-sad, Massey, Smith.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Findeiss, Ham, Hamilton, Hargrave, Howard, Mas-sad, Massey, Smith.—10.

The emergency was declared passed.

SB 705 was referred for engrossment.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 864**: McClendon, Hamilton and Massey.

Senators Ham and Atkinson asked to be shown present, which was the order.

President Nigh presiding.

GENERAL ORDER

SJR 66 by Grantham and Smith of the Senate and Conaghan of the House was read and considered.

Senators Murphy, Miller and Young asked to be made coauthors of **SJR 66**, which was the order.

Upon motion of Senator Grantham, **SJR 66** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SJR 66** was considered engrossed and placed upon third reading and final passage.

Senator Terrill asked unanimous consent that the vote be reconsidered by which **SJR 66** was considered engrossed and placed upon third reading and final passage, which was the order.

Senator Terrill moved that the vote be reconsidered by which **SJR 66** was advanced to engrossment, which motion was declared adopted.

Senator Romang presiding.

Senator Terrill, joined by Senator Taliaferro, moved to amend **SJR 66**, page 2, line 10 by striking the word and figure "three (3)" and substituting therefor the word and figure "five (5)", which amendment failed upon roll call as follows:

Aye: Atkinson, Birdsong, Gee, Grantham, Graves, McClendon, Massey, Smith, Stipe, Taliaferro, Terrill, Young.—12.

Nay: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Ham, Horn, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Romang, Short, Stansberry, Williams.—25.

Excused: Baldwin, Garrett, Hamilton, Hargrave, Holden, Howard, Massad, Murphy, Porter, Selman, Smalley.—11.

Senator Young moved to amend **SJR 66**, page 3, line 5, by striking lines 5 through 17, and the words "term of office next expires." on line 18, and substituting therefor the language "The district which the legislature designates shall each elect a corporation commissioner for a term of four (4) years and all of said commissioners shall be elected the same length of time.", which amendment was tabled upon motion of Senator Grantham.

Upon motion of Senator Terrill, **SJR 66** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SJR 66** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 66 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 66,
As Amended—By Grantham, Smith, Murphy, Miller and Young of the Senate and Conaghan of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT OF SECTION 15 OF ARTICLE IX OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; REPEALING SECTION 15 OF ARTICLE IX OF THE OKLAHOMA CONSTITUTION AND ESTABLISHING IN LIEU THEREOF A NEW SECTION 15 OF ARTICLE IX OF THE OKLAHOMA CONSTITUTION; PROVIDING FOR THE CREATION OF A CORPORATION COMMISSION COMPOSED OF THREE MEMBERS ELECTED BY CORPORATION COMMISSION DISTRICTS DESIGNATED AND NUMBERED BY THE LEGISLATURE; PROVIDING DISTRICTS SHALL BE APPROXIMATELY EQUAL IN POPULATION; PROVIDING THEIR TERMS OF OFFICE, ELECTION AND FOR FILLING OF VACANCIES; PROVIDING FOR BALLOT TITLE; SPECIFYING EFFECTIVE DATE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

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 repealing Section 15 of Article IX of the Oklahoma Constitution and establishing in lieu thereof a new Section to be known as Section 15 of Article IX of the Oklahoma Constitution which will read as follows:

Section 15. A Corporation Commission is hereby created to be composed of three (3) members who shall be elected by the people of the districts designated and

numbered as Districts 1, 2 and 3, by the Legislature, at a general election for State officers. The terms of office of the three (3) members of the Corporation Commission shall be six (6) years, staggered, and shall begin upon the expiration of the terms of office of the Corporation Commissioners at the effective date of this Act. *The districts shall be approximately equal in population.*

The district which the Legislature designates as District 1 shall elect a Corporation Commission member for a term of six (6) years beginning upon termination of the term of office of the present Corporation commissioner whose term first expires; District 2, as designated by the Legislature, shall elect a member of the Corporation Commission for a term of six (6) years beginning upon the termination of the term of office of the present Corporation Commissioner whose term next expires; and District 3 as designated by the Legislature shall elect a member of the Corporation Commission for a term of six (6) years beginning upon expiration of the term of office of the Corporation Commissioner whose term of office next expires. In case of a vacancy in said offices, the Governor, by and with the consent of the Senate, shall fill such vacancy by appointment until the next general election when a successor shall be elected to fill out the unexpired term.

It shall be the prerogative of the Legislature to change the number of Corporation Commission members, at which time it shall redistrict the State to conform to the number of Corporation Commission members.

SECTION 2. *The effective date of said constitutional amendment shall be the 15th day of January, 1969.*

SECTION 3. The ballot title for the proposed Constitutional Amendment set forth in SECTION 1 of this Act 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 the Constitution of the State of Oklahoma by repealing Section 15, Article IX thereof, establishing a new Section to be known as Section 15 of Article IX of the Constitution of the State of Oklahoma, providing for the creation of a Corporation Commission composed of three (3) Corporation Commissioners, each elected by the qualified electors of their respective districts, as designated and numbered by the Legislature; providing terms of six (6) years begin in numerical sequence according to district number and staggered to accord with the expiration of the terms of office of the present Corporation Commissioners
be approved by the people?

☐ YES

SHALL THE PROPOSED
AMENDMENT BE APPROVED?

☐ NO

SECTION 4. The President Pro Tempore of the Senate shall, immediately after the adoption of this Resolution, prepare and file one (1) copy thereof, including the ballot title, with the Secretary of State and one (1) copy with the Attorney General of the State of Oklahoma.

SECTION 5. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing 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 the State of Oklahoma for their approval or rejection, as and in the manner provided by law.

On the question of the passage of Resolution, the roll call was as follows:

Aye: Atkinson, Birdsong, Bradley, Dacus, Ferrell, Findeiss, Garrett, Garrison,

Gee, Grantham, Graves, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Romang, Selman, Short, Smith, Stansberry, Williams, Young.—25.

Nay: Baggett, Berry, Boecher, Breckinridge, Field, Ham, Holden, Horn, McClendon, Martin, Nichols, Payne, Porter, Stipe.—14.

Excused: Baldwin, Berrong, Hamilton, Hargrave, Howard, Massad, Smalley, Taliaferro, Terrill.—9.

The Resolution was declared passed.

The question being, "Shall **SJR 66**, by Grantham and Smith of the Senate and Conaghan 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 of Section 15 of Article IX of the Constitution of the State of Oklahoma; repealing Section 15 of Article IX of the Oklahoma Constitution and establishing in lieu thereof a new Section 15 of Article IX of the Oklahoma Constitution; providing for the creation of a Corporation Commission composed of three members elected by Corporation Commission districts designated and numbered by the Legislature; providing such districts shall be approximately equal in population; providing their terms of office, election and for filling of vacancies; providing for Ballot Title; specifying effective date; 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 of Oklahoma on the date of the next ensuing special election as provided in Section 5 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing Special Election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee,

Grantham, Graves, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Nay: Baggett, Berry, Ham, Holden, Horn, McClendon, Massey, Nichols, Smalley, Stipe.—10.

Excused: Baldwin, Berrong, Hamilton, Hargrave, Howard, Massad.—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.

SJR 66 was ordered referred for engrossment.

President Nigh presiding.

Senators Baldwin and Hargrave asked to be shown present, which was the order.

RESOLUTION

By unanimous consent, **SR 79** by Smalley, McSpadden, Boecher and Graves was introduced.

Senator Stipe asked unanimous consent that all members of the Senate be shown as coauthors of **SR 79**, which was the order.

Senator Stipe moved to amend **SR 79** by adding the provision that copies be sent to the entire membership of the United States Senate Foreign Relations Committee, which amendment was declared adopted.

Senator Field moved that Senators Smalley and Garrison be instructed to make available to the Senate any other names to whom the resolution should be mailed, which motion was declared adopted.

SR 79, as amended, was read at length as follows:

SR 79—By Smalley, McSpadden, Boecher, Graves, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, How-

ard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A RESOLUTION EXPRESSING CONFIDENCE IN AND SUPPORT FOR PRESIDENT JOHNSON AND THE UNITED STATES MILITARY AND CIVILIAN FORCES IN VIETNAM; RECOMMENDING THE CONTINUATION OF MILITARY OPERATIONS THROUGH TO AN HONORABLE CONCLUSION; AND DIRECTING DISTRIBUTION.

WHEREAS, this Nation, as the leader of the "free world," is presently being called on to commit military supplies and fighting men in Vietnam for the protection and preservation of freedom and for the prevention of world Communist domination; and

WHEREAS, Communist aggression in this country or in any country cannot and should not be tolerated; and

WHEREAS, the policy presently being pursued in Vietnam by the Commander in Chief and the military and civilian forces appears to be the only plausible approach for the protection of our national interest and the interest of all the free world; and

WHEREAS, the policy of military operations should be followed through to an honorable conclusion; and

WHEREAS, President Johnson and the United States Military and Civilian Forces in Vietnam deserve and should have the undivided support of all.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby express confidence in and support for President Johnson and the United States Military and Civilian Forces in their valorous effort in the preserva-

tion of freedom, and does hereby recommend that this policy be pursued through to an honorable conclusion.

SECTION 2. That duly authenticated copies of this Resolution, after consideration and enrollment, shall be prepared for and sent to President Johnson, the Secretary of Defense, to each member of the Oklahoma Congressional Delegation, and to each member of the U. S. Senate Foreign Relations Committee.

Upon motion of Senator Smalley **SR 79**, as amended, was adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Excused: Howard, Massad.—2.

SR 79, as amended, was referred for enrollment.

RESOLUTION

By unanimous consent, **SCR 54** by Smith, Stipe, Payne, McSpadden, Bradley, Luton, Gee, Nichols, Selman, McGraw, Breckinridge, Stansberry, Terrill and Baggett of the Senate and Privett of the House was introduced and read as follows:

A Concurrent Resolution requesting the Regents of Higher Education to study and make recommendations with respect to the creation of a new medical and/or dental school in Tulsa, Oklahoma.

SCR 54 was read at length, adopted upon motion of Senator Smith, and ordered referred for engrossment.

GENERAL ORDER

SB 737 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 737** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 737** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 737 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Williams.—33.

Nay: Baggett, Ferrell, Garrett, Garrison, Gee, Short, Stipe, Young.—8.

Excused: Birdsong, Howard, Keels, McGraw, Massad, Porter, Stansberry.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Williams.—33.

Nay: Baggett, Ferrell, Garrett, Garrison, Gee, Short, Stipe, Young.—8.

Excused: Birdsong, Howard, Keels, McGraw, Massad, Porter, Stansberry.—7.

The emergency was declared passed.

SB 737 was referred for engrossment.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

SB 740 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 740** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 740** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 740 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—37.

Nay: Baldwin, Stipe, Young.—3.

Excused: Baggett, Berrong, Horn, Howard, McGraw, Massad, Porter, Stansberry.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—37.

Nay: Baldwin, Stipe, Young.—3.

Excused: Baggett, Berrong, Horn, Howard, McGraw, Massad, Porter, Stansberry.—8.

The emergency was declared passed.

SB 740 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Hamilton asked unanimous consent, which was granted, for consideration of his motion to reconsider the vote whereby **SB 678** failed of passage.

By unanimous consent, the Hamilton motion to reconsider the vote by which **SB 678** failed of passage was declared adopted.

On the question of passage of **SB 678** the roll was ordered called and resulted as follows:

Aye: Baldwin, Breckinridge, Dacus, Garrett, Gee, Grantham, Hamilton, Holden, McClendon, Massey, Nichols, Stipe, Terrill, Williams.—14.

Nay: Atkinson, Berry, Birdsong, Boecher, Bradley, Ferrell, Field, Findeiss, Garrison, Graves, Ham, Hargrave, Keels, Luton, McSpadden, Martin, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro.—25.

Excused: Baggett, Berrong, Horn, Howard, McGraw, Massad, Porter, Stansberry, Young.—9.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTES

Senator Grantham asked unanimous consent, which was granted, for consideration of his motion to reconsider the vote by which **SB 714** failed of passage.

The vote occurring on the Grantham motion to reconsider the vote by which **SB 714** failed of passage, it was declared failed of adoption.

Senator Atkinson asked unanimous consent, which was granted, for consideration of his motion to reconsider the vote by which **SB 632** failed of passage.

The vote occurring on the Atkinson motion to reconsider the vote by which **SB 632** failed of passage, it was declared failed of adoption.

GENERAL ORDER

SB 674 by Massey, Miller, Smalley and Baldwin of the Senate and Derryberry of the House was read and considered.

Senator Gee asked to be made a co-author of **SB 674**, which was the order.

Senator Massey moved to amend **SB 674**, page 1, line 6, by changing the period to a comma after the word "Legislature"

and adding the language "and it shall be the further duty of the President Pro Tempore of the State Senate and the Speaker of the House of Representatives to supervise the legislative employees, superintend the maintenance, preservation and custody of the property; prepare and approve payroll and claims of the State Legislature and other related duties incumbent upon the efficient discharge of the responsibilities of said office; and, in lieu of the expenses unique to the discharge of the responsibilities of said offices" which amendment was declared adopted.

Senator Smalley moved to amend **SB 674**, page 2, line 4, by inserting after the word "month" and before the word "which" the words "during the interim between legislative sessions".

Senator Payne moved to table the Smalley amendment, which motion was declared failed of adoption.

The vote occurring upon the Smalley amendment, it was declared adopted.

Upon motion of Senator Massey, **SB 674** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **SB 674** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 674 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams.—37.

Nay: Berrong, Boecher, Keels, McSpadden, Romang.—5.

Excused: Howard, Massad, Porter, Smith, Stansberry, Young.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams.—37.

Nay: Berrong, Boecher, Keels, McSpadden, Romang.—5.

Excused: Howard, Massad, Porter, Smith, Stansberry, Young.—6.

The emergency was declared passed.

SB 674, as amended, was referred for engrossment.

GENERAL ORDER

SB 723 by Terrill and Taliaferro was read and considered.

Upon motion of Senator Terrill, SB 723 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 723 was considered engrossed and placed upon third reading and final passage.

Senator Baldwin presiding.

THIRD READING

SB 723 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Holden, McClendon, Payne, Stipe, Taliaferro, Terrill.—6.

Nay: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Williams.—36.

Excused: Baggett, Howard, Massad, Porter, Stansberry, Young.—6.

The bill was declared failed of passage.

GENERAL ORDER

SB 609 by Payne was read and considered.

Senator Payne moved to amend SB 609, page 1, lines 5 and 6, by removing the brackets and restoring the language contained therein, which amendment was declared adopted.

Senator Payne moved to amend SB 609, page 2, line 1, by removing the brackets and restoring the language contained therein, which amendment was declared adopted.

Senator McClendon moved to amend SB 609, page 2, line 2½, by inserting the language "provided the State Board of Education may elect to come under the provisions of this act or reject said provisions."

Senator Payne asked to be made a co-author of the McClendon amendment, which was the order.

Senator Gee moved to table the McClendon-Payne amendment, which motion was declared adopted.

Senator Smalley moved to amend SB 609, beginning on page 1, line 1, by striking Section 1, and renumbering Section 2 as Section 1, and amending the title to conform thereto, which amendment was declared adopted.

Senator Smalley moved to amend SB 609, page 2, line 6, by inserting after the word "employee" the language "except those employees exempted in Section 14 of Chapter 374 of the 1967 Oklahoma Session Laws (75 O. S. 1967 Supp. § 1314)" which amendment was declared adopted.

Senator Berrong moved to amend SB 609, page 2, line 18, by inserting after the word "Institution" the language "if authorized by law," which amendment was declared adopted.

Upon motion of Senator Payne, SB 609,

as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Payne, **SB 609**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 609 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Boecher, Dacus, Ferrell, Garrison, Gee, Graves, Keels, Luton, Murphy, Payne, Young.—12.

Nay: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Field, Findeiss, Garrett, Grantham, Hamilton, Hargrave, Holden, Horn, McClen-don, McGraw, McSpadden, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—27.

Excused: Ham, Howard, Martin, Mas-sad, Massey, Miller, Porter, Stansberry, Stipe.—9.

The bill was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 458 and **621** each correctly engrossed.

Engrossed **SBs 458** and **621** were properly signed and ordered transmitted to the Honorable House for consideration.

MOTION TO STRIKE BILLS

President Pro Tempore McSpadden moved to strike all **SBs** and **SJR**s on the Senate Calendar, except Appropriation bills, under GENERAL ORDER, WITHOUT RECOMMENDATION, and THIRD READING.

Senator Short moved to table the McSpadden motion, which motion was declared failed of adoption.

The vote occurring upon the McSpadden motion, it was declared adopted.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following committee members pursuant to **SR 77**: Bradley, Field, Nichols, Birdsong, and Atkinson.

Senator Boecher moved that when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 31**—Coauthored by Thornhill and Smith (Vondel), and **SB 645**—Coauthored by Sokolosky and Bickford, each as amended.

HAs to **SB 31** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 1 (c), Line 6, by striking after the word "than", the words "one percent (1%)", and adding the words "three percent (3%)".

AMENDMENT NO. 2. Amend Page 2, Section 1 (c), Lines 9 and 10, by striking after the word "to", the words "single-tired passenger vehicles and on other single-tired".

HA to **SB 645** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 25, after the word "by" strike the words "death, or".

Pursuant to the Boecher motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Forty-seventh Legislative Day

Thursday, March 21, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—42.

Excused: Baggett, Hamilton, Howard, Massad, Stipe, Terrill.—6.

The President declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Berry:

O Lord, for Thy leadership and blessings through this week we praise Thy name, and in Thy name we ask for Thy direction for today. Give this Body guidance as they convene for this last session of this week. May these discussions and ultimate decisions be made with all of our people in mind. Give Thy presence to each Senator over the week-end in safe travel and renew their minds with wisdom for every work ahead. May Thy grace rest upon this session today in all fullness is our prayer in Jesus name. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 466**—Coauthored by Patterson (Ruth) and **SB 540**—Coauthored by Bynum, Cole, Odom (V. H.) and Poulos, each as amended.

HAs to **SB 466** read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 29, by changing the words "Two assistant directors" to read "One assistant director".

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 30, by reinserting the words "not to exceed" and adding before the word "qualified", the words "eighteen (18)".

AMENDMENT NO. 3. Amend Page 2, Section 1, Line 8, by striking the "period" after the word "government" and inserting a "comma", and adding the following language: "nor to institutions of higher learning."

AMENDMENT NO. 4. Amend Page 2, Section 1, Line 20, by deleting the word "all" after the word "make".

AMENDMENT NO. 5. Amend Page 2, Section 1, Line 21, by deleting the word "all" after the word "of".

AMENDMENT NO. 6. Amend Page 2, Section 1, Line 22, by changing the "period" after the word "Corrections" to a

"comma" and adding the following language: "and to make all purchases from industries operated, and items manufactured and sold in the State of Oklahoma, whenever practicable."

AMENDMENT NO. 7. Amend Page 2, Section 1, Line 23, by striking the word "directors" and inserting the word "director".

HA to SB 540 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, SECTION 1, Line 13, by inserting the following language after the period: "Provided, however this section shall not be applicable to the area lying north and east of the boundary lines described as follows: Beginning at the Oklahoma-Arkansas state line where State Highway No. 20 intersects with said Oklahoma-Arkansas state line, thence easterly along State Highway No. 20 to its intersection with State Highway No. 28, thence north and easterly along State Highway No. 28, to its intersection with State Highway No. 82, thence northerly along State Highway No. 82 to its intersection with U. S. Highway No. 66 to its intersection with the Oklahoma-Kansas state line." Amend title.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 454, 459, 464, 496, 560, 566, 605, 625, 635 and 670.

The above numbered Enrolled Bills were referred to the Governor for consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 641 correctly engrossed.

SBs 46, 562, 573, 574, 611 and SJR 56 each correctly enrolled.

Engrossed SB 641 was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SBs 46, 562, 573, 574, 611 and SJR 56 were each, after fourth reading

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 518—Governmental Affairs.

HB 714—Business, Industry and Labor Relations—Coauthored by Payne, Berrong and Graves.

HB 905—Conservation and Economic Development.

HB 1008—Conservation and Economic Development—Coauthored by Gee and Murphy.

HB 1018—Revenue and Taxation—Coauthored by Hargrave.

HB 1024—Revenue and Taxation—Coauthored by Taliaferro.

HB 1086—Business, Industry and Labor Relations—Coauthored by Holden.

HB 1101—Business, Industry and Labor Relations—Coauthored by Berrong.

HB 1109—Business, Industry and Labor Relations—Coauthored by Baggett.

HB 1113—Conservation and Economic Development—Coauthored by Gee, Murphy, Ferrell and Horn.

HB 1170—Roads, Highways and Public Safety—Coauthored by Atkinson and Terrill.

HB 1199—Revenue and Taxation.

HB 1210—Business, Industry and Labor Relations—Coauthored by Stipe.

HB 1229—Revenue and Taxation—Coauthored by Smith.

HB 1239—Business, Industry and Labor Relations.

HB 1248—Business, Industry and Labor Relations—Coauthored by Berrong.

HB 1273—Business, Industry and Labor Relations—Coauthored by Birdsong.

HB 1326—Conservation and Economic Development—Coauthored by Martin.

HB 1330—Governmental Affairs.

HB 1333—Roads, Highways and Public Safety—Coauthored by Terrill, Atkinson and Keels.

HB 1339—Business, Industry and Labor Relations—Coauthored by Field and Findeiss.

HB 1347—Revenue and Taxation—Coauthored by Smith.

HB 1348—Revenue and Taxation—Coauthored by Smith.

DO PASS, as amended.

HB 783—Governmental Affairs—Show McSpadden as Senate Author.

HB 992—Governmental Affairs—Coauthored by Breckinridge.

HB 1114—Roads, Highways and Public Safety—Coauthored by Terrill, Taliaferro, Grantham, McSpadden, Bradley and Ferrell.

HB 1139—Judiciary.

HB 1176—Conservation and Economic Development—Coauthored by Findeiss.

HB 1216—Business, Industry and Labor Relations.

HB 1245—Judiciary—Show Short as Principal Senate Author.

HB 1260—Judiciary—Show Short as Principal Senate Author and Coauthored by Nichols and Garrett.

HB 1331—Revenue and Taxation—Coauthored by Boecher.

GENERAL ORDER

Senator Baldwin asked unanimous consent that **HB 1070** and **SB 513** be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which was the order.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Selman, the Senate concurred in **HAs** to Engrossed **SB 491**.

SB 491, 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: Atkinson, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—36.

Nay: Birdsong, Keels.—2.

Excused: Baggett, Berry, Hamilton, Howard, McClendon, Martin, Massad, Porter, Stipe, Terrill.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—36.

Nay: Birdsong, Keels.—2.

Excused: Baggett, Berry, Hamilton, Howard, McClendon, Martin, Massad, Porter, Stipe, Terrill.—10.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Williams, the Senate concurred in **HAs** to Engrossed **SB 31**.

SB 31, 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: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham,

Hargrave, Holden, Horn, Keels, McClendon, McGraw, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—36.

Nay: Luton.—1.

Excused: Baggett, Berrong, Hamilton, Howard, McSpadden, Massad, Murphy, Payne, Porter, Stipe, Terrill.—11.

The bill, as amended, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, McClendon, McGraw, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—36.

Nay: Luton.—1.

Excused: Baggett, Berrong, Hamilton, Howard, McSpadden, Massad, Murphy, Payne, Porter, Stipe, Terrill.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senators Baggett and Hamilton asked to be shown present, which was the order.

Upon motion of Senator Garrison, the Senate concurred in **HAs** to Engrossed **SB 444**.

SB 444, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang,

Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams.—42.

Excused: Howard, Massad, Porter, Stipe, Terrill, Young.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams.—42.

Excused: Howard, Massad, Porter, Stipe, Terrill, Young.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Gee, the Senate refused to concur in **HAs** to **SB 612** and requested the Honorable House to grant a Conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 612**: Gee, Garrett and McGraw.

Senator Stipe asked to be shown present, which was the order.

PENDING SENATE ACTION OF HAs

Upon motion of Senator Smith, the Senate concurred in **HAs** to Engrossed **SB 645**.

SB 645, 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: Atkinson, Baggett, Baldwin, Ber-

rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams.—42.

Excused: Findeiss, Holden, Howard, Massad, Terrill, Young.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams.—42.

Excused: Findeiss, Holden, Howard, Massad, Terrill, Young.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING SENATE ACTION

Senator Smith asked unanimous consent, which was granted, that **SCR 41** be ordered stricken from the Calendar.

UNANIMOUS CONSENT REQUESTS

Senator Smith asked unanimous consent that Senator Murphy be shown as Principal Senate Author of **HJR 505**, which was the order.

Senator Gee asked unanimous consent that Senator Smith be shown as Principal Senate Author and that he be shown as Coauthor of **HB 985**, which was the order.

PENDING SENATE ACTION ON HAS

Senator Garrett moved that the Senate refuse to concur in **HAs** to **SB 416** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 416**: Garrett, Smith and Birdsong.

MOTION

Senator Baggett moved that all **SBs** and **SJR**s listed on the Calendar under PENDING SENATE ACTION ON HAS be followed by the page number in the Senate Journal where the respective amendments are shown, which was the order.

Senator Terrill asked to be shown present, which was the order.

PENDING SENATE ACTION ON HAS

Senator Taliaferro moved that the Senate refuse to concur in **HAs** to **SB 343** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 343**: Taliaferro, Gee and Smalley.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Graves, the Senate concurred in **HAs** to Engrossed **SB 681**.

SB 681, 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Gar-

risson, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Garrett, Howard, McGraw, Massad, Massey, Porter.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Garrett, Howard, McGraw, Massad, Massey, Porter.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Hamilton, the Senate concurred in **HAs** to Engrossed **SB 479**.

SB 479, 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Holden, Howard, Massad, Murphy, Stipe.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Holden, Howard, Massad, Murphy, Stipe.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Graves moved that the Senate concur in **HAs** to **SB 530**, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berry, Dacus, Ferrell, Garrett, Garrison, Graves, Ham, Horn, McSpadden, Martin, Miller, Payne, Porter, Romang, Stipe, Taliaferro, Terrill, Young.—18.

Nay: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Gee, Grantham, Hamilton, Hargrave, Keels, Luton, McClendon, McGraw, Massey, Murphy, Nichols, Selman, Short, Smalley, Smith, Stansberry, Williams.—27.

Excused: Holden, Howard, Massad.—3.

Senator Graves moved that the Senate refuse to concur in **HAs** to **SB 530** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Con-

ferees under **SB 530**: Grantham, Nichols and Gee.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 574**.

Upon request of Senator Young, **HCR 574** was taken up for immediate consideration and read as follows:

HCR 574—By Allard, et al, of the House and Young of the Senate.

A Concurrent Resolution commending the Oklahoma Federation of Democratic Women's Clubs for their untiring efforts in behalf of the Democratic Party both at the State and National levels; and directing distribution.

By unanimous consent, upon request of Senator Smalley, all other Democrat Members of the Senate were made co-authors of the Resolution.

HCR 574, as coauthored, was read at length, adopted upon motion of Senator Young, properly signed and ordered returned to the Honorable House.

President Pro Tempore McSpadden presiding.

RESOLUTION

By unanimous consent, **SCR 55** by Horn was introduced and read as follows:

A Concurrent Resolution commending and congratulating J. Milton Patrick; expressing the hope that he be elected to the Office of National Commander of the American Legion; and directing distribution.

Senator Horn asked that Senator Hargrave be shown as the first coauthor of **SCR 55**, Senator Selman, second, and President Pro Tempore McSpadden, third, and that all other members be added as co-authors, which was the order.

SCR 55, as coauthored, was read at length, adopted upon motion of Senator Horn and ordered referred for engrossment.

GENERAL ORDER

HB 1000 by Miskelly, et al, of the House and Miller of the Senate was read and considered.

Senators Birdsong, Ferrell, Keels and Graves asked to be made coauthors of **HB 1000**, which was the order.

Senator Selman presiding.

Senator Berrong moved to amend **HB 1000**, page 6, line 8, by changing the period to a semi-colon, after the word "plan" and inserting the language "providing on and after July 1, 1968, no full time state employee shall be paid less than Two Hundred and Thirty Dollars (\$230.00) per month.

Senator Stipe asked to be made a co-author of the Berrong amendment, which was the order.

The vote occurring upon the Berrong-Stipe amendment, it was declared adopted.

Upon motion of Senator Miller, **HB 1000**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 1000**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1000 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Howard, McGraw, Martin, Massad.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Howard, McGraw, Martin, Massad.—4.

The emergency was declared passed.

HB 1000, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 674, 737, 740, and SJR 66 each correctly engrossed.

Engrossed **SBs 674, 737, 740, and SJR 66** were properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1328 by McCune, et al, of the House and Short, Gee, Grantham, Nichols, and Garrison of the Senate was read and considered.

Upon motion of Senator Short, **HB 1328** was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1328** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1328 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham,

Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Baggett, Graves, Howard, Martin, Massad, Murphy, Taliaferro.—7.

The bill was declared passed.

HB 1328 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1299 by Wolf (Leland), et al, of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1299** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1299** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1299 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—38.

Nay: Baldwin, Hamilton, Nichols, Williams.—4.

Excused: Baggett, Berrong, Howard, Massad, Massey, Miller.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison,

Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—38.

Nay: Baldwin, Hamilton, Nichols, Williams.—4.

Excused: Baggett, Berrong, Howard, Massad, Massey, Miller.—6.

The emergency was declared passed.

HB 1299, as amended, was referred for engrossment.

GENERAL ORDER

HB 1052 by Odom (V. H.) of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1052** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1052** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1052 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Berrong, Howard, Martin, Massad, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison,

Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Berrong, Howard, Martin, Massad, Porter.—7.

The emergency was declared passed.

HB 1052, as amended, was referred for engrossment.

GENERAL ORDER

HB 1127 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1127** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1127** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1127 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baggett, Breckinridge, Howard, McGraw, Massad, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Ham-

ilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baggett, Breckinridge, Howard, McGraw, Massad, Porter.—6.

The emergency was declared passed.

HB 1127 as amended, was referred for engrossment.

GENERAL ORDER

HB 592 by Fine, et al, of the House and McClendon of the Senate was read and considered.

Upon motion of Senator McClendon, **HB 592** was advanced to engrossment.

By unanimous consent, upon request of Senator McClendon, **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: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Howard, McGraw, McSpadden, Massad, Porter, Smalley, Stansberry.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels,

Luton, McClendon, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Howard, McGraw, McSpadden, Massad, Porter, Smalley, Stansberry.—8.

The emergency was declared passed.

HB 592, as amended, was referred for engrossment.

GENERAL ORDER

HB 1019 by Smith (Norman) of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, **HB 1019** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1019** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1019 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Howard, McGraw, McSpadden, Massad, Miller, Porter, Stansberry.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, Martin, Massey, Mur-

phy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Howard, McGraw, McSpadden, Massad, Miller, Porter, Stansberry.—8.

The emergency was declared passed.

HB 1019 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

Senator Smith asked unanimous consent that HBs 985 and 1268 be ordered withdrawn from the Calendar and re-referred to the Judiciary Committee, which was the order.

RESOLUTION

By unanimous consent, SCR 56 by Horn was introduced and read as follows:

A Concurrent Resolution expressing concern with the interim report of the United States Senate Aviation Sub-committee; requesting that greater consideration be given to the rights and needs of general aviation; and directing distribution.

Senators Luton, Ferrell, Stipe, Findeiss, Ham, Boecher and Holden asked to be made coauthors of the Resolution, which was the order.

SCR 56, as coauthored, was read at length, adopted upon motion of Senator Horn, and ordered referred for engrossment.

Senator Boecher moved that when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 474—Coauthored by Bengtson, Tabor, Abbott, Bean, Clemons, Lawson, Howard, Brown, Taggart, Sokolosky and Ferguson; SB 603—Coauthored by Hutchins (Walter) and Bamberger; and SB 643—Coauthored by Sokolosky.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 457—Coauthored by Thornhill, and as amended.

HAs to SB 457 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE, Page 1, to conform thereto and to read as follows:

AN ACT RELATING TO FIREWORKS; AMENDING 63 O. S. 1961, §§ 755, 756, AND 757, AS RENUMBERED BY SECTION 1, CHAPTER 215, O. S. L. 1965 (68 O. S. SUPP. 1967, §§ 1605, 1606 AND 1607); PROVIDING FOR LICENSES AND PRESCRIBING FEES; PROVIDING FOR ISSUANCE OF LICENSES BY THE OKLAHOMA TAX COMMISSION; REQUIRING PROOF OF LICENSE; PROVIDING FOR SUSPENSION OR REVOCATION OF LICENSE; MAKING VIOLATIONS OF ACT A MISDEMEANOR; PROVIDING THAT STATE FIRE MARSHAL SHALL ENFORCE AND ADMINISTER PROVISIONS OF ACT; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 21, by striking the words "State Fire Marshal" and inserting the words "Oklahoma Tax Commission".

AMENDMENT NO. 3. Amend Page 2, SECTION 1, Line 5, by striking the words "State Fire Marshal" and inserting the words "Oklahoma Tax Commission".

AMENDMENT NO. 4. Amend Page 2, SECTION 1, Line 25, by striking the words "State Fire Marshal" and inserting the words "Oklahoma Tax Commission".

AMENDMENT NO. 5. Amend Page 3, SECTION 1, Line 16, by inserting after the word "hereof." the following: "The enforcement of this Act as to the discharge of/or illegal sale of fireworks, shall be the responsibility of the State Fire Marshal. Nothing in this section shall prohibit any county, city, town or municipality from regulating and enforcing supplemental, local legislation".

AMENDMENT NO. 6. Amend Page 3, SECTION 1, Line 21, by striking the words "and enforced" after the word "collected" and before the word "by".

AMENDMENT NO. 7. Amend Page 3, SECTION 1, Lines 21 and 22, by striking the words "State Fire Marshal" and inserting the words "Oklahoma Tax Commission".

AMENDMENT NO. 8. Amend Page 3, SECTION 1, Line 25, by striking the words "State Fire Marshal Fund" and inserting the words "Oklahoma Tax Commission Fund".

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 46, 562, 573, 574, 611 and SJR 56.

The above numbered Enrolled Bills and/

or Resolutions were referred to the Governor for consideration.

BILLS RELEASED

As provided under Rule 20-c, HBs 1019 and 1328 were properly signed and ordered returned to the Honorable House.

SENATE BILLS AND SENATE JOINT RESOLUTIONS STRICKEN FROM CALENDAR

(Pursuant to the McSpadden Motion adopted on the last legislative day).

SBs 95, 301, 330, 336, 356, 409, 433, 448, 498, 499, 500, 596, 598, 654, 655, 660, 664, 687, 698, 709, 713, 739, 762 and 767.

SJR 22, 26, 43 48 and 64.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, March 25, 1968.

Forty-eighth Legislative Day

Monday, March 25, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Berrong, Findeiss, Ham, Hargrave, McClendon, Massad, Murphy, Nichols.—8.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Jerry Barnes, Pastor of the University Baptist Church, Shawnee, Oklahoma.

The Journal for the last legislative day was declared approved.

MESSAGE FROM GOVERNOR

Advising approval by him, March 21, 1968, of Enrolled **SJR 56** entitled:

SJR 56—By Martin of the Senate and Bradley of the House—A Joint Resolution relating to schools; authorizing adjustments and exceptions to be made in the granting of State aid to certain school districts; making provisions of Act severable; and declaring an emergency.

MESSAGE FROM GOVERNOR

Advising approval by him, March 22, 1968, of Enrolled **SB 486** entitled:

SB 486—By Smith of the Senate and Bamberger of the House—An Act relating to the State Industrial Court; prescribing fee for the furnishing of copies of documents and papers on file with said courts; providing for disposition and use of such fees; creating the "State Industrial Court Revolving Fund"; and declaring an emergency.

RESOLUTIONS

SCR 57 by Garrison of the Senate and Connor, et al, of the House was introduced and read as follows:

A Concurrent Resolution congratulating and commending the Bureau of Mines Petroleum Research Center in Bartlesville, Oklahoma, on its Fiftieth Anniversary; expressing appreciation for the years of service rendered to the State of Oklahoma and the United States of America; and directing distribution.

Senator Garrison asked unanimous consent that all other members of the Senate be added as coauthors of the Resolution, which was the order.

SCR 57, as coauthored, was read at length, adopted upon motion of Senator Garrison, and ordered referred for engrossment.

SCR 58 by Graves of the Senate and Cox of the House was introduced and read as follows:

A Concurrent Resolution commending the life of the Honorable Joe D. Dunn; expressing appreciation for his many con-

tributions to the State; and directing distribution.

By unanimous consent, upon request of Senator Graves, all other members of the Senate were made coauthors of the Resolution.

SCR 58, as coauthored, was read at length, adopted upon motion of Senator Graves, and ordered referred for engrossment.

GENERAL ORDER

HB 969 by Smith (Norman), et al, of the House and Selman, McGraw and Smith of the Senate was read and considered.

Senator Breckinridge asked to be made coauthor of **HB 969**, which was the order.

Upon motion of Senator Selman, **HB 969** was advanced to engrossment.

By unanimous consent, upon request of Senator Selman, **HB 969** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 969 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Baggett, Berrong, Findeiss, Ham, Hargrave, Holden, McClendon, Martin, Massey, Murphy, Nichols, Short.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Howard, Keels, Luton, McGraw, McSpadden,

Massey, Miller, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Baggett, Berrong, Findeiss, Ham, Hargrave, Holden, McClendon, Martin, Massey, Murphy, Nichols, Short.—12.

The emergency was declared passed.

HB 969, as amended, was referred for engrossment.

Senator Nichols asked to be shown present, which was the order.

GENERAL ORDER

HB 1117 by Spearman, et al, of the House and Smith, Gee and Hargrave of the Senate was read and considered.

Upon motion of Senator Smith, **HB 1117** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1117** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1117 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Dacus, Field, Horn, Keels, Stipe.—5.

Excused: Berrong, Findeiss, Ham, Hargrave, McClendon, Martin, Massad, Murphy, Short.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard,

Luton, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Dacus, Field, Horn, Keels, Stipe.—5.

Excused: Berrong, Findeiss, Ham, Hargrave, McClendon, Martin, Massad, Murphy, Short.—9.

The emergency was declared passed.

HB 1117, as amended, was referred for engrossment.

GENERAL ORDER

HB 1118 by Spearman, et al, of the House and Garrison and Gee of the Senate was read and considered.

Senator Gee moved to amend HB 1118, page 3, line 13½ by inserting a new subsection (5) to read "Adopt rules that prescribe the minimum number of jury and non-jury dockets to be held within each county during any one year" and by re-numbering the succeeding subsection accordingly, which amendment was declared adopted.

Upon motion of Senator Garrison, HB 1118, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, HB 1118, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1118 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Luton, McGraw, McSpadden, Miller, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—32.

Nay: Dacus, Horn, Keels.—3.

Excused: Berrong, Findeiss, Ham, Hargrave, Holden, Howard, McClendon, Martin, Massad, Massey, Murphy, Porter, Short.—13.

The bill was declared passed.

HB 1118, as amended, was referred for engrossment.

President Pro Tempore McSpadden presiding.

Senator Findeiss asked to be shown present, which was the order.

GENERAL ORDER

HB 1166 by Sanguin, et al, of the House and Smith and Boecher of the Senate was read and considered.

Upon motion of Senator Smith, HB 1166 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1166 was placed upon third reading and final passage.

THIRD READING

HB 1166 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Romang, Selman, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Berrong, Garrison, Ham, Hargrave, Holden, Howard, McClendon, Martin, Massad, Murphy, Porter, Short, Smalley.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McGraw, Mc-

Spadden, Massey, Miller, Nichols, Payne, Romang, Selman, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Berrong, Ham, Hargrave, Holden, Howard, McClendon, Martin, Massad, Murphy, Porter, Short, Smalley.—12.

The emergency was declared passed.

HB 1166 was ordered withheld pursuant Rule 20-c.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 705, 730, 744; SCRs 54, 55 and 56; and HBs 592, 1000, 1052, 1127 and 1299 each correctly engrossed.

SB 603 and SR 79 each correctly enrolled.

Engrossed SBs 705, 730, 744, and SCRs 54, 55 and 56 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 592, 1000, 1052, 1127 and 1299, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SB 603 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 79 was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1155 by Boren, et al, of the House and Gee of the Senate was read and considered.

Upon motion of Senator Smith, HB 1155 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1155 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1155 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Baldwin, Berrong, Ham, Hargrave, McClendon, Massad, Murphy, Porter, Short.—9.

The bill was declared passed.

HB 1155, as amended, was referred for engrossment.

Senator Selman presiding.

Senators Ham, Murphy and Hargrave asked to be shown present, which was the order.

GENERAL ORDER

HB 655 by Harrison of the House and Field of the Senate was read and considered.

Senator Field moved to amend HB 655, page 2, beginning on line 14, by striking the remainder of line 14, all of lines 15, 16, 17 and 18, on page 2, and by striking lines 1 and 2, on page 3, and line 3, down through the word "harvested", which amendment was declared adopted.

Senator McGraw moved to amend HB 655, page 3, line 7½, by inserting a new Section 2, as follows: "Section 2. Section 6, Chapter 461, O. S. L. 1965 (2 O. S. Supp. 1967, Paragraph 3-276), is amended to read as follows: Paragraph 3-276. Exemptions.—The penalties provided for violations of this Act shall not apply to public officials of the state or federal government engaged in performance of their official duties or to anyone working on his own premises, or to employed personnel under direct supervision of the person who owns or is in charge of the property being sprayed or pruned. Laws 1965, c. 461, § 6" and by renumbering the succeeding sections; and by amending the title to con-

form thereto, which amendment was tabled upon motion of Senator Field.

Upon motion of Senator Field, **HB 655**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 655**, as amended, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Ham, Hamilton, Holden, Howard, Keels, Luton, McSpadden, Massey, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—29.

Nay: Findeiss, Garrison, Gee, Grantham, Graves, Hargrave, Horn, Martin, Miller, Selman, Short, Smalley, Stansberry.—13.

Excused: Baldwin, Berrong, McClendon, McGraw, Massad, Porter.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Massey, Murphy, Nichols, Payne, Romang, Selman, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Garrison, Graves, Horn, Martin, Miller, Short, Smalley.—7.

Excused: Baldwin, Berrong, McClendon, McGraw, Massad, Porter.—6.

The emergency was declared passed.

HB 655, as amended, was referred for engrossment.

GENERAL ORDER

HB 802 by Smithey, et al, of the House and Smith of the Senate was read and considered.

Senators Garrison, Grantham, Keels, Birdsong, Martin, Murphy and Ferrell asked to be made coauthors of **HB 802**, which was the order.

Senator Young moved to amend **HB 802**, page 3, line 8, by placing a period after the word "Code" and striking the remainder of the sentence, which amendment was declared failed of adoption.

Senator Garrett moved to amend **HB 802**, page 3, line 12, by striking the word and figure "six (6)" and substituting therefor the word and figure "three (3)" which amendment was declared adopted.

Upon motion of Senator Smith, **HB 802**, as amended was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 802**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 802 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Field, Graves, Hamilton, Hargrave, Payne.—5.

Excused: Berrong, McClendon, McSpadden, Massad, Stipe.—5.

The bill was declared passed.

HB 802, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 31, 188, 191, 346, 444, 467, 474, 479, 491, 643, 645 and 681 each correctly enrolled.

Enrolled SBs 31, 188, 191, 346, 444, 467, 474, 479, 491, 643, 645 and 681 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Smith presiding.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Williams, the Senate concurred in **HAs** to **SB 466**.

SB 466, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—39.

Nay: Hamilton.—1.

Excused: Berrong, Ferrell, Holden, McClendon, McSpadden, Massad, Short, Young.—8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—39.

Nay: Hamilton.—1.

Excused: Berrong, Ferrell, Holden, Mc-

Clendon, McSpadden, Massad, Short, Young.—8.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Breckinridge, the Senate concurred in **HAs** to **SB 457**.

SB 457, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Berrong, McClendon, McSpadden, Massad, Short.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Berrong, McClendon, McSpadden, Massad, Short.—5.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 1017 by Inhofe of the House and

Ferrell, Payne, Porter and Graves of the Senate was read and considered.

Senator Taliaferro asked to be made coauthor of **HB 1017**, which was the order.

Upon motion of Senator Ferrell, **HB 1017** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1017** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1017 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Berrong, Garrison, McClendon, McSpadden, Massad, Porter, Short, Stipe.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Berrong, Garrison, McClendon, McSpadden, Massad, Porter, Short, Stipe.—9.

The emergency was declared passed.

HB 1017, as amended, was referred for engrossment.

Senator Berrong asked to be shown present, which was the order.

GENERAL ORDER

HB 873 by Harrison, et al, of the House and Williams of the Senate was read and considered.

Senator Garrison moved to amend **HB 873**, page 2, line 5½, by inserting a new section to read as follows: "Section 2. The Title Examiners of the School Land Department shall recognize and be bound by the Title Examination Standards of the Oklahoma Bar Association and the applicable curative statutes, in making title examination for loan purposes", and by amending the title to conform, and renumbering the remaining section accordingly, which amendment was declared adopted.

Senator Baggett moved to amend **HB 873**, page 2, lines 4 and 5, by striking the words and figures "seven and one-half percent (7½%)" and substituting therefor the words and figures "ten percent (10%)" which amendment was declared adopted.

Senator Baggett moved to amend **HB 873**, page 2, line 2, by striking the words and figure "five percent (5%)" and substituting therefor the words and figure "six percent (6%)".

Senator Williams, as a substitute for the Baggett amendment, moved to amend **HB 873**, page 2, by striking the words and figure "five percent (5%)" and substituting therefor the words and figures "five and one-half percent (5½%)".

Senator Selman moved to amend the Williams amendment by inserting on page 2, line 1, after the word "of" the words "at least" which amendment was declared adopted.

The vote occurring upon the Williams amendment, as amended by the Selman amendment, it was declared adopted.

Senator Bradley moved to amend **HB 873**, by adding at the end of the Garrison amendment the sentence "The Commissioners of the Land Office shall accept a title insurance policy as a certification of ownership being vested in any loan appli-

cant in lieu of a title opinion by the title examiners of the Commissioners of the Land Office; provided, that said insurance policy is written by a company authorized to do business in the State of Oklahoma" which amendment was declared adopted.

Senator Baggett moved to amend **HB 873**, page 2, line 2, by striking the words and figure "five percent (5%)" and substituting the words "five and one-half percent (5½%) on unpaid balances of less than fifty percent (50%) of the purchase price and six percent on unpaid balances of more than fifty percent of the purchase price" which amendment was declared failed of adoption.

Senator Smalley moved to reconsider the vote by which the Baggett amendment failed of adoption, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Garrison, Gee, Grantham, Howard, Keels, Martin, Nichols, Romang, Smalley, Smith, Young.—16.

Nay: Atkinson, Baldwin, Berry, Boecher, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Holden, Horn, Luton, McGraw, Massey, Miller, Murphy, Payne, Selman, Stipe, Taliaferro, Terrill, Williams.—23.

Excused: Findeiss, Garrett, Hargrave, McClendon, McSpadden, Massad, Porter, Short, Stansberry.—9.

Upon motion of Senator Williams, **HB 873**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **HB 873**, as amended, was considered engrossed and placed upon third reading and final passage.

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: Atkinson, Baggett, Baldwin, Ber-

rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Findeiss, Garrett, Hargrave, McClendon, McSpadden, Massad, Payne, Porter, Short, Stansberry.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Findeiss, Garrett, Hargrave, McClendon, McSpadden, Massad, Payne, Porter, Short, Stansberry.—10.

The emergency was declared passed.

HB 873, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 57 and **58** each correctly engrossed.

Engrossed **SCR 57** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Graves presiding.

Engrossed **SCR 58** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Smith presiding.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

BILL RELEASED

As provided under Rule 20-c, **HB 1166** was properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Forty-ninth Legislative Day

Tuesday, March 26, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.
—37.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Garrett, Ham, McClen-don, Massad, Murphy, Stansberry, Terrill.
—11.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Payne presiding.

COMMUNICATION

President Pro Tempore McSpadden asked unanimous consent, which was granted, to have read and incorporated in the Journal the following communication:

March 22, 1968

The Honorable Clem McSpadden
President Pro Tempore
State Senate of Oklahoma
State Capitol Building
Oklahoma City, Oklahoma

Dear Senator McSpadden:

Please convey my sincere and patriotic

congratulations to the Senate of Oklahoma for their resolution in support of our fighting men all over the world. I hope this resolution will be the spark-plug needed to get all of our people back on the right track.

If the millions of people who feel the same as you and I would let it be known vocally, the din created would be so tremendous, the so called "DOVES" couldn't possibly be heard.

I especially appreciate Senator Porter's remarks. He has spoken for 95% of the people.

Thanks for expressing my feelings by your action.

Yours very truly,
James H. Norick
Mayor

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Committees and Rules:

Hugh A. Baysinger, 626 Northeast 14th Street, Oklahoma City, Oklahoma, representing Investment Company Institute.

MESSAGES FROM GOVERNOR

Advising approval by him, March 25, 1968, of Enrolled SBs 46, 454, 459, 464, 560, 562, 566, 605, 611, 614, 625, 635, 670 entitled:

SB 46—By Smalley and Stipe of the Senate and Cate, Jones, Hesser, Lane, Brown, Fair and Ford of the House.

An Act relating to revenue and taxation; etc.; providing for annual listing of per-

sonal property; etc.; and declaring an emergency.

SB 454—By Garrison, Williams, Findeiss and Short of the Senate and Connor, Hunter and Green of the House.

An Act relating to securities; amending 71 O. S. 1961, § 305; providing for minimum fee for filing registration statement; and declaring an emergency.

SB 459—By Garrison, Williams, Bradley and McGraw of the Senate and Connor, Hunter, Green and Howard of the House.

An Act relating to state officers and employees; amending 67 O. S. 1961, § 214; providing for compliance by State agencies with the Records Management Act; * * * * and declaring an emergency.

SB 464—By Garrison, et al of the Senate and Connor, et al of the House.

An Act relating to State officers and employees; amending 70 O. S. 1961, § 61; creating the State Board of Public Affairs; providing for qualifications, appointment, and terms of members; and declaring an emergency.

SB 560—By Hamilton of the Senate and Jones of the House.

An Act relating to civil procedure; amending 12 O. S. 1961, § 1578; providing for exceptions to sureties; and declaring an emergency.

SB 562—By Taliaferro of the Senate and Watkins of the House.

An Act relating to ad valorem taxation; etc.; and declaring an emergency.

SB 566—By Smith, Young and Romang of the Senate and Bamberger of the House.

An Act relating to judgments; amending 15 O. S. 1961, § 274; providing that judgments bear interest at the rate of ten percent from date of judgment; providing for severability; repealing conflicting laws; and declaring an emergency.

SB 605—By Howard and Gee of the Senate and Patterson (Ruth) of the House.

An Act relating to animals; etc.; and providing an effective date.

SB 611—By Boecher, Ferrell, Dacus and Holden of the Senate and Watkins, Goodfellow and Barr of the House.

An Act relating to oil and gas; etc.; and declaring an emergency.

SB 614—By Gee, Boecher and Ham of the Senate and Finch of the House.

An Act relating to waters and water rights; amending Section 18, Chapter 266, O. S. L. 1963 (82 O. S. Supp. 1967, § 1318); providing for dissolution of rural water districts; and declaring an emergency.

SB 625—By Garrison, Baldwin, Findeiss and Smalley of the Senate and Townsend of the House.

An Act relating to disposition of unclaimed property; etc.; and declaring an emergency.

SB 635—By Miller of the Senate and Townsend of the House.

An Act relating to elections; etc.; providing that new residents may vote for president and vice president if otherwise qualified; and declaring an emergency.

SB 670—By Massey and Findeiss of the Senate and Skeith of the House.

An Act relating to public works; etc.; changing requirements as to payment bonds on contracts for public buildings and public works; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 54**, **SCR 55**—Coauthored by entire House Membership, **SCR 56**—Coauthored by Watkins, **SCR 57**—Coauthored by entire House Membership, **SCR 58**—Coauthored by entire House Membership.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 659**—Coauthored by Bean, Goodfellow, Williamson, Bradley, Fair and Hatchett, as amended.

HA to SB 659 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 4, Section 5, Line 9, after the word "Act", insert a period and strike the words "providing no state funds are used."

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1019** and **1328**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 574**.

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

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 31, 188, 191, 346, 444, 467, 474, 479, 491, 603, 643, 645** and **681**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 225**—Coauthored by Thornhill and Cole, **SB 487**—Coauthored by Finch and Hopkins, **SB 488**—Coauthored by Finch, Hopkins and Bamberger, **SB 503**—Coauthored by Smith (Norman), Musgrave, Hunter, Kamas, Poulos and Thornhill, **SB 577**—Coauthored by Conaghan, **SB 600**—Coauthored by Cate, Patterson (Ruth), Inhofe, Fair, Ford, Poulos, Williamson and Wolfe (Stephen), **SB 630**—Coauthored by Conaghan and Hutchens (David), and **SB 690**.

The above numbered Bills were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising Conference granted on En-grossed **SB 343**, and naming House Con-

ferees as follows: Sparkman, Rushing and Vann.

Advising Conference granted on En-grossed **SB 416**, and naming House Con-ferees as follows: Finch, Tarwater and Spearman.

Advising Conference granted on En-grossed **SB 530**, and naming House Con-ferees as follows: Sparkman, Jones and Patterson (Ruth).

Advising Conference granted on En-grossed **SB 612**, and naming House Con-ferees as follows: Thompson, Spearman and Levergood.

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 984—Committee on Committees and Rules—Show Miller as Senate Author.

HB 1037—Committee on Committees and Rules—Show Miller as Senate Author.

HB 1184—Education.

HB 1195—Agriculture, Consumer Affairs and Wildlife.

HB 1278—Education.

HB 1329—Judiciary.

HB 1353—Committee on Committees and Rules.

DO PASS, as amended:

SJR 68—Committee on Committees and Rules—Show Miller as Senate Author, Graves as Coauthor and Abbott as House Author and strike original Authors.

HB 985—Judiciary—Show Smith as Senate Author and Gee as coauthor.

HB 988—Judiciary.

HB 1174—Judiciary—Show Howard as Senate Author and Gee and Short as co-authors.

HB 1228—Judiciary—Show Short as Senate Author.

HB 1268—Judiciary.

HB 1307—Judiciary—Show McGraw as Senate Author and Nichols, Porter, Gee, Smith and Short as coauthors.

HB 1350—Agriculture, Consumer Affairs and Wildlife—Coauthored by Hamilton.

RESOLUTION

SCR 59 by Garrison, Smith and Gee of the Senate and Connor, et al, of the House was introduced and read as follows:

A Concurrent Resolution directing the School Land Commission of the State of Oklahoma, by and through its title examiners to give full recognition and to follow the provisions of Title 16 O. S. 1961, § 61, et seq and Title 16 O. S. Supp. 1967, § 19.1 et seq in making title examinations for loan purposes; directing notice thereof to the Oklahoma Bar Association; and directing distribution.

Senator Garrison moved to amend **SCR 59**, page 1, line 36, by adding after the word "Marketable" and before the word "Title", the word "Record", which amendment was declared adopted.

SCR 59, as amended, was read at length, adopted upon motion of Senator Garrison and ordered referred for engrossment.

GENERAL ORDER

HB 1003 by Connor, et al, of the House and Garrison and Williams of the Senate was read and considered.

Upon motion of Senator Williams, **HB 1003** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **HB 1003** was placed upon third reading and final passage.

THIRD READING

HB 1003 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves,

Hamilton, Hargrave, Holden, Horn, Howard, Keels, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—34.

Nay: Gee, Luton.—2.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Garrett, Ham, McClen-don, Massad, Murphy, Stansberry, Terrill, Young.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—34.

Nay: Gee, Luton.—2.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Garrett, Ham, McClen-don, Massad, Murphy, Stansberry, Terrill, Young.—12.

The emergency was declared passed.

HB 1003 was ordered withheld pursuant Rule 20-c.

Senators Terrill and Garrett asked to be shown present, which was the order.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 1165 by Smith (Norman) of the House and Massey of the Senate was read and considered.

Senator Baggett, joined by Smith, moved to amend **HB 1165**, page 15, line 5½, by inserting a new section to read as follows: "Section 5. Section 19, Chapter 251, O. S. L. 1965 (63 O. S. Supp. 1967 § 1069), is amended to read as follows: § 1069. Bonds of an authority shall be authorized by its resolution and may be issued in one or more series and shall bear such

date or dates, mature at such time or times, bear interest at such rate or rates, not exceeding ~~four~~ FIVE per cent ~~[(4%)]~~ (5%) per annum, be in such denomination or denominations, be in such form either coupon or registered, carry such conversion or registration privileges, have such rank or priority, be executed in such manner, be payable in such medium of payment, at such place or places, and be subject to such terms of redemption, with or without premium, as such resolution or its trust indenture may provide. The bonds must be sold at public sale at not less than par. Bonds of the authority shall not be purchased by members of the authority or its employees or members of their immediate families.

In case any of the members or officers of an authority whose signature appear on any bonds or coupons shall cease to be such members or officers before the delivery of such bonds, such signatures shall, nevertheless, be valid and sufficient for all purposes, the same as if such members or officers had remained in office until such delivery. Any provision of any law to the contrary notwithstanding, any bonds issued pursuant to this act shall be fully negotiable. In any suit, action or proceeding involving the validity or enforceability of any bond of an authority or the security therefor, any such bond reciting in substance that it has been issued by the authority to aid in financing a project, as herein defined, shall be conclusively deemed to have been issued for such purposes and such project shall be conclusively deemed to have been planned, located and carried out in accordance with the purposes and provisions of this act." and renumbering Section 5 of the bill as Section 6 and amending the title to conform by adding after the word "Codification" and before the words "and declaring" the following: "Amending Section 19, Chapter 351, O.S.L. 1965 (63 O.S. Supp. 1967, § 1069) to increase the maximum permissible interest rate from four (4%) to five (5%) per

cent", which amendment was declared adopted.

Upon motion of Senator Massey, HB 1165, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, HB 1165, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1165 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Baldwin, Berrong, Berry, Breckinridge, Findeiss, Gee, Ham, Holden, McClendon, Massad, Murphy, Payne, Porter, Stansberry, Stipe.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Baldwin, Berrong, Berry, Breckinridge, Findeiss, Gee, Ham, Holden, McClendon, Massad, Murphy, Payne, Porter, Stansberry, Stipe.—15.

The emergency was declared passed.

HB 1165, as amended, was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

HB 1150 by Connor of the House and Ferrell of the Senate was read and considered.

Upon motion of Senator Ferrell, **HB 1150** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1150** was placed upon third reading and final passage.

THIRD READING

HB 1150 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Luton, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Hamilton.—1.

Excused: Baldwin, Berrong, Berry, Breckinridge, Findeiss, Gee, Ham, Howard, Keels, McClendon, Massad, Murphy, Stipe.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Luton, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Hamilton.—1.

Excused: Baldwin, Berrong, Berry, Breckinridge, Findeiss, Gee, Ham, Howard, Keels, McClendon, Massad, Murphy, Stipe.—13.

The emergency was declared passed.

HB 1150 was ordered withheld pursuant to Rule 20-c.

Senators Findeiss and Breckinridge asked to be shown present, which was the order.

GENERAL ORDER

HB 1245 by Wolfe (Stephen), et al, of the House and Short of the Senate was read and considered.

Upon motion of Senator Short, **HB 1245** was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1245** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1245 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Luton, McGraw, McSpadden, Martin, Massey, Miller, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Baldwin, Berrong, Bradley, Ham, Howard, Keels, McClendon, Massad, Murphy, Nichols, Porter, Stipe.—12.

The bill was declared passed.

HB 1245, as amended, was referred for engrossment.

Senator Berrong asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 711**, as amended.

HAs to SB 711 read as follows:

AMENDMENT NO. 1. Amend the Title, by striking the words "DIFFERENT TYPE OF LABEL FOR EACH SIZE USED ON EACH" on line 15 of the Title after the word "EACH"; and on line 18

of the Title, after the word "CODIFICATION;" by striking the words "MAKING PROVISIONS SEVERABLE;"

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 26, by striking the period, inserting a comma, and adding the following language: "not inconsistent with the provisions of the following sections."

AMENDMENT NO. 3. Amend Pages 1 and 2, Section 3, by deleting the language on Line 31 after "(a)" down through the period on Line 2 of Page 2, and inserting in lieu thereof: "No liquor, wine or beer shall be labeled, offered or advertised for sale unless in accordance with such regulations and unless the brand or trade name label shall have been registered with and approved by the Oklahoma Alcoholic Beverage Control Board and the appropriate fee paid as provided for in this section."

AMENDMENT NO. 4. Amend Page 2, Section 3, Line 3, by striking the word "each" and inserting the words; "a brand or trade name".

AMENDMENT NO. 5. Amend Page 2, Section 3, by striking the language after the "(c)" on Line 13, down through the period on line 20, and substituting in lieu thereof: "The application for registration of a brand or trade name label shall be filed on a form prescribed by the Oklahoma Alcoholic Beverage Control Board, and shall contain such information as the Board shall require. Such application shall be accompanied by a certified check, bank officers' check or draft, or money order in the amount of the annual registration fee prescribed by this section."

AMENDMENT NO. 6. Amend Page 2, Section 3, by striking the language after the "(d)" on Line 21, down through the period on Line 36, and substituting in lieu thereof: "The annual fee for registration of any brand or trade name label for liquor shall be One Hundred Dollars (\$100.00); the annual fee for registration of any brand or trade name label for beer shall be One Hundred Dollars (\$100.00); the annual fee for registration of any brand or trade name

label for wine shall be One Hundred Dollars (\$100.00)."

AMENDMENT NO. 7. Amend Page 3, Section 3, by striking the words "Each label for" at the beginning of Line 2, and begin the sentence by capitalizing the word "Each". After the word "name" on Line 2, insert the word "label". On Line 4, after the word "owner", put a comma and insert the following language: "or non-resident seller representing the brand owner,".

AMENDMENT NO. 8. Amend Page 4, Section 7, by striking all of Section 7, beginning on Line 19, down to and including Line 22, and renumbering the succeeding sections.

Senator Smalley moved that the Senate concur in **HAs** to **SB 711**.

Senator Payne, as a substitute, moved that the Senate refuse to concur in **HAs** to **SB 711**, and request a conference thereon, which motion was tabled upon motion of Senator Smalley upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grant-ham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Nay: Ferrell, Howard, Payne.—3.

Excused: Baldwin, Boecher, Findeiss, Ham, McClendon, Massad, Murphy, Porter, Stipe.—9.

The vote occurring upon the Smalley motion, it was declared adopted.

SB 711, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Har-

grave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Nay: Payne.—1.

Excused: Baldwin, Berrong, Findeiss, Ham, McClendon, McGraw, Massad, Murphy, Porter, Stipe.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Nay: Payne.—1.

Excused: Baldwin, Berrong, Findeiss, Ham, McClendon, McGraw, Massad, Murphy, Porter, Stipe.—10.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 57 correctly enrolled.

Enrolled SCR 57 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Smith presiding.

GENERAL ORDER

HB 1260 by Camp, et al, of the House and Short, Nichols and Garrett of the Senate was read and considered.

Senators Birdsong and Keels asked to be made coauthors of HB 1260, which was the order.

Upon motion of Senator Short, HB 1260 was advanced to engrossment.

By unanimous consent, upon request of Senator Short, HB 1260 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1260 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Baldwin, Findeiss, Ham, Holden, McClendon, McSpadden, Massad, Miller, Murphy, Porter, Selman, Stipe.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Baldwin, Findeiss, Ham, Holden, McClendon, McSpadden, Massad, Miller, Murphy, Porter, Selman, Stipe.—12.

The emergency was declared passed.

HB 1260, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 655, 802, 873, 969, 1017, 1117, 1118, and 1155 each correctly engrossed.

SB 466 and SCRs 56 and 58 each correctly enrolled.

Engrossed SAs to and Engrossed HBs

655, 802, 873, 969, 1017, 1117, 1118 and 1155, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 466** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 56** and **58** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1024 by Hutchins (Walter) of the House and Taliaferro of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1024** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1024** was placed upon third reading and final passage.

THIRD READING

HB 1024 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, McGraw, Martin, Massey, Payne, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—30.

Nay: Bradley, Findeiss, Luton, Nichols, Romang, Selman, Young.—7.

Excused: Baldwin, Ham, Horn, McClendon, McSpadden, Massad, Miller, Murphy, Porter, Smalley, Stipe.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, McGraw, Martin, Massey,

Payne, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Luton, Nichols, Romang.—3.

Excused: Baldwin, Ham, Horn, McClendon, McSpadden, Massad, Miller, Murphy, Porter, Smalley, Stipe.—11.

The emergency was declared passed.

HB 1024 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1045 by Peterson, et al, of the House and Grantham of the Senate was read and considered.

Senators Garrison, Smith, Payne, Nichols, Dacus, Berrong, Birdsong, Berry, Baggett and Gee asked to be made coauthors of **HB 1045**, which was the order.

Upon motion of Senator Grantham, **HB 1045** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1045** was placed upon third reading and final passage.

THIRD READING

HB 1045 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massey, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Nay: Hamilton.—1.

Excused: Baggett, Baldwin, Findeiss, Ham, Horn, McClendon, McGraw, Massad, Miller, Murphy, Porter, Smalley, Stipe, Young.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Da-

cus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massey, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Nay: Hamilton.—1.

Excused: Baggett, Baldwin, Findeiss, Ham, Horn, McClendon, McGraw, Massad, Miller, Murphy, Porter, Smalley, Stipe, Young.—14.

The emergency was declared passed.

HB 1045 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1201 by Skeith of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1201** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1201** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1201 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, Martin, Massey, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Baldwin, Ham, Howard, McClendon, McGraw, McSpadden, Massad, Miller, Murphy, Smalley, Stipe, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry,

Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, Martin, Massey, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Baldwin, Ham, Howard, McClendon, McGraw, McSpadden, Massad, Miller, Murphy, Smalley, Stipe, Taliaferro.—12.

The emergency was declared passed.

HB 1201, as amended, was referred for engrossment.

GENERAL ORDER

HB 1339 by Inhofe was read and considered.

Senator Field asked to be shown as the Senate author of **HB 1339**, which was the order.

Upon motion of Senator Field, **HB 1339** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 1339** was placed upon third reading and final passage.

THIRD READING

HB 1339 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baggett, Baldwin, Birdsong, Findeiss, Ham, Horn, McClendon, Massad, Massey, Murphy, Stipe.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baggett, Baldwin, Birdsong, Findeiss, Ham, Horn, McClendon, Massad, Massey, Murphy, Stipe.—11.

The emergency was declared passed.

HB 1339, was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1217 by Peterson, et al, of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, HB 1217 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1217 was placed upon third reading and final passage.

THIRD READING

HB 1217 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—35.

Excused: Baldwin, Berrong, Birdsong, Findeiss, Ham, Horn, Howard, McClendon, Massad, Massey, Murphy, Stipe, Terrill.—13.

The bill was declared passed.

HB 1217 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1101 by Tarwater of the House and Berrong of the Senate was read and considered.

Upon motion of Senator Berrong, HB 1101 was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, HB 1101 was placed upon third reading and final passage.

THIRD READING

HB 1101 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Baldwin, Breckinridge, Findeiss, Ham, Hargrave, Horn, McClendon, Massad, Massey, Murphy.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Baldwin, Breckinridge, Findeiss, Ham, Hargrave, Horn, McClendon, Massad, Massey, Murphy.—10.

The emergency was declared passed.

HB 1101, was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1310 by Levergood of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1310** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1310** was considered engrossed and placed upon third reading and final passage.

Senator Baldwin asked to be shown present, which was the order.

THIRD READING

HB 1310 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—37.

Excused: Baldwin, Breckinridge, Findeiss, Ham, Howard, McClendon, Massad, Massey, Murphy, Porter, Taliaferro.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Baldwin, Breckinridge, Findeiss, Ham, McClendon, Massad, Massey, Murphy, Porter, Taliaferro.—10.

The emergency was declared passed.

HB 1310, as amended, was referred for engrossment.

GENERAL ORDER

HB 1285 by Trent, et al, of the House and Garrett and Gee of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1285** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1285** was placed upon third reading and final passage.

THIRD READING

HB 1285 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Ham, Howard, McClendon, Massad, Murphy, Nichols, Porter, Taliaferro.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Ham, Howard, McClendon, Massad, Murphy, Nichols, Porter, Taliaferro.—9.

The emergency was declared passed.

HB 1285, was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1234 by Sparkman, et al, of the House and Garrett and Gee of the Senate was read and considered.

Upon motion of Senator Garrett, HB 1234 was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, HB 1234 was placed upon third reading and final passage.

THIRD READING

HB 1234 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Hargrave, Holden, Keels, Luton, McGraw, Martin, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—28.

Nay: Berrong, Boecher, Dacus, Findeiss, Graves, Hamilton, Horn, Massey, Stansberry.—9.

Excused: Ham, Howard, McClendon, McSpadden, Massad, Miller, Murphy, Porter, Smalley, Taliaferro, Young.—11.

The bill was declared passed.

HB 1234 was ordered withheld pursuant to Rule 20-c.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Baldwin, the Second CCR on SB 549 was declared adopted.

SB 549, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard,

Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Young.—39.

Excused: Breckinridge, Ham, McClendon, Massad, Murphy, Nichols, Stipe, Taliaferro, Williams.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Young.—39.

Excused: Breckinridge, Ham, McClendon, Massad, Murphy, Nichols, Stipe, Taliaferro, Williams.—9.

The emergency was declared passed.

SB 549, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 20-c.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 1248 by Bernard of the House and Berrong of the Senate was read and considered.

Senator Berrong moved to amend HB 1248 by inserting after "Section 1" new sections to read as follows: "Section 2. Every domestic insurer that has fifty-one percent (51%) or more of its ownership directly, indirectly, or remotely held or controlled by a foreign or alien corporation, copartnership, association, inter-insurance exchange, person, insurer, or other nonresidents of the State of Oklahoma, and every domestic insurer that is fifty-one percent (51%) or more reinsured by a foreign or alien corporation, copartnership, association, inter-insurance exchange, per-

son, insurer, or other non residents, of the State of Oklahoma shall be subject to the provisions and shall pay premium tax provided in Sections 624 and 625 of the Oklahoma Insurance Code. The term "reinsured" as used herein refers to and means the amount of premium paid for reinsurance purchased when related to the amount of premium written. This Section shall not apply to any domestic insurer that was in existence and held a certificate of authority and license to do business from the Oklahoma State Insurance Commissioner on January 1, 1968. Section 3. Section 2 of this Act shall be codified as Section 625.1 of Title 36 of the Oklahoma Statutes." and by renumbering the succeeding section accordingly and amending the title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend **HB 1248** by inserting immediately after the Berrong amendment a new section to read as follows: "Section 4. The provisions of this act are severable and if any section shall be held void the decision of the court so holding shall not affect or impair the other sections of this act" and by renumbering the succeeding section accordingly and amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Berrong, **HB 1248**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1248** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1248 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, McGraw, Mc-

Spadden, Massey, Miller, Nichols, Payne, Porter, Romang, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Baggett, Birdsong, Findeiss, Gee, Luton, Selman, Short, Smalley.—8.

Excused: Howard, McClendon, Martin, Massad, Murphy, Stansberry, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Porter, Romang, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Baggett, Birdsong, Findeiss, Gee, Luton, Selman, Short, Smalley.—8.

Excused: Howard, McClendon, Martin, Massad, Murphy, Stansberry, Taliaferro.—7.

The emergency was declared passed.

HB 1248, as amended, was referred for engrossment.

GENERAL ORDER

HB 617 by Hill, et al, of the House and Young of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of **HB 617**, which was the order.

Senator Hamilton moved to amend **HB 617**, page 3, line 14, by inserting after the word "purpose" the language "and said court clerk shall not allow said voter list to be furnished to any person or firm and violation hereof shall be deemed a misdemeanor". Senator Short moved to table the Hamilton amendment, which motion was declared failed of adoption.

The vote occurring upon the Hamilton amendment, it was declared adopted.

Upon motion of Senator Young, **HB 617**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 617**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 617 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Gee, Hargrave, Holden, Luton, Nichols, Porter, Smith, Young.—10.

Nay: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Keels, McGraw, McSpadden, Martin, Massey, Miller, Payne, Romang, Selman, Short, Taliaferro, Terrill, Williams.—28.

Excused: Berry, Ham, Horn, Howard, McClendon, Massad, Murphy, Smalley, Stansberry, Stipe.—10.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Young moved that the vote be reconsidered by which **HB 617** failed of passage.

BILL RECALLED

Senator Breckinridge asked unanimous consent that **SB 457**, together with the House Amendments thereto, be recalled from the Engrossing and Enrolling Department, which was the order.

Senator Breckinridge asked unanimous consent, which was granted, to reconsider the vote by which **SB 457**, as amended by the Honorable House, was passed.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham,

Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Miller, Nichols, Payne, Romang, Selman, Short, Smith, Terrill, Williams, Young.—35.

Excused: Ham, Horn, McClendon, McSpadden, Martin, Massad, Massey, Murphy, Porter, Smalley, Stansberry, Stipe, Taliaferro.—13.

Senator Breckinridge asked unanimous consent to reconsider the vote by which the House Amendments to **SB 457** were adopted, which was the order.

Senator Breckinridge moved that the Senate refuse to concur in the House Amendments to **SB 457** and request a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 457**: Breckinridge, McGraw and Selman.

BILL WITHDRAWN

Senator Terrill asked unanimous consent that **HB 1187** be ordered withdrawn from the Education Committee and referred to the Committee on Appropriations and Budget, which was the order.

MOTION TO STRIKE HBs AND HJRs IN COMMITTEE

President Pro Tempore McSpadden moved that all House Bills and House Joint Resolutions, with the exception of Judicial Reform Bills, as recommended by the Legislative Council, must be reported out of Committees by Thursday, March 28, 1968, in order to be considered by the Senate, which motion was declared adopted.

Senator Payne moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SB 466.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCRs 56, 57 and 58.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

BILLS RELEASED

As provided under Rule 20-c, HBs 1003, 1024, 1045, 1101, 1150, 1217, 1234, 1285, and 1339 were properly signed and ordered returned to the Honorable House.

SB 549, together with the CCR thereon, was ordered transmitted to the Honorable House for consideration.

As provided under the Payne motion, the Senate was declared adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

Fiftieth Legislative Day

Wednesday, March 27, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Ham, Howard, Massad, Payne, Stipe.—7.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Short:

O God! in this affluent age forgive us for being so casual in our relationship to Thee. We are casual because we are self-sufficient and independent. But in our more sober moments, we are conscious of our deep sense of need—a need for wisdom to handle complex issues, a need for guidance through tangled legislation, a need for love in a world of tension, a need for tolerance and brotherhood in a world of misunderstanding and prejudice. Help these Senators to seek Thy will in their every decision. As they serve in humility, may they never be so presumptuous to think that what they do in indifferent legislative action will find easy

acceptance and vindication in your chambers. We pray that these men will never accept standards of values which are cheap because they are base and vulgar; rather, help them to adopt standards which are costly because they demand sacrifice of self and commitment of life in service for Thee and others. In Christ's name we pray. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Hamilton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to LeFlore Oklahoma Student Body, the Administration, Teachers, Coach and High School Girls Basketball Team.

Upon motion of Senator Hamilton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Keota Oklahoma Student Body, the Administration, Teachers, Coach and High School Girls Basketball Team.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM GOVERNOR

Advising approval by him, March 26, 1968, of Enrolled SBs 496, 573 and 574 entitled:

SB 496—By Martin of the Senate and Raibourn of the House.

An Act relating to public health; repealing Sections 1301-1308, inclusive, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § § 1-1301—1-1308, inclusive of the public

health code; * * * ; and declaring an emergency.

SB 573—By Field, Massey and Terrill of the Senate and Harrison, Bernard and Grey of the House.

An Act relating to taxation; providing for allowance of credit to motor fuel importer for use on gasoline upon which the tax has been paid and which has thereafter been consumed in motor vehicles outside the State of Oklahoma; etc.; and declaring an emergency.

SB 574—By Field and Terrill of the Senate and Harrison, Bernard and Grey of the House.

An Act relating to taxation; providing for allowance of credit to special fuel dealer or special fuel user on special fuels upon which the tax has been paid and which has thereafter been consumed in motor vehicles outside the State of Oklahoma; etc.; and declaring an emergency.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1166**.

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 171**—Coauthored by Connor, **SB 185**—Coauthored by Bynum, Wixson, Sokolosky, Hatchett, Poulos, and Holaday, **SB 473**, and **SB 626**—Coauthored by Bamberger, McCune and Levergood.

Engrossed **SBs 171, 185, 473 and 626**, each as co-authored, were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 60**—Coauthored by Smith (Norman), Thornhill, Williamson, Mountford, Barr, Bengtson, Bernard, Bickford, Bradley, Cate, Derryberry, Greenhaw, Sandlin, Sokolosky, Sparkman, Townsend, Privett, Smithey, Goodfellow, Dunn, Fowl-

er, Miskelly, Poulos, Sanguin and Spearman.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 150**—Coauthored by Hopkins, Finch and Bamberger; **SB 480**; **SB 539**—Coauthored by Bamberger, McCune and Levergood; **SB 557**—Coauthored by Sparkman, McCune, Bamberger and Levergood; **SB 563**—Coauthored by Bamberger, Bynum, Hopkins, Patterson (Frank), Watkins and Sparkman; **SB 585**; **SB 588**—Coauthored by McCune and Levergood; **SB 636**; **SB 638**—Coauthored by Tabor and Grey; **SB 656**; **SB 676**; **SB 721**—Coauthored by Bickford, Cate, Harrison, Jones, Lane, McCune, Tabor, Thompson, Townsend and Williamson, each as amended.

HA to SB 150 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 1, Line 7, by changing the semicolon after the word "State" to a period and by striking the word "provided" at the end of the line and by striking all of lines 8, 9, 10, 11, 12 and 13, and by striking the forepart of line 14 through the period after the number "1915".

HAs to SB 480 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 9, Lines 33 and 34, by deleting the words "not to be fit for human consumption" and inserting in lieu thereof "to contaminate wild fish".

AMENDMENT NO. 2. Amend Page 2, Section 9, Line 36, after the word "removal", by adding the words "or treatment".

AMENDMENT NO. 3. Amend Page 2, Section 9, Line 36, by deleting the word "be".

AMENDMENT NO. 4. Amend Page 3, Section 9, Line 2, by deleting the words "offered for sale" and inserting in lieu thereof "lead to contamination of wild fish".

HAs to SB 539 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO CIVIL PROCEDURE; AMENDING 12 O. S. 1961, § 952; PROVIDING THAT THE SUPREME COURT MAY REVERSE, VACATE OR MODIFY ANY INTERMEDIATE OR FINAL ORDER OF THE DISTRICT COURT OR ANY OTHER ORDER AFFECTING THE SUBSTANTIAL RIGHTS OF ANY PARTY; PRESCRIBING PROCEDURE FOR PERFECTING APPEALS; AMENDING SECTION 1, CHAPTER 464, O. S. L. 1965 12 O. S. SUPP. 1967, § 990), PROVIDING METHOD OF LODGING APPEAL IN THE SUPREME COURT; REPEALING 12 O. S. 1961, § 977; REPEALING 12 O. S. 1961, §§ 954 THROUGH 967, AND 972, EXCEPT AS TO ORDERS OR JUDGMENTS RENDERED PRIOR TO THE EFFECTIVE DATE OF THIS ACT; AND FIXING EFFECTIVE DATE."

AMENDMENT NO. 2. Amend Page 2, Section 4, Line 35, by striking all the language after the word "repealed" and inserting in lieu thereof the following: "provided, however, any aggrieved party who has had a final order or judgment rendered against him prior to the effective date of this Act, may appeal from such final order or judgment under the laws existing at the time such final order or judgment was rendered."

HAs to SB 557 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 3, Section 1, after Line 5, add a new subparagraph 8, as follows: "(8) The Supreme Court shall provide by rules the minimum number of jury and nonjury terms to be held in each county during any one year." And amending Title to conform.

AMENDMENT NO. 2. Amend Page 4, after Line 12, add a new Section 9, as follows: "SECTION 9. An associate district judge may hear any actions or proceedings, regardless of court rules, where

the parties agree in writing at any time before trial to the action being heard by such associate district judge." Renumber the remaining sections and amending Title to conform.

HAs to SB 563 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE to read as follows: "AN ACT RELATING TO WORKMEN'S COMPENSATION; AMENDING 85 O. S. 1961, § 22, 5, AS AMENDED BY SECTION 1, CHAPTER 200, O. S. L. 1965; PROVIDING MAXIMUM AND MINIMUM WEEKLY COMPENSATION FOR TEMPORARY DISABILITY AND FOR PERMANENT DISABILITY; LIMITING APPLICATION OF ACT; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 18, by striking the words and figures "Fifty Dollars (\$50.00)" and insert in lieu thereof the words and figures "Forty-five Dollars (\$45.00)".

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 18, by adding a comma after the word "disability", and adding the following: "Forty-two Dollars and fifty cents (\$42.50) per week for permanent partial disability,".

AMENDMENT NO. 4. Amend Page 1, Section 1, Line 19, by striking the words and figures "shall not exceed the sum of Fifty Dollars (\$50.00)" and add in lieu thereof the words and figures "Forty Dollars (\$40.00)".

AMENDMENT NO. 5. Amend Page 1, Section 2, Line 28, by adding a new SECTION 2, as follows and renumber the present SECTION 2 as SECTION 3: "SECTION 2. If an employee who has been hired and is regularly employed in this State receives a personal injury outside this State, or his dependents in case of his death, he shall be entitled to compensation according to the law of this State. This provision shall apply only to those injuries received by the employee within

six months after leaving this State, unless prior to the expiration of such six months' period the employer has filed with the Industrial Commission of Oklahoma notice that he has elected to extend such coverage a greater period of time."

HAs to SB 585 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 3, SECTION 1, Line 10, by striking the words "district or any".

AMENDMENT NO. 2. Amend Page 3, SECTION 1, Line 16, by adding after the period the following language: "If such annexation consolidation occurs after contracts have been signed, then the district or districts receiving such territory shall honor those contracts in force as now provided by law."

AMENDMENT NO. 3. Amend Page 4, SECTION 2, Line 13, by adding after the period the following language: "Provided further that any Board of Education of a dependent school district may, by Board resolution, annex any or all of a school district to an adjacent school district."

HAs to SB 588 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE to read as follows:

"AN ACT RELATING TO NONJUDICIAL FUNCTIONS OF COUNTY JUDGES; AMENDING SECTION 804, ARTICLE 8, CHAPTER 325. O.S.L. 1963, AS AMENDED BY SECTION 3, CHAPTER 243, O.S.L. 1965 (63 O.S. SUPP. 1967, § 1-804), SUBSTITUTING COUNTY CLERK FOR COUNTY JUDGE IN MEMBERSHIP ON COUNTY REVIEW BOARD; AMENDING 21 O.S. 1961, § § 1102, 1103 AND 1105 TO PROVIDE FOR SUBSTITUTION OF DISTRICT COURT CLERK FOR COUNTY JUDGE IN PROCEDURE RELATING TO LICENSING AND REGULATING PUBLIC POOL OR BILLIARD HALLS; AMENDING 37 O.S. 1961, § § 163.11 AND 163.11A TO PROVIDE FOR SUBSTITUTING DISTRICT COURT CLERK FOR

COUNTY JUDGE AS THE OFFICIAL TO WHOM APPLICATION FOR PERMITS TO SELL NONINTOXICATING BEVERAGES SHALL BE FILED, BEFORE WHOM HEARING SHALL BE CONDUCTED AND UPON WHOSE ORDER APPLICATION SHALL BE GRANTED OR DENIED; PROVIDING FOR SUBSTITUTING A JUDGE OF THE DISTRICT COURT UPON REVOCATION HEARINGS AND PROVIDING FOR AN APPEAL FROM THE ACTION OF THE DISTRICT COURT CLERK; AMENDING 10 O.S. 1961, § § 175.10 AND 175.11, TO PROVIDE FOR SUBSTITUTING THE WELFARE DIRECTOR FOR COUNTY COURT AS APPLICANT FOR APPROPRIATIONS TO THE CRIPPLED CHILDREN'S BUDGET ACCOUNT AND APPLICANT FOR SERVICES FOR CRIPPLED CHILDREN; MAKING PROVISIONS OF ACT SEVERABLE; AND PROVIDING AN EFFECTIVE DATE."

AMENDMENT NO. 2. Amend Page 2, SECTION 2, Lines 28 and 30 by striking the words "district court" and by adding the following in lieu thereof; "county".

AMENDMENT NO. 3. Amend Page 3, SECTION 3, Line 19, by striking the words "The county clerk" and substituting the words "A judge of the district court".

AMENDMENT NO. 4. Amend Page 5, SECTION 5, Lines 6 and 7, by striking all of Line 6 beginning with the word "of" through the word "officer" on Line 7, and by adding the following: "and said matter will be tried de novo".

AMENDMENT NO. 5. Amend Page 5, SECTION 5, Line 9, after the word ["judge"] and before the words "DISTRICT COURT" by inserting the following: "a judge of the"; and after the word "court", by striking the word "clerk". The sentence will read as follows: "If an appeal is taken, as herein provided, [the county judge] A JUDGE OF THE DISTRICT COURT may suspend such permit pending final determination of the appeal by the district court."

AMENDMENT NO. 6. Amend Page 5, SECTION 5, Line 16, by striking the word "The" and inserting the following: "A judge of the"; and after the word "court", by striking the word "clerk". The sentence will read as follows: *["The county judge"]* A JUDGE OF THE DISTRICT COURT, upon five (5) days' notice to the person holding such permit, shall revoke such permit for any one of the following reasons:".

AMENDMENT NO. 7. Amend Page 6, SECTION 5, Lines 17 and 18, by striking the comma on Line 17 after the word "clerk" and inserting the word "for"; and on Line 18, by striking the word "the" after the word "by" and inserting the words, "A JUDGE OF THE". The sentence will read as follows: "In case of an appeal from the *[county judge]* DISTRICT COURT CLERK, for refusal to issue any permit or from the revocation of a permit by *[the county judge]* A JUDGE OF THE DISTRICT COURT, the *[county judge]* DISTRICT COURT CLERK shall within five (5) days report such action to the Oklahoma Tax Commission.

HA to SB 636 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 11, by striking the enacting clause.

HA to SB 638 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 3, Section 12, Line 24, by changing the period after the word "Act" to a comma and add the following: "except this Act shall not be construed to supersede or amend any laws relating to the purchase of products from Oklahoma penal institutions."

HA to SB 656 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, SECTION 1, Line 13, by inserting after the word "accounts", the following words: "or certificate of deposit".

HA to SB 676 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 1, Line 15, by striking the period and adding a comma after "\$100.00" and adding the words "WHICHEVER FIRST OCCURS."

HAS to SB 721 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Line 18, by inserting after the word "selling" the words "or furnishing".

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 22, by inserting after the word "certificates" the following: "except that lists containing only the name, address and license tag number may be furnished or sold annually to any person."

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Smith, who stated Permits would be issued in the Office of the President Pro Tempore:

Mr. President: The Committee on Committees and Rules to which was referred request for Lobby Permit, after careful consideration, respectfully recommends that the following petitioner be granted Lobby Permi:

Baysinger, Hugh A., 626 Northeast 14th Street, Oklahoma City, Oklahoma, Investment Company Institute.

Respectfully submitted,
Smith, Chairman

COMMITTEE REPORTS

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

DO PASS:

HB 952—Judiciary—Show Short as Senate Author.

HB 990—Judiciary — To Appropriations and Budget by previous order—Show Luton as Senate Author.

HB 1044—Judiciary—Show Grantham as Senate Author.

HB 1084—Judiciary — Coauthored by Smith.

HB 1159—Business, Industry and Labor Relations.

HB 1221—Judiciary—Show Young as Senate Author.

HB 1231—Judiciary—Show Hamilton as Senate Author.

HB 1270—Health, Welfare and Veterans' Affairs—Coauthored by Miller.

HB 1309—Judiciary.

HB 1351—Judiciary—Show Gee as Senate Author.

DO PASS, as amended:

HB 795—Judiciary—Show Romang as Senate Author.

HB 1181—Judiciary—Show Short as Senate Author.

HB 1213—Education.

HB 1311—Education—Show Miller as Senate Author.

HB 1325—Education.

HJR 561—Health, Welfare and Veterans' Affairs—Coauthored by Graves, Berry and Miller.

WITHOUT RECOMMENDATION:

HB 1246—Judiciary—Show Romang as Senate Author.

GENERAL ORDER

HB 993 by Connor, et al, of the House and Garrison and Williams of the Senate was read and considered.

Senator McGraw asked to be made co-author of **HB 993**, which was the order.

Senator Garrison moved to amend **HB 993**, page 3, line 3, by striking the word "and" substituting therefor a comma (,) which amendment was declared adopted.

Upon motion of Senator Garrison, **HB 993**, as amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator Garrison, **HB 993**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 993 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Birdsong.—1.

Excused: Atkinson, Baggett, Findeiss, Ham, Howard, Massad, Payne, Porter, Stipe.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Birdsong.—1.

Excused: Atkinson, Baggett, Ham, Howard, Massad, Payne, Porter, Stipe.—8.

The emergency was declared passed.

HB 993, as amended, was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

HB 1004 by Connor, et al, of the House and Garrison and Williams of the Senate was read and considered.

Upon motion of Senator Garrison, **HB 1004** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 1004** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1004 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, Ham, Massad, Massey, Payne, Porter, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, Ham, Massad, Massey, Payne, Porter, Stipe.—8.

The emergency was declared passed.

HB 1004, as amended, was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 1269 by Cox, et al, of the House was read and considered.

Senator Ferrell asked to be made the Senate Author of **HB 1269**, which was the order.

Senators Baggett, Miller and Garrison asked to be made coauthors of **HB 1269**, which was the order.

Upon motion of Senator Ferrell, **HB 1269** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1269** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1269 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Martin, Massad, Massey, Payne, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Martin, Massad, Massey, Payne, Stipe.—7.

The emergency was declared passed.

HB 1269, as amended, was referred for engrossment.

GENERAL ORDER

HB 1214 by Harrison of the House and Ferrell of the Senate was read and considered.

Senator Ferrell moved to amend **HB 1214**, page 6, beginning on line 7 by deleting after the word "[year.]" all the language through the word "purpose." on line 11, which amendment was declared adopted.

Upon motion of Senator Ferrell, **HB 1214**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1214**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1214 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Nay: Baldwin, Bradley.—2.

Excused: Atkinson, Baggett, Massad, Payne, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin,

Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Nay: Baldwin, Bradley.—2.

Excused: Atkinson, Baggett, Massad, Payne, Stipe.—5.

The emergency was declared passed.

HB 1214, as amended, was referred for engrossment.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

HB 1089 by Connor of the House and Garrison of the Senate was read and considered.

Upon motion of Senator Williams, **HB 1089** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **HB 1089** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1089 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Hamilton.—1.

Excused: Atkinson, Baggett, Berrong, Findeiss, Howard, Massad, Murphy, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Fer-

rell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Hamilton.—1.

Excused: Atkinson, Baggett, Berrong, Findeiss, Howard, Massad, Murphy, Stipe.—8.

The emergency was declared passed.

HB 1089, as amended, was referred for engrossment.

Senators Baggett and Atkinson asked to be shown present, which was the order.

GENERAL ORDER

HB 992 by Connor, et al, of the House and Garrison, Williams and Breckinridge of the Senate was read and considered.

Upon motion of Senator Breckinridge, **HB 992** was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, **HB 992** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 992 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Keels, McClendon, McGraw, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Atkinson, Berrong, Field, Ham, Hamilton, Horn, Luton, McSpadden, Martin, Murphy, Payne, Smalley.—12.

Excused: Massad, Stipe.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Keels, McClendon, McGraw, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Atkinson, Berrong, Field, Ham, Hamilton, Horn, Luton, McSpadden, Martin, Murphy, Payne, Smalley.—12.

Excused: Massad, Stipe.—2.

The emergency was declared passed.

HB 992, as amended, was referred for engrossment.

Senator Smalley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 59, and **HBs 1165, 1201, 1245, 1248, 1260** and **1310** each correctly engrossed.

SBs 225, 487, 488, 503, 577, 600, 630, 690 and **711**; and **SCRs 54** and **55** each correctly enrolled.

Engrossed **SCR 59** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1165, 1201, 1245, 1248, 1260** and **1310**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 225, 487, 488, 503, 577, 600, 630, 690** and **711** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 54** and **55** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1094 by Raibourn, et al, of the House and Terrill and Massad of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1094** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1094** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1094 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Nay: Smith.—1.

Excused: Holden, Howard, McGraw, Massad, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Nay: Smith.—1.

Excused: Holden, Howard, McGraw, Massad, Stipe.—5.

The emergency was declared passed.

HB 1094, as amended, was referred for engrossment.

GENERAL ORDER

HB 1121 by Spearman, et al, of the House and Garrett, Gee, Garrison, Grantham and Short of the Senate was read and considered.

Senator Ferrell moved to amend **HB 1121**, page 2, line 2, by striking the words and figures "twenty-five thousand (25,000)" and substituting therefor "eighteen thousand (18,000)".

Senator Berry moved to amend the Ferrell amendment to read "seventeen thousand (17,000)" instead of "eighteen thousand (18,000)", which amendment was tabled upon motion of Senator Garrett.

The vote occurring upon the Ferrell amendment, it was tabled upon motion of Senator Garrett upon a roll call as follows:

Aye: Atkinson, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Howard, Keels, Luton, McGraw, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Young.—23.

Nay: Baldwin, Berry, Boecher, Dacus, Ferrell, Field, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massey, Payne, Smalley, Stansberry, Taliaferro, Terrill, Williams.—20.

Excused: Baggett, Berrong, Findeiss, Massad, Stipe.—5.

Senator Boecher moved to amend **HB 1121**, page 2, lines 2 and 3, by striking the words and figures "twenty-five thousand (25,000)" and substituting therefor the words and figures "twenty-four thousand (24,000)".

Senator Garrett moved to table the Boecher amendment, which motion was declared failed of adoption.

The vote occurring upon the Boecher amendment, it was declared adopted.

Senator Stipe asked to be shown present, which was the order.

President Pro Tempore McSpadden presiding.

Senator Hamilton moved to amend **HB 1121**, page 2, lines 1, 2, and 3, by striking the language appearing on those lines down through the figure "(25,000)" on line 3, and inserting in lieu thereof the language "each county having one special

judge, with one additional special judge for each county having above twenty-five thousand (25,000) population”.

Senators Terrill and Taliaferro asked to be made coauthors of the Hamilton amendment, which was the order.

The vote occurring upon the Hamilton-Terrill-Taliaferro amendment, it was tabled upon motion of Senator Gee upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Howard, Keels, Luton, McGraw, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Williams.—25.

Nay: Baldwin, Berry, Boecher, Dacus, Ferrell, Field, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massey, Payne, Taliaferro, Terrill.—17.

Excused: Findeiss, Massad, Porter, Stansberry, Stipe, Young.—6.

Senator Hamilton moved to amend **HB 1121**, page 2, lines 1, 2, and 3 by striking the language appearing thereon down through the figures “(25,000)” on line 3, and inserting in lieu thereof the language “each county having a population of at 10,000 population, with one additional special judge for the next 25,000 population”, which amendment was tabled upon motion of Senator Gee.

Senator Luton moved to amend **HB 1121**, page 2, lines 4 and 5, by striking the language “shall be appointed for each additional fifty thousand (50,000)” and inserting in lieu thereof the language “may be appointed for each additional thirty-five thousand (35,000)”, which amendment was tabled upon motion of Senator Gee.

Senator Payne presiding.

Senator Grantham moved to amend **HB 1121**, page 2, line 5, by striking the words and figures “fifty thousand (50,000)” and substituting therefor the words and figures “twenty-five thousand (25,000)”, which amendment was tabled upon motion of Senator Gee.

Senator Berrong, joined by Senators Boecher, Baldwin and Dacus moved to amend **HB 1121**, page 2, line 7, by changing the period to a semi-colon after the word “Census” and inserting immediately thereafter the language “provided, further that said judges shall not pay into or receive benefits from the judicial retirement fund”, which amendment was tabled upon motion of Senator Gee upon a roll call as follows:

Aye: Baggett, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Luton, McGraw, McSpadden, Nichols, Selman, Short, Smalley, Smith, Stipe, Young.—21.

Nay: Atkinson, Baldwin, Berrong, Berry, Boecher, Dacus, Ferrell, Field, Hamilton, Horn, Howard, Keels, McClendon, Payne, Romang, Taliaferro, Terrill, Williams.—18.

Excused: Findeiss, Holden, Martin, Massad, Massey, Miller, Murphy, Porter, Stansberry.—9.

Senator Garrett moved to amend **HB 1121**, page 2, line 7, by inserting after the word “Census.” and before the word “That” the language “In counties of more than 300,000 population one special judge shall be appointed from and hold court in each Senatorial District; provided, however, that the judge appointed to any district which has at least one border less than one mile from the county court house may hold court in said court house. Provided further, however, that any such judge may also be assigned to and required to hold court in any other district”, which amendment was tabled upon motion of Senator Gee upon a roll call as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Selman, Smalley, Stipe, Terrill, Williams, Young.—33.

Nay: Atkinson, Garrett, Keels, McGraw, Romang, Short, Smith.—7.

Excused: Baggett, Field, Findeiss, Massad, Massey, Porter, Stansberry, Taliaferro.—8.

Senator Keels moved that **HB 1121** be advanced to engrossment, which motion was tabled upon motion of Senator Garrison.

Senator Ham moved to amend **HB 1121**, page 3, beginning on line 14, by striking all of line 14, line 15, and the words "special judges in the state" on line 16, and inserting in lieu thereof the language "(c) The Chief Justice of the Supreme Court may authorize the appointment of such additional special judges as may be necessary for the proper administration of justice", which amendment was declared adopted.

Senator Boecher moved to amend **HB 1121**, page 4, line 2½, by adding the following language to subsection (c): "Provided further, that in counties adjoining Tulsa and Oklahoma Counties, the Chief Justice of the Supreme Court may authorize the appointment of such additional special judges as the case load in said counties requires, based upon the recommendation of a majority of the district judges of the Judicial Administrative District in which such counties are located", which amendment was declared adopted.

Senator Garrison moved to amend **HB 1121**, page 5, line 15, by adding a comma (,) after the word "proceedings"; on line 16, by placing the letter "s" on the word "rule"; by placing a comma (,) after the word "writing"; and on line 17, by placing a comma (,) after the word "trial" which amendment was declared adopted.

Senator Gee moved to amend **HB 1121**, page 2, line 13, by striking the word "administrative" and substituting therefor the word "judicial" and on line 15, by striking the word "Administrative" which amendment was declared adopted.

Upon motion of Senator Garrett, **HB 1121**,

as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1121**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1121 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Nay: Dacus, Ferrell, Field, Hamilton, McClendon, Martin.—6.

Excused: Berrong, Findeiss, Horn, Howard, Keels, Massad, Massey, Porter, Stansberry.—9.

The bill was declared passed.

HB 1121, as amended, was referred for engrossment.

BILL WITHDRAWN

Senator Luton asked unanimous consent that **SBs 685** and **686** be ordered withdrawn from the Committee on Conservation and Economic Development and that said Bills be referred to the Appropriations and Budget Committee, which was the order.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1003, 1024, 1045, 1101, 1150, 1217, 1234, 1285** and **1339**.

The above numbered Enrolled Bills were, after fourth reading, properly signed

and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 225, 487, 488, 503, 577, 600, 630, 690 and 711.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled SCRs 54 and 55.

The above numbered Enrolled Resolutions were referred to the Secretary of State.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Fifty-first Legislative Day

Thursday, March 28, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, Ham, Martin, Massad, Murphy, Payne, Stipe.—8.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Graves:

Gracious and Eternal God, help us not to let the deadening routine of religious duties—like senate prayers—drug us into insensitivity to Your presence. We must confess, O God, that it is so easy to lose sight of that which is real and abiding in an affluent America which accents the superficial and transient. In an era of time when values are reversed, where the spotlight is on status, success and wealth, help us to grasp those virtues of faith, hope and love which lead to real meaning and purpose in the “living of these days.” And in the end, we pray for all a steel-like courage which refuses to be pressed into the molds of conformity, for the resoluteness of character which will

not waiver in the presence of wrong, for rigid convictions which will not cave in to the pressures which are so constant and persistent in our day. In the name of Him who was uncompromising, we pray. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Moton High School Boys' Basketball Team of Taft, Oklahoma.

Upon motion of Senator McSpadden, joined by Selman, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Fred Bryson selected as outstanding farmer for the year 1967.

Upon motion of Senator Nichols, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Colonel James Clarke Selman.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM GOVERNOR

Advising approval by him March 27, 1968, of Enrolled SB 474 entitled:

SB 474—By McGraw, McClendon, Baggett and Dacus of the Senate and Bengtson, Tabor, et al of the House.

An Act relating to schools; providing alternate method of determining the school population of a school district for apportionment purposes in lieu of annual

enumeration; etc.; and declaring an emergency.

UNANIMOUS CONSENT REQUESTS

President Pro Tempore McSpadden, on behalf of Senator Massad, asked unanimous consent that the time for reporting **HB 1053** out of Committee be extended until Tuesday, April 2, 1968, which was the order.

Senator Williams asked unanimous consent that the time for reporting **HB 962** out of Committee be extended until Tuesday, April 2, 1968, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 595**—Coauthored by Hutchens (David) and Williamson and **SB 707**.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 590**—Coauthored by Bamberger and McCune, as amended:

HAs to SB 590 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend TITLE, Page 1, by striking the words and figures "Fifty Thousand (50,000)" and substituting the words and figures "One Hundred Twenty-five Thousand (125,000)".

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 19, by deleting the words and figures "fifty thousand (50,000)" and inserting in lieu thereof the words and figures "one hundred twenty-five thousand (125,000)".

AMENDMENT NO. 3. Amend Page 2, Section 4, Lines 14-19, by striking all the language after the word "compensation" on lines 13 and 14, and inserting in lieu thereof the following: "Any city charter or municipal ordinance to the contrary notwithstanding, the judge shall serve for a term of two (2) years, expiring on a date fixed by ordinance, and until his succes-

sor is appointed and qualified, unless sooner removed by the vote of a majority of all members of the governing body, for such cause as is provided by the law of this State for the removal of public officers. Any appointment to fill a vacancy shall be for the unexpired term."

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 343** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred **ENGROSSED SENATE BILL NO. 343**, and Engrossed House Amendments thereto, by Taliaferro, Smalley, Baggett, Birdsong, Dacus, Gee, Luton and Payne, entitled:

AN ACT RELATING TO COUNTIES AND COUNTY OFFICERS; AMENDING 19 O. S. 1961, § 180.61; MAKING MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS CLASS A OFFICERS; 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:

That the Senate concur in adding the following coauthors: Sparkman and Mountford of the House.

That the Senate recede from Amendment No. 1 and substitute in lieu thereof the attached Conference Committee Substitute.

FOR THE SENATE: Taliaferro, Gee, and Smalley.

FOR THE HOUSE: Sparkman, Rushing and Vann.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 343—By Taliaferro, Smalley, Baggett, Birdsong, Dacus, Gee, Luton and Payne of the Senate and Sparkman and Mountford of the House.

AN ACT RELATING TO COUNTIES AND COUNTY OFFICERS; AMENDING

19 O. S. 1961, § 180.61; MAKING CERTAIN COUNTY OFFICERS CLASS A OFFICERS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 19 O. S. 1961, § 180.61, is amended to read as follows:

§ 180.61. 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 TREASURER, THE COUNTY CLERK, THE COURT CLERK, THE CLERK OF THE COURT OF COMMON PLEAS, THE COUNTY ASSESSOR, AND THE MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS, the county judge and judges in court 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 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 59.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Second CCR thereon, advising adoption of

Second CCR and passage of Measure as amended: Engrossed SB 549.

The above numbered Bill as amended in Conference was referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

HB 1108—Judiciary—Show Gee as Senate Author.

HB 1141—Conservation and Economic Development.

HB 1142—Conservation and Economic Development.

HB 1145—Governmental Affairs.

HB 1182—Governmental Affairs—Coauthored by Williams, Baggett and McGraw.

HB 1257—Governmental Affairs — Show Baggett as Senate Author.

HB 1262—Conservation and Economic Development—Coauthored by Smalley.

HB 1277—Governmental Affairs—Show Smalley as Senate Author.

HB 1280—Conservation and Economic Development—Coauthored by Smalley.

HB 1343—Conservation and Economic Development.

DO PASS, as amended:

SB 513—Appropriations and Budget.

SB 640—Appropriations and Budget—To Health, Welfare and Veterans' Affairs by previous order—Coauthored by Smalley.

SB 685—Appropriations and Budget.

SB 686—Appropriations and Budget.

HB 834—Roads, Highways and Public Safety—Coauthored by Atkinson, Boecher, Field, Massad, Selman and Bradley.

HB 971—Appropriations and Budget.

HB 973—Education — Coauthored by Hamilton.

HB 980—Judiciary—Coauthored by Garrison, McGraw, Grantham, Gee, Short and Smith.

- HB 1070**—Appropriations and Budget.
HB 1092—Appropriations and Budget.
HB 1131—Appropriations and Budget.
HB 1146—Judiciary — Coauthored by Short.
HB 1161—Appropriations and Budget.
HB 1162—Appropriations and Budget.
HB 1173—Conservation and Economic Development.
HB 1187—Appropriations and Budget.
HB 1198—Judiciary—Show Massad as Senate Author and Coauthored by Gee, Smith, Garrison, Howard and Nichols.
HB 1208—Judiciary — Show Young as Senate Author.
HB 1271—Governmental Affairs.
HB 1286—Judiciary—Show Short as Senate Author.
HB 1288—Appropriations and Budget.
HB 1290—Appropriations and Budget—Show Grantham as Senate Author.
HB 1301—Governmental Affairs—Show Ham as Senate author.
HB 1318—Appropriations and Budget.
HB 1342—Appropriations and Budget.
HB 1344—Conservation and Economic Development.
HB 1354—Roads, Highways and Public Safety.
HJR 536—Governmental Affairs—Coauthored by McGraw and Baggett.

GENERAL ORDER

SB 517 by Baldwin and Miller of the Senate and Miskelly of the House was read and considered.

Upon motion of Senator Baldwin, **SB 517** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 517** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 517 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Baggett, Ham, Martin, Massad, Murphy, Payne, Smalley, Stipe.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Baggett, Ham, Martin, Massad, Murphy, Payne, Smalley, Stipe.—9.

The emergency was declared passed.

SB 517 was referred for engrossment.

GENERAL ORDER

SB 673 by Porter, Miller, Findeiss, Horn and Berry was read and considered.

Senator Gee asked to be made coauthor of **SB 673**, which was the order.

Upon motion of Senator Baldwin, **SB 673** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **SB 673** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 673 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Miller, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baggett, Breckinridge, Ham, McGraw, Martin, Massad, Massey, Murphy, Payne, Smalley, Stipe.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Miller, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baggett, Breckinridge, Ham, McGraw, Martin, Massad, Massey, Murphy, Payne, Smalley, Stipe.—12.

The emergency was declared passed.

SB 673 was referred for engrossment.

Senator Baggett asked to be shown present, which was the order.

Senator Smith presiding.

GENERAL ORDER

HB 1027 by Cox, Miskelly, Allard, Cole and Trent was read and considered.

Senator Baggett asked to be made co-author of HB 1027, which was the order.

Upon motion of Senator Baldwin, HB 1027 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1027 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1027 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Berrong, Birdsong, Breckinridge, Ham, Martin, Massad, Murphy, Payne, Stipe, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Berrong, Birdsong, Breckinridge, Ham, Martin, Massad, Murphy, Payne, Stipe, Terrill.—11.

The emergency was declared passed.

HB 1027, as amended, was referred for engrossment.

Senator Stipe asked to be shown present, which was the order.

GENERAL ORDER

HB 1091 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1091** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1091** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1091 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Ham, Holden, Martin, Massad, Murphy, Nichols, Payne, Porter.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Ham, Holden, Martin, Massad, Murphy, Nichols, Payne, Porter.—9.

The emergency was declared passed.

HB 1091, as amended, was referred for engrossment.

GENERAL ORDER

HB 1137 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1137** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1137** was placed upon third reading and final passage.

THIRD READING

HB 1137 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Berry, Ferrell, Findeiss, Ham, McSpadden, Martin, Massad, Murphy, Payne.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Massey, Miller, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Berry, Ferrell, Findeiss, Ham, McSpadden, Martin, Massad, Murphy, Payne.—10.

The emergency was declared passed.

HB 1137 was ordered withheld pursuant to Rule 20-c.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 655** and **802**, each as amended.

GENERAL ORDER

HB 1238 by Sanguin of the House and Stipe of the Senate was read and considered.

Senator Baldwin moved to amend **HB 1238**, by striking Section 2, which amendment was declared adopted.

Senator Garrison presiding.

Upon motion of Senator Baldwin, **HB 1238**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1238**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1238 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Massey, Miller, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Baggett, Breckinridge, Ferrell, Findeiss, Gee, Graves, Ham, McSpadden, Martin, Massad, Murphy, Nichols, Payne, Smalley.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Massey, Miller, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Baggett, Breckinridge, Ferrell, Findeiss, Gee, Graves,

Ham, McSpadden, Martin, Massad, Murphy, Nichols, Payne.—14.

The emergency was declared passed.

HB 1238, as amended, was referred for engrossment.

Senators Murphy and Payne asked to be shown present, which was the order.

Senator Grantham presiding.

GENERAL ORDER

HB 547 by Briscoe, et al, of the House and Garrison, Ferrell, Gee, Selman, McGraw and Short of the Senate was read and considered.

Senator Smith asked that he be shown as the principal Senate author of **HB 547**, which was the order.

Senators Luton, Romang and Williams asked to be made coauthors of **HB 547**, which was the order.

Senator McClendon moved to amend **HB 547**, page 2, line 12, by inserting after the word "education" and before the semicolon, the language "or any subdivision thereof" which amendment was tabled upon motion of Senator Smith upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams.—30.

Nay: Berry, Boecher, Dacus, Field, Hamilton, Holden, Horn, McClendon, Massey, Payne, Porter, Stipe, Young.—13.

Excused: Atkinson, Ham, Martin, Massad, Taliaferro.—5.

Senator Berrong moved to amend **HB 547**, page 2, line 11, by inserting after the word "state;" the language "and provided that every employee of the Corporation Commission making \$500.00 per month or in excess thereof, as of January 1, 1968, shall within six months after the effective date of this act, take a written examination for his or her assigned position, said

examination to be conducted by the State Personnel Board, which Board shall collaborate with the Commissioners in ascertaining that which would provide a comprehensive, fair and practical examination for the position to be examined; and provided further that any employee failing to successfully pass said examination shall be forthwith removed from said assigned position" which amendment was tabled upon motion of Senator Smith upon a roll call as follows:

Aye: Berry, Birdsong, Bradley, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—27.

Nay: Baldwin, Berrong, Boecher, Dacus, Field, Grantham, Holden, Horn, McClendon, Porter, Romang, Stipe, Taliaferro, Terrill.—14.

Excused: Atkinson, Baggett, Breckinridge, Ham, Martin, Massad, Massey.—7.

President Pro Tempore McSpadden moved that **HB 547** be advanced to engrossment.

Following discussion, Senator Gee raised a point of order, which was sustained, against debate of the motion, citing Rule 15-r.

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

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—29.

Nay: Baldwin, Boecher, Dacus, Field, Hamilton, Horn, McClendon, Payne, Stipe, Taliaferro, Terrill, Young.—12.

Excused: Atkinson, Ham, Holden, Martin, Massad, Massey, Porter.—7.

By unanimous consent, upon request of Senator Smith, **HB 547** was considered engrossed and placed upon third reading and final passage.

Senator Smith moved that the previous question be now put, which motion was declared adopted.

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: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Howard, Luton, McSpadden, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—30.

Nay: Berry, Boecher, Dacus, Field, Hamilton, Holden, Keels, McClendon, Massey, Payne, Porter, Stipe.—12.

Excused: Atkinson, Ham, Horn, McGraw, Martin, Massad.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Howard, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Williams.—20.

Nay: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Hamilton, Holden, Keels, Luton, McClendon, Massey, Payne, Porter, Stansberry, Taliaferro, Terrill, Young.—20.

Excused: Atkinson, Ham, Horn, McGraw, McSpadden, Martin, Massad, Stipe.—8.

The emergency was declared failed of passage.

HB 547, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 992, 993, 1004, 1089, 1094, 1121, 1214 and 1269 each correctly engrossed.

SBs 171, 185, 473, 549, and 626, and SJR 60 each correctly enrolled.

Engrossed SAs to and Engrossed HBs 992, 993, 1004, 1089, 1094, 1121, 1214 and 1269, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 171, 185, 473, 549 and 626 and SJR 60 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAS

Upon motion of President Pro Tempore McSpadden, the Senate refused to concur in HAS to SB 540, and requested a conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under SB 540: McSpadden, Gee and Massey.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1201, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1127 and 1299, requesting Conferences and referring said Bills to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Boecher, the request of the Honorable House for conferences on HBs 1127 and 1299 was ordered granted, the Bills to be referred to the General Conference Committee on Appropriations when appointed.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed

HBs 873 and 1000, requesting Conference and naming Conferees as follows:

HB 873: Harrison, Bradley and Ferrell.

HB 1000: Miskelly, Bickford and Witt.

CC APPOINTMENT

As provided under Rule 3-d, Senator Smith, authorized by the President Pro Tempore so to do, announced the appointment of Senate Conferees under HBs 873 and 1000 as follows:

HB 873: Williams, Field and Ferrell.

HB 1000: Miller, Berrong and Short.

President Pro Tempore McSpadden presiding.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 655 and 802.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Grantham presiding.

Senator Baldwin presiding.

GENERAL ORDER

HB 1163 by Odom (Martin), et al, of the House and Terrill, Payne, Nichols and Berry of the Senate was read and considered.

Senators Luton, Miller, Taliaferro, Howard, Dacus and Berrong asked to be made coauthors of HB 1163, which was the order.

Senator Hamilton, joined by Senator Nichols, moved to amend HB 1163, by striking the words and figures "two per cent (2%) every place it is shown in the Bill, and substituting in lieu thereof "1% for fiscal year 1969 and fiscal year 1970, and 1½% for fiscal year 1971" (changes made on pages 6, 18, 20, 26 and 30), which amendment was declared adopted.

Senator Terrill moved to amend HB 1163, page 7, line 12, by striking after the word

"Annuity" the word "Reserve" which amendment was declared adopted.

Senator Terrill moved to amend **HB 1163**, page 8, line 14, by striking the word "morality" and substituting therefor the word "mortality" which amendment was declared adopted.

Senator Terrill moved to amend **HB 1163**, page 18, line 17, by inserting after the word "pension" the words ", less the member's annuity," which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1163**, page 45, line 18, by adding after the word "Fund" a new sentence to read as follows: "The interest income for 1968-69 and each succeeding year thereafter shall be distributed to the various funds each month as the interest is collected" which amendment was declared adopted.

Senator Terrill moved to amend **HB 1163**, page 19, line 5, by inserting after the word "greater" the words "subject to adjustment to those members retiring before age 62" which amendment was declared adopted.

Senator Terrill moved to amend **HB 1163**, page 20, line 8, by inserting after the word "pension" the words "less the member's annuity," which amendment was declared adopted.

Senator Terrill moved to amend **HB 1163**, page 24, line 5, by inserting after the word "interest" the words "at such rate as the Board of Trustees shall determine but shall not exceed the rate of interest earned on investments" which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1163**, page 30, line 11, by striking all of lines 11 through 18, on page 30, and on page 31, by striking lines 1 through 14, and inserting in lieu thereof the following:

"9. a. After August 2, 1968, any active member of the Teachers' Retirement System of Oklahoma having attained the age of sixty-two (62) or over and who has met

all the other requirements for retirement shall have his retirement benefits calculated at one (1) per cent for fiscal years 1969 and 1970 and one and one-half (1½) per cent for fiscal year 1971 of the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma multiplied by the number of creditable years of service or Four Dollars and Ninety Cents (\$4.90) multiplied by the number of years of creditable service whichever is greater. Members on retirement prior to August 2, 1968, shall have their benefits recalculated as though this law had been in effect at the time of their retirement at one (1) per cent for fiscal years 1969 and 1970 and one and one-half (1½) per cent for fiscal year 1971 of the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma multiplied by the number of creditable years of service or Four Dollars and Ninety Cents (\$4.90) multiplied by the number of years of creditable service whichever is greater. Such increase to members on retirement, if any, shall be increased on the first payment date after the effective date of this Act and shall not be retroactive. The maximum retirement allowance which any member may receive from the Teachers' Retirement System of Oklahoma, excluding an annuity from the Teacher Deposit Fund, shall not exceed Seven Thousand Two Hundred Dollars (\$7,200.00) per annum. Providing that a member retiring on the basis of thirty (30) or more years of teaching service and who has attained age fifty-nine (59) shall receive a monthly retirement benefit in the amount the member would have received upon retiring at age sixty-two (62) reduced by six and two-thirds per cent (6 2/3%) for each year he lacked being age sixty-two (62) at retirement. A member retiring before age fifty-nine (59) shall receive the actuarial equivalent of the amount

he would have received at age sixty-two (62) and the age shall be calculated at the last birth date before retirement." which amendment was declared adopted.

Senator Terrill moved to amend **HB 1163**, page 40, line 4, by striking after the word "the" the word "rates" and substituting therefor the word "amount" which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1163**, page 40, line 13, by striking after the word "funds" the remaining part of line 13, and striking the language on line 14, through the word "therewith" which amendment was tabled upon motion of Senator Smalley.

Senator Findeiss, joined by Senator Terrill, moved to amend **HB 1163**, page 41, line 3, by deleting after the word "or" on line 3, the remainder of the paragraph and inserting in lieu thereof the language "Notes secured by mortgages on real estate which are guaranteed as to payment of principal and interest either (a) by the United States Government or an agency thereof, or (b) by a corporation approved by the Commissioner of Insurance of Oklahoma, which is licensed to do business in the State of Oklahoma as an insurer" which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1163**, page 46, lines 12 through 16, by deleting all language contained in said lines, which amendment was tabled upon motion of Senator Massey.

Senator Miller, joined by Senators Baggett, Terrill, Berrong and Murphy moved to amend **HB 1163**, page 47, line 15, by inserting after the word "Fund" the language "Provided, however, no teacher shall be required by this act to pay any increase in his contribution if such teacher does not become entitled by this act to an increased benefit considering the total benefit provided by such teachers public school" which amendment was tabled upon motion of Senator Hamilton.

Senator Hamilton moved to amend **HB 1163**, page 53, line 14, by striking after the word "member" the words "the actuarial equivalent of his contributions" and substituting therefor the words "an amount sufficient to pay his annuity benefits" which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1163**, page 54, line 7, by inserting before the word "there" the words "After the effective date of this act," which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1163**, page 54, line 10, by striking after the word "amount" and before the word "for" on line 12, the language contained therein and substituting therefor the words "necessary to provide the monthly annuity payments and pension payments" which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1163**, page 62, line 7, by striking after the word "transferred" and before the word "for" the language contained therein, and substituting therefor the words "an amount equal to pay the annuity and pension benefits" which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1163**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1163**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1163 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McSpadden, Massey, Miller, Murphy,

Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Breckinridge, Garrett, Ham, McGraw, Martin, Massad, Stansberry, Stipe.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Breckinridge, Garrett, Ham, McGraw, Martin, Massad, Stansberry, Stipe.—9.

The emergency was declared passed.

HB 1163, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 540** and naming as Conferees: Odom (V. H.), Mountford, and Sparkman.

MESSAGES FROM THE HOUSE

Transmitting the following Bill, together with **CCR** thereon, advising adoption of **CCR** and passage of Measure as amended: Engrossed **HB 864**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 864** was read and adopted upon motion of Senator McClendon:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 864, and Engrossed Senate Amendments thereto, by Abbott, entitled:

AN ACT RELATING TO SCHOOLS; AMENDING SECTIONS 4, 7, 8, 9 AND

13, CHAPTER 47, O. S. L. 1967 (70 O. S. SUPP. 1967, § § 505.4, 505.7, 505.8, 505.9 AND 505.13); PROVIDING STANDARDS FOR AUDIT OF PUBLIC SCHOOLS; * * * 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 attached conference committee substitute be adopted as coauthored by McClendon and Dacus of the Senate.

Respectfully submitted,

FOR THE HOUSE: Abbott, Chairman, Odom (V. H.), Mountford.

FOR THE SENATE: McClendon, Hamilton, Massey.

CS for HB 864—By Abbott of the House and McClendon and Dacus of the Senate.

AN ACT RELATING TO SCHOOLS; AMENDING SECTIONS 4, 7, 8, 9 AND 13, CHAPTER 47, O. S. L. 1967 (70 O. S. SUPP. 1967, § 505.4, 505.7, 505.8, 505.9 AND 505.13); PROVIDING STANDARDS FOR AUDIT OF PUBLIC SCHOOLS; PRESCRIBING QUALIFICATIONS FOR AUDITORS AND REQUIRING PROFESSIONAL LIABILITY INSURANCE; PROVIDING FOR CONTENTS OF AUDIT REPORT; PROVIDING FOR TIME OF COMPLETION OF AUDIT; PROVIDING FOR FILING OF AUDIT; PROVIDING FOR DUTIES AND AUTHORITY OF BOARDS OF EDUCATION AND STATE BOARD OF EDUCATION; PROVIDING FOR NOTICE AND CORRECTION OF DEFICIENCIES; AUTHORIZING STATE BOARD OF EDUCATION TO PRESCRIBE ACCOUNTING SYSTEMS AND PROCEDURES; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 4, Chapter 47, O. S. L. 1967 (70 O. S. Supp. 1967, § 505.4), is amended to read as follows:

§ 505.4. The audit of each public school shall be made in accordance with generally accepted auditing standards

AS DEFINED BY THE AMERICAN INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS, EXCEPT IN THOSE INSTANCES IN WHICH SUCH STANDARDS ARE IN VIOLATION OF THE LAWS OF THE STATE OF OKLAHOMA OR THE RULES AND REGULATIONS OF THE STATE BOARD OF EDUCATION. All accountants or partnerships of accountants, before entering into audit contracts required under this Act, shall satisfy the State Board of Education that such accountant or at least one (1) partner of a partnership of accountants **[shall have had]** IS A RESIDENT OF THE STATE OF OKLAHOMA WITH at least two (2) years of public accounting experience AND IS CURRENTLY MAINTAINING AN OFFICE IN THE STATE OF OKLAHOMA. PROVIDED, SUCH ACCOUNTANTS OR PARTNERSHIPS OF ACCOUNTANTS SHALL MAKE APPLICATION FOR APPROVAL BY THE STATE BOARD OF EDUCATION FOR THE ENSUING YEAR ON OR BEFORE THE FIRST DAY OF MARCH OF EACH CALENDAR YEAR. IF AND WHEN THE STATE OF OKLAHOMA REQUIRES ALL AUDITORS TO BE LICENSED BY THE STATE BOARD OF ACCOUNTANCY, EACH ACCOUNTANT OR PARTNERSHIP OF ACCOUNTANTS SHALL ALSO SATISFY THE STATE BOARD OF EDUCATION THAT SUCH ACCOUNTANTS OR PARTNERSHIP OF ACCOUNTANTS HAS BEEN SO LICENSED BEFORE BEING PLACED ON THE LIST OF APPROVED SCHOOL AUDITORS. PROVIDED, THAT ANY ACCOUNTANT APPROVED PRIOR TO THE REQUIREMENT OF SUCH LICENSE AND WHO IS STILL IN GOOD STANDING WITH THE STATE BOARD OF EDUCATION, SHALL CONTINUE TO BE ELIGIBLE FOR APPROVAL AND INCLUSION ON LIST OF APPROVED AUDITORS. Provided, further, that all accountants or partnerships of accountants entering into audit contracts required under this Act, shall carry a minimum of Two Hundred Fifty Thousand Dollars (\$250,000.00) accountants' professional li-

ability insurance or the total amount of the budget being audited, whichever is less. ANY SUCH POLICY MAY EXCLUDE FROM COVERAGE THE FIRST ONE THOUSAND DOLLARS (\$1,000.00) OF ANY LOSS INCURRED. SUCH EXCLUSION SHALL NOT, HOWEVER, BE SO CONSTRUED AS TO RELIEVE THE PERSON ON WHOM SUCH INSURANCE IS WRITTEN FROM LIABILITY.

SECTION 2. Section 7, Chapter 47, O. S. L. 1967 (70 O. S. Supp. 1967, § 505.7) is amended to read as follows:

§ 505.7. **[All reports on audits]** EACH REPORT ON AUDIT of public schools shall contain at least the following:

(1) A statement of the scope of examination;

(2) The auditor's opinion as to whether the audit was made in accordance with generally accepted auditing standards **[applicable in the circumstances]** AS HERETOFORE ESTABLISHED;

(3) The auditor's opinion as to whether the financial statements included in the audit report present fairly the results of the operations during the period audited;

(4) The auditor's opinion as to whether the financial statements accompanying the audit report were prepared in accordance with generally accepted accounting principles applicable to **[public]** schools AND IN ACCORDANCE WITH THE LAWS OF THE STATE OF OKLAHOMA AND THE RULES AND REGULATIONS OF THE STATE BOARD OF EDUCATION;

(5) The reason or reasons an opinion is not rendered with respect to subsections (3) and (4) in the event the auditor is unable to express an opinion with respect thereto;

(6) The auditor's opinion as to whether the school's budgetary and disbursement procedures conform to the requirements of the Oklahoma Statutes;

(7) Financial statements presented in **[such]** THE form AND MANNER APPROVED BY THE STATE BOARD OF

EDUCATION SO as to disclose the RESULTS OF THE operations of each fund of the public school *[and a statement of the operations of all funds.]*

SECTION 3. Section 8, Chapter 47, O. S. L. 1967 (70 O. S. Supp. 1967, § 505.8) is amended to read as follows:

§ 505.8. (1) Each audit required by this Act shall be completed and the audit report thereon shall be submitted by the auditor to the local Board of Education within six (6) months after the close of the fiscal year of the local Board of Education.

(2) One (1) copy of the audit report shall be filed by the local Board of Education in the office of the County Clerk of the County wherein the principal office of the local Board of Education is located.

(3) One (1) copy of the audit report shall be maintained by the local Board of Education as a public record for public inspection at all reasonable times at the office of the local Board of Education. All records shall be kept at least five (5) years.

(4) The local Board of Education shall forward a copy of the audit report to the State Board of Education within thirty (30) days after receipt of said audit. The State Board of Education shall retain such copy in its office as a public record where it shall be available for public inspection at all reasonable times. A copy of the audit report shall be available to the State Examiner and Inspector from the State Board of Education upon request by the State Examiner and Inspector at all reasonable times.

(5) THE STATE BOARD OF EDUCATION MAY MAKE INQUIRIES IT DEEMS NECESSARY TO DETERMINE THAT EACH SCHOOL IS PROPERLY COMPLYING WITH THIS ACT. If within seven (7) months after the end of the fiscal year of the public school a copy of the audit report has not been received by the State Board of Education, an inquiry shall be made by the State Board of Education as

to why such report has not been filed. Should the State Board of Education find that the local Board of Education has failed to cause an annual audit to be commenced, the State Board of Education shall make a written demand on said Board to commence such annual audit within thirty (30) days of the date of such demand.

SECTION 4. Section 9, Chapter 47, O. S. L. 1967 (70 O. S. Supp. 1967, § 505.9) is amended to read as follows:

§ 505.9. *[(1)]* The State *[Examiner and Inspector]* BOARD OF EDUCATION shall examine all reports submitted to it and shall determine whether said reports comply with the provisions of this Act. If the State *[Examiner and Inspector]* BOARD OF EDUCATION finds that they have not been complied with, *[he]* THE BOARD shall notify the local Board of Education and the auditor who submitted said audit report by submitting to them a statement of deficiencies. If the deficiencies are not corrected within ninety (90) days from the date of the statement of deficiencies or within twelve (12) months after the end of the fiscal year of the local district, whichever is later, the State *[Examiner and Inspector]* BOARD OF EDUCATION shall make or cause an audit to be made in the manner provided for in *[Section 8]* § 505.8 of this *[Act]* TITLE.

[(2)] If the State Examiner and Inspector in examining any audit report finds an indication of violation of State law he shall, after making such investigation as he deems necessary, consult with the Attorney General; and if after such investigation and consultation he has reason to believe that there has been a violation of State law on the part of any public school said State Examiner and Inspector shall cause appropriate proceedings to be filed. The local Board of Education shall reimburse the State Examiner and Inspector for all amounts advanced by him for the making of such audit.]

SECTION 5. Section 15, Chapter 47, O.

S. L. 1967, (70 O. S. Supp. 1967, § 505.13) is amended to read as follows:

§505.13. *[This Act shall take effect on July 1, 1967. The first audit is to be made upon completion of school year beginning July 1, 1967.]* ALL ACCOUNTING SYSTEMS AND PROCEDURES USED BY THE SCHOOL DISTRICTS OF THE STATE OF OKLAHOMA SHALL CONFORM WITH THE ACCOUNTING SYSTEMS AND PROCEDURES PRESCRIBED BY THE STATE BOARD OF EDUCATION.

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.

HB 864, 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McClendon, McSpadden, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—33.

Nay: Smalley.—1.

Excused: Atkinson, Breckinridge, Find-eiss, Garrett, Ham, Hargrave, Keels, McGraw, Martin, Massad, Massey, Nichols, Stansberry, Stipe.—14.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McClendon, McSpadden, Miller, Murphy, Payne, Porter, Romang, Selman,

Short, Smith, Taliaferro, Terrill, Williams, Young.—33.

Nay: Smalley.—1.

Excused: Atkinson, Breckinridge, Find-eiss, Garrett, Ham, Hargrave, Keels, McGraw, Martin, Massad, Massey, Nichols, Stansberry, Stipe.—14.

The emergency was declared passed.

HB 864, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 20-c.

RESOLUTION

By unanimous consent, SCR 60 by McSpadden of the Senate and Bynum of the House was introduced and read as follows:

A Concurrent Resolution directing the President Pro Tempore of the State Senate and the Speaker of the House of Representatives to each appoint three persons to serve as a committee to study the need for and feasibility of constructing a suitable memorial to Jean Pierre Chouteau; and directing submission of a report of findings and recommendations.

SCR 60 was read at length, adopted upon motion of President Pro Tempore McSpadden, and ordered referred for engrossment.

RESOLUTION

By unanimous consent, SR 80 by Murphy was introduced.

Senator Murphy asked unanimous consent, which was granted, that all other members of the Senate be added as co-authors of the Resolution.

SR 80, as coauthored, was read at length as follows, adopted upon motion of Senator Murphy, and ordered referred for enrollment:

SR 80—By Murphy, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols,

Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A RESOLUTION COMMENDING MR. HENRY PAYNE (HANK) IBA FOR HIS MANY ABILITIES AND ACHIEVEMENTS; CONGRATULATING HIM FOR HIS NUMEROUS HONORS AND UNLIMITED ACCOMPLISHMENTS; EXPRESSING GRATITUDE TO HIM FOR HIS MANY YEARS OF DEDICATED SERVICE TO OKLAHOMA STATE UNIVERSITY AND TO THE STATE OF OKLAHOMA; AND DIRECTING DISTRIBUTION.

WHEREAS, Mr. Henry Payne (Hank) Iba is a man of many abilities and unlimited achievements; and

WHEREAS, he is presently serving his 34th year at Oklahoma State University and has served in a dual role of Athletic Director and Basketball Coach at the University since 1934; and

WHEREAS, he has for many years been referred to as the Dean of Basketball and has been considered basketball's greatest friend and its finest gentleman; and

WHEREAS, he has been appointed to an unprecedented second straight term as Coach of the United States Olympic Team; and

WHEREAS, he was the first coach in the history of basketball to win consecutive NCAA championships; and

WHEREAS, Mr. Iba is a man of high principle, and deserves and receives the respect and admiration of all who are fortunate enough to know him.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the Second Session of the Thirty-First Oklahoma Legislature does hereby commend Mr. Henry Payne (Hank) Iba for his many abilities and achievements, and does hereby congratulate him for his many honors and

accomplishments, and does hereby express sincere appreciation and gratitude to him for his many years of dedicated service to Oklahoma State University and to the State of Oklahoma.

SECTION 2. A duly authenticated copy of this Resolution, after consideration and enrollment shall be prepared for and sent to Mr. Henry Payne (Hank) Iba.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 575—By Skeith of the House and Grantham of the Senate.

A Concurrent Resolution directing the Committee on Roads and Highways of the Legislative Council to make a statewide study of the classification of all public roads, streets and highways and to report and to make recommendations thereon.

Upon request of Senator Grantham, **HCR 575** was taken up for immediate consideration, read at length, and adopted upon his motion.

HCR 575 was properly signed and ordered returned to the Honorable House.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

Senator Dacus presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 540** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred **ENGROSSED SENATE BILL NO. 540**, and Engrossed House Amendment thereto, by McSpadden, Gee and Horn of the Senate, entitled:

AN ACT RELATING TO GAME AND FISH; AMENDING 29 O. S. 1961, § 226,

AS LAST AMENDED BY SECTION 1, CHAPTER 34, O. S. L. 1967; PROVIDING FOR ISSUANCE OF COMMERCIAL FISHING LICENSES, CONTRACT OR HELPER'S PERMITS; PROVIDING FOR MANNER OF TAKING OF NONGAME FISH; FIXING FEES AND PROVIDING FOR DISPOSITION THEREOF; PROHIBITING USE OF NETS, TRAPS, SEINES AND OTHER SIMILAR DEVICES WITHIN CERTAIN DISTANCE OF SHORE LINE; MAKING VIOLATIONS OF ACT A MISDEMEANOR; PRESCRIBING PENALTIES; 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:

AUTHORS: Add the following coauthors: Bynum, Cole, Odom (V. H.) and Poulos of the House.

No. 1. That the House recede from its amendment No. 1.

No. 2. That the Senate and House accept the following amendment:

AMENDMENT NO. 1. Amend Page 2, SECTION 1, Line 13, by inserting, after the period: "And, provided further that the use of nets, traps, seines and other similar devices in the inland waters of this state shall be unlawful during the pe-

riod from March 21 through May 21 of each year in the area lying north and east of the boundary line described as follows: Beginning at the Oklahoma-Arkansas state line where State Highway No. 20 intersects with said Oklahoma-Arkansas state line, thence easterly along State Highway No. 20 to its intersection with State Highway No. 28, thence north and easterly along State Highway No. 28 to its intersection with State Highway No. 82, thence northerly along State Highway No. 82 to its intersection with U. S. Highway No. 66 to its intersection with the Oklahoma-Kansas state line, and a violation thereof shall be a misdemeanor, punishable as provided above for operating within one hundred (100) yards of the shoreline."

FOR THE SENATE: McSpadden, Gee, Massey.

FOR THE HOUSE: Odom (V. H.), Mountford.

BILLS RELEASED

As provided under Rule 20-c, **HB 1137** was properly signed and ordered returned to the Honorable House.

HB 864, together with the **CCR** thereon, was ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, April 1, 1968.

Fifty-second Legislative Day

Monday, April 1, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Berrong, Bradley, Findeiss, Ham, Holden, Howard, McClendon, Massey, Smalley.—9.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, the Reverend Fred Williams, Pastor of the Bethel Baptist Church, Owasso, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Selman:

Dear Lord, we pause to give Thee thanks and to invoke Your blessings on this day—that Thy Kingdom may come closer to this needy world. Heavenly Father, You have blessed these United States from their beginning, sometimes when we were deserving, but more often because of Your overflowing grace. O God, we pray that you will bless our country, our President and other leaders of our nation. We pray for our Governor and these Senators of our State. Help them to make the right decisions for the people. Heavenly Father, impress us that when we seek Your will, we are exercising great wisdom. Help us

to live in a Christlike manner and always be thankful for salvation He provides. All this we ask in Jesus' name. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SBs 580, 581 and 706 as amended.

HA to SB 580 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Title to read as follows: "AN ACT RELATING TO HIGHER EDUCATION; DECLARING LEGISLATIVE INTENT; PROVIDING FOR"

HAs to SB 581 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 12, by striking the enacting clause.

HAs to SB 706 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking the enacting clause.

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 17, by striking the words and figures "Two Hundred Thousand Dollars (\$200,000.00)"; and inserting in lieu thereof the words and figures "Fifty Thousand Dollars (\$50,000.00)".

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SJR 60.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1201**.

The above numbered Enrolled Bill was, 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:

HB 1355—Governmental Affairs—Show Gee as Senate Author—Coauthored by Smalley.

HJR 541—Governmental Affairs—Coauthored by Smith and Smalley.

HJR 562—Governmental Affairs.

DO PASS, as amended:

HB 1002—Governmental Affairs.

HB 1197—Governmental Affairs—Show Smalley as Senate Author—Coauthored by Stansberry and Ham.

HB 1215—Judiciary—Show Smith as Senate Author.

HB 1219 — Judiciary — Show Nichols as Senate Author.

HB 1263—Governmental Affairs.

HB 1281—Judiciary—Show Grantham as Senate Author.

HJR 517—Governmental Affairs.

HJR 559—Judiciary—Show Gee as Senate Author.

GENERAL ORDER

SB 640 by Graves, Murphy, Nichols, Birdsong, Martin, Miller, McSpadden, Hargrave and Smalley of the Senate and Cox of the House was read and considered.

Upon motion of Senator Baldwin, **SB 640** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin **SB 640** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 640 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berrong, Bradley, Findeiss, Ham, Holden, Howard, McClendon, Massey, Smalley, Smith.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berrong, Bradley, Findeiss, Ham, Holden, Howard, McClendon, Massey, Smalley, Smith.—10.

The emergency was declared passed.

SB 640 was referred for engrossment.

Senators McClendon, Bradley and Massey asked to be shown present, which was the order.

GENERAL ORDER

SB 685 by Holden was read and considered.

Upon motion of Senator Baldwin, SB 685 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 685 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 685 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Williams.—37.

Excused: Berrong, Findeiss, Ham, Hamilton, Holden, Howard, Porter, Smalley, Smith, Terrill, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Williams.—37.

Excused: Berrong, Findeiss, Ham, Hamilton, Holden, Howard, Porter, Smalley, Smith, Terrill, Young.—11.

The emergency was declared passed.

SB 685 was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 686 by Holden was read and considered.

Upon motion of Senator Baldwin, SB 686 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, SB 686 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 686 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Williams.—38.

Excused: Berrong, Findeiss, Ham, Hargrave, Holden, Howard, McSpadden, Smalley, Terrill, Young.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Williams.—38.

Excused: Berrong, Findeiss, Ham, Hargrave, Holden, Howard, McSpadden, Smalley, Terrill, Young.—10.

The emergency was declared passed.

SB 686 was referred for engrossment.

GENERAL ORDER

SJR 68 by Miller and Graves of the Senate and Abbott of the House was read and considered.

Senators Nichols, Ferrell, Young and Massey asked to be made coauthors of SJR 68, which was the order.

Upon motion of Senator Miller, **SJR 68** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **SJR 68** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 68 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Gee, Grant-ham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Williams.—38.

Excused: Berrong, Findeiss, Garrison, Ham, Holden, Howard, Smalley, Stipe, Terrill, Young.—10.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Gee, Grant-ham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—39.

Excused: Berrong, Findeiss, Garrison, Ham, Holden, Howard, Smalley, Stipe, Young.—9.

The emergency was declared passed.

SJR 68 was referred for engrossment.

GENERAL ORDER

HB 984 by Townsend of the House and Miller of the Senate was read and considered.

Senator Dacus asked to be made co-author of **HB 984**, which was the order.

Upon motion of Senator Miller, **HB 984** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 984** was placed upon third reading and final passage.

THIRD READING

HB 984 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Berrong, Findeiss, Garrison, Ham, Holden, Howard, Massey, Murphy, Porter, Smalley, Stipe, Young.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Berrong, Findeiss, Garrison, Ham, Holden, Howard, Massey, Murphy, Porter, Smalley, Stipe, Young.—12.

The emergency was declared passed.

HB 984 was ordered withheld pursuant to Rule 20-c.

Senators Holden and Howard asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 517, 673, SCR 60, and HBs 547, 1027, 1091 and 1238 each correctly engrossed.

SBs 595, 707, SCR 59 and SR 80 each correctly enrolled.

Engrossed **SBs 517, 673 and SCR 60** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs to and Engrossed HBs 547, 1027, 1091 and 1238**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 595 and 707** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 59** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 80** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1114 by Derryberry, et al, of the House and Terrill, Taliaferro, Grantham, McSpadden, Bradley and Ferrell of the Senate was read and considered.

Senator Dacus asked to be made co-author of **HB 1114**, which was the order.

Senator Massey moved to amend **HB 1114**, page 30, line 10 by striking the sentence, "The Chief Enforcement Officer shall reside in Oklahoma City", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1114**, page 31, line 35, by adding after the word "Commission" the language, "Where a complaint is instituted by any person other than the Commission of its own motion and in the event the Commission should find that said complaint was not in good faith, the complaining party shall be required to pay the defendant's attorney's fee, said fee to be prescribed by the Commission in accordance with applicable Oklahoma Bar Association standards", which amendment was declared adopted.

Senator Short moved to amend **HB 1114**, page 30, line 11, by inserting after the

word "Tulsa" and before the word "and" the language "County and at least one shall reside in Oklahoma County", which amendment was declared adopted.

Senator Massad moved to amend **HB 1114**, page 14, line 19, by striking the word "character" and inserting in lieu thereof the word "type" and adding after the word "service" the words "or notice", which amendment was declared adopted.

Senator Terrill moved that the title to **HB 1114** be amended to conform to the body of the Bill, which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1114**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1114**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1114 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Wil-liams.—40.

Excused: Baggett, Berrong, Findeiss, Ham, Porter, Smalley, Young.—7.

Excused from voting: Bradley.—1.

(Art. 5 Sec. 24 Const.)

The bill was declared passed.

HB 1114, as amended, was referred for engrossment.

DECLARATION OF VOTE

Senator Atkinson asked that the record

show, had he been present at the time of third reading and final passage of HBs 864, 1091 and 1163, he would have voted Aye, which was the order.

Senator Field presiding.

Senators Ham and Berrong asked to be shown present, which was the order.

GENERAL ORDER

HB 1037 by Townsend, et al, of the House and Miller of the Senate was read and considered.

Senator Dacus asked to be made co-author of HB 1037, which was the order.

Upon motion of Senator Miller, HB 1037 was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, HB 1037 was placed upon third reading and final passage.

THIRD READING

HB 1037 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams.—39.

Excused: Findeiss, Howard, Murphy, Payne, Porter, Smalley, Stipe, Taliaferro, Young.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Romang, Selman,

Short, Smith, Stansberry, Terrill, Williams.—40.

Excused: Findeiss, Murphy, Payne, Porter, Smalley, Stipe, Taliaferro, Young.—8.

The emergency was declared passed.

HB 1037, was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1351 by McCune of the House and Gee of the Senate was read and considered.

Upon motion of Senator Gee, HB 1351 was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, HB 1351 was placed upon third reading and final passage.

THIRD READING

HB 1351 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Ferrell, Findeiss, Howard, McClendon, Miller, Murphy, Smalley, Stansberry, Stipe.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Ferrell, Findeiss, Howard, Mc-

Clendon, Miller, Murphy, Smalley, Stansberry, Stipe.—9.

The emergency was declared passed.

HB 1351 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HJR 538 by Fine of the House and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, HJR 538 was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, HJR 538 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: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams.—38.

Nay: Grantham, Smith.—2.

Excused: Baldwin, Findeiss, Hargrave, Howard, Massad, Nichols, Smalley, Young.—8.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams.—38.

Nay: Grantham, Smith.—2.

Excused: Baldwin, Findeiss, Hargrave, Howard, Massad, Nichols, Smalley, Young.—8.

The emergency was declared passed.

HJR 538, as amended, was referred for engrossment.

DECLARATION OF VOTE

Senator Berrong asked that the record show, had he been present at the time of third reading and final passage of HB 1114, he would have voted Aye, which was the order.

GENERAL ORDER

HJR 543 by Watkins, et al, of the House and Boecher of the Senate was read and considered.

Upon motion of Senator Boecher, HJR 543 was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, HJR 543 was considered engrossed and placed upon third reading and final passage.

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: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams.—39.

Nay: Grantham, Smith.—2.

Excused: Baldwin, Findeiss, Hargrave, Massad, Nichols, Smalley, Young.—7.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Ber-

ry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams.—39.

Nay: Grantham, Smith.—2.

Excused: Baldwin, Findeiss, Hargrave, Massad, Nichols, Smalley, Young.—7.

The emergency was declared passed.

HJR 543, as amended, was referred for engrossment.

GENERAL ORDER

HB 1229 by Odom (V. H.), et al, of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, **HB 1229** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1229** was placed upon third reading and final passage.

THIRD READING

HB 1229 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Berry, Graves, Massad.—3.

Excused: Findeiss, Ham, Holden, Smalley, Stansberry.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breck-

inridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Berry, Graves, Massad.—3.

Excused: Findeiss, Ham, Holden, Smalley, Stansberry.—5.

The emergency was declared passed.

HB 1229 was ordered withheld pursuant to Rule 20-c.

Senator Smalley asked to be shown present, which was the order.

Senator Hamilton presiding.

PENDING CONSIDERATION ON CCR

Upon motion of President Pro Tempore McSpadden the Conference Committee Report on **SB 540** was declared adopted.

SB 540, 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: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrison, Gee, Grantham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Nay: Birdsong, Garrett, Graves, McClendon, Selman.—5.

Excused: Field, Findeiss, Ham, Horn, Howard, Porter, Stansberry, Stipe.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrison, Gee, Grantham, Hamilton, Hargrave, Holden, Keels,

Luton, McGraw, McSpadden, Martin, Masad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Nay: Birdsong, Garrett, Graves, McClendon, Selman.—5.

Excused: Field, Findeiss, Ham, Horn, Howard, Porter, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 540, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 20-c.

Senator Boecher moved that the Senate stand recessed until 1:30 p.m., which motion was declared adopted.

*

At 1:30 p.m., the Senate reassembled with President Pro Tempore McSpadden presiding.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 171, 185, 473, 549, 595, 626** and **707**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCR 59**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

HB 1353 by Nigh, et al, of the House and Luton of the Senate was read and considered.

Senator Smalley presiding.

Senator Gee moved to amend **HB 1353**, page 1, line 1, by inserting new Sections 1 and 2 to read as follows:

"SECTION 1. State Representative District Number Six shall comprise the following area:

DISTRICT NO.

District No. 6.

AREA WITHIN DISTRICT (Counties)

All of Craig County; and all of the following townships, together with cities and towns located therein in Ottawa County: Afton, Council House, Wyandotte; and all that part of Narcissa Township, in Ottawa County, except that portion lying within the city limits of the City of Miami.

SECTION 2. State Representative District Number Seven shall comprise the following area:

DISTRICT NO.

District No. 7.

AREA WITHIN DISTRICT (Counties)

All of the following townships, together with cities and towns located therein, in Ottawa County: Peoria, Ottawa, Quapaw, and that portion of Narcissa Township not located in State Representative District No. 6." and by renumbering all succeeding Sections, and rewording the Title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1353**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1353**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1353 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—33.

Excused: Atkinson, Baggett, Baldwin, Berrong, Findeiss, Ham, Hargrave, Holden, Horn, McClendon, Payne, Porter, Stansberry, Stipe, Taliaferro.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—33.

Excused: Atkinson, Baggett, Baldwin, Berrong, Findeiss, Ham, Hargrave, Holden, Horn, McClendon, Payne, Porter, Stansberry, Stipe, Taliaferro.—15.

The emergency was declared passed.

HB 1353, as amended, was referred for engrossment.

GENERAL ORDER

HB 985 by Spearman of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, **HB 985** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 985** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 985 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Selman, Short, Smith, Taliaferro.—26.

Nay: Berry, Birdsong, Bradley, Field, Grantham, Graves, Hamilton, Horn, Martin, Romang, Smalley, Stipe, Williams.—13.

Excused: Baldwin, Berrong, Findeiss, Ham, Hargrave, Porter, Stansberry, Terrill, Young.—9.

The bill was declared passed.

HB 985, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1163 correctly engrossed.

Engrossed SAs to and Engrossed **HB 1163**, as amended, was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Breckinridge the Conference Committee Report on **HB 1054** was declared adopted.

HB 1054, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—38.

Excused: Baldwin, Berrong, Findeiss, Ham, Hargrave, McSpadden, Porter, Stansberry, Terrill, Young.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—38.

Excused: Baldwin, Berrong, Findeiss, Ham, Hargrave, McSpadden, Porter, Stansberry, Terrill, Young.—10.

The emergency was declared passed.

HB 1054, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 20-c.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Birdsong, the Senate concurred in **HAS** to **SB 150**.

SB 150, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—35.

Nay: Bradley, Field.—2.

Excused: Baldwin, Berrong, Findeiss, Ham, Hargrave, Massey, Nichols, Porter, Stansberry, Terrill, Young.—11.

The bill, as amended, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—35.

Nay: Bradley, Field.—2.

Excused: Baldwin, Berrong, Findeiss, Ham, Hargrave, Massey, Nichols, Porter, Stansberry, Terrill, Young.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Graves, the Senate concurred in **HAS** to **SB 659**.

SB 659, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Breckinridge, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stipe, Terrill.—29.

Nay: Baldwin, Bradley, Dacus, Keels, McClendon, Massad, Short, Williams.—8.

Excused: Berrong, Findeiss, Ham, Hargrave, Howard, Luton, Massey, Porter, Stansberry, Taliaferro, Young.—11.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Breckinridge, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams.—32.

Nay: Baldwin, Bradley, Dacus, Keels, McClendon.—5.

Excused: Berrong, Findeiss, Ham, Hargrave, Howard, Luton, Massey, Porter, Stansberry, Taliaferro, Young.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Stipe, the Senate concurred in **HAS** to **SB 563**.

SB 563, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hold-

en, Horn, Keels, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams.—36.

Excused: Atkinson, Berrong, Findeiss, Ham, Hargrave, Howard, Luton, McSpadden, Porter, Stansberry, Taliaferro, Young.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams.—36.

Excused: Atkinson, Berrong, Findeiss, Ham, Hargrave, Howard, Luton, McSpadden, Porter, Stansberry, Taliaferro, Young.—12.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Hamilton, the Senate concurred in **HAs** to **SB 480**.

SB 480, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams, Young.—35.

Excused: Berrong, Berry, Findeiss, Ham, Hargrave, Massad, Massey, Miller,

Porter, Stansberry, Stipe, Taliaferro, Terrill.—13.

The bill, as amended, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams, Young.—36.

Excused: Berrong, Berry, Findeiss, Ham, Hargrave, Massad, Massey, Porter, Stansberry, Stipe, Taliaferro, Terrill.—12.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Gee, the Senate concurred in **HAs** to **SB 557**.

SB 557, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams.—33.

Nay: Dacus, Horn.—2.

Excused: Berrong, Berry, Findeiss, Ham, Hargrave, McClendon, McGraw, Porter, Stansberry, Stipe, Taliaferro, Terrill, Young.—13.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Howard, the

Senate refused to concur in **HAs** to **SB 588** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 588**: Howard, Gee and Luton.

PENDING SENATE ACTION ON **HAs**

Upon motion of Senator Gee, the Senate refused to concur in **HAs** to **SB 539** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 539**: Gee, Massad and Short.

PENDING SENATE ACTION ON **HAs**

Upon motion of Senator Gee, the Senate refused to concur in **HAs** to **SB 636** and requested a Conference thereon, the Bill to be referred to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Gee, the Senate refused to concur in **HAs** to **SB 656** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 656**: Smalley, Gee and Massad.

PENDING SENATE ACTION ON **HAs**

Upon motion of Senator Graves, the Senate concurred in **HAs** to **SB 638**.

SB 638, 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: Atkinson, Baggett, Baldwin, Bird-

song, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Williams, Young.—33.

Excused: Berrong, Berry, Findeiss, Ham, Hargrave, McClendon, McGraw, Massad, Murphy, Porter, Smith, Stansberry, Stipe, Taliaferro, Terrill.—15.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Williams, Young.—34.

Excused: Berrong, Berry, Findeiss, Ham, Hargrave, McClendon, McGraw, Massad, Porter, Smith, Stansberry, Stipe, Taliaferro, Terrill.—14.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Baggett, the Senate concurred in **HAs** to **SB 721**.

SB 721, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams, Young.—31.

Nay: Boecher, Field, Horn, Massey, Stipe.—5.

Excused: Berrong, Bradley, Findeiss,

Ham, Hargrave, McClendon, McGraw, Massad, Porter, Stansberry, Taliaferro, Terrill.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams, Young.—32.

Nay: Boecher, Field, Horn, Stipe.—4.

Excused: Berrong, Bradley, Findeiss, Ham, Hargrave, McClendon, McGraw, Massad, Porter, Stansberry, Taliaferro, Terrill.—12.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 1184 by Poulos, et al, of the House and Breckinridge of the Senate was read and considered.

Senator McGraw asked to be made a coauthor of HB 1184, which was the order.

Upon motion of Senator Breckinridge, HB 1184 was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, HB 1184 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1184 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden,

Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams. Young.—36.

Excused: Berrong, Bradley, Findeiss, Ham, Hargrave, McClendon, Massad, Porter, Stansberry, Stipe, Taliaferro, Terrill.—12.

The bill was declared passed.

Senator Breckinridge asked unanimous consent to reconsider the vote by which HB 1184 was passed, which was the order.

Senator Breckinridge asked unanimous consent, which was granted, to reconsider the vote by which HB 1184 was considered engrossed and placed upon third reading and final passage.

Senator Breckinridge moved to reconsider the vote by which HB 1184 was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Hamilton moved to amend HB 1184, page 1, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Breckinridge, HB 1184, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, HB 1184, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1184 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Hamilton, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short,

Smalley, Smith, Stipe, Williams, Young.—37.

Excused: Bradley, Findeiss, Graves, Ham, Hargrave, Howard, McClendon, Porter, Stansberry, Taliaferro, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Hamilton, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—37.

Excused: Bradley, Findeiss, Graves, Ham, Hargrave, Howard, McClendon, Porter, Stansberry, Taliaferro, Terrill.—11.

The emergency was declared passed.

HB 1184, as amended, was referred for engrossment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Berrong, the Senate concurred in HAS to SB 676.

SB 676, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—37.

Excused: Bradley, Findeiss, Ham, Hargrave, Holden, Howard, McClendon, Porter, Stansberry, Taliaferro, Terrill.—11.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—37.

Excused: Bradley, Findeiss, Ham, Hargrave, Holden, Howard, McClendon, Porter, Stansberry, Taliaferro, Terrill.—11.

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 rejection of SAs to Engrossed HBs 992 and 1094, requesting Conferences and naming Conferees as follows:

HB 992: Connor, Hopkins and Dickey.

HB 1094: Raibourn, Grey and Goodfellow.

Upon motion of Senator Boecher, the request of the Honorable House for Conferences on HBs 992 and 1094 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under:

HB 992: Breckinridge, Bradley and Baggett.

HB 1094: Terrill, Massad and Taliaferro.

RESOLUTIONS

By unanimous consent, SR 81 by McSpadden was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 81—By McSpadden.

A RESOLUTION REQUESTING THE PRESIDENT PRO TEMPORE OF THE

STATE SENATE TO REFER TO A SPECIAL COMMITTEE FOR STUDY THE PRESENT LAWS CONCERNING WORKMEN'S COMPENSATION AND PREMIUM RATES; AND DIRECTING A REPORT OF FINDINGS AND RECOMMENDATIONS.

WHEREAS, it is the duty and responsibility of the State Legislature to enact legislation concerning the welfare of the citizens of the State; and

WHEREAS, there is a possibility that additional appropriate legislation concerning Workmen's Compensation is needed; and

WHEREAS, in order to consider such legislation a study should be made concerning the Workmen's Compensation laws of the State, their effectiveness, reasonableness, the equities involved and how they compare with sister states.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the President Pro Tempore of the State Senate appoint a special committee of five members of the Senate to study the present laws concerning workmen's compensation, their effectiveness, reasonableness, the equities involved, and premium rates, and how they compare with those of sister states.

SECTION 2. That the committee shall, upon completion of the study, file a report of its findings and recommendations with the President Pro Tempore of the State Senate.

By unanimous consent, SR 82 by Murphy was introduced, and, upon his request, all other members of the Senate were added as coauthors of the Resolution.

SR 82, as coauthored, was read at length as follows, adopted upon motion of Senator Murphy, and ordered referred for enrollment:

SR 82—By Murphy, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Fer-

rell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A RESOLUTION COMMENDING DR. ALFRED B. LEVIN OF STILLWATER, FOR HIS MANY ACHIEVEMENTS; NOTING HIS OUTSTANDING CONTRIBUTIONS TO OKLAHOMA STATE UNIVERSITY AND TO HIGHER EDUCATION IN THE STATE OF OKLAHOMA; EXPRESSING GRATITUDE FOR HIS MANY YEARS OF FAITHFUL SERVICE; AND DIRECTING DISTRIBUTION.

WHEREAS, Dr. Alfred B. Levin has been associated with Oklahoma State University for twenty-one years as a specialist in Russian History, and has on numerous occasions expressed his affinity for Oklahoma and its people; and

WHEREAS, his extensive knowledge of the Russian system as reflected in THE SECOND DUMA and THE DYNAMICS OF SOVIET SOCIETY has placed him in the forefront of historical scholars of our time; and

WHEREAS, his courses have attracted more than a generation of students from all institutions of higher learning in the state, and have been widely noted for their academic excellence; and

WHEREAS, Dr. Levin has served for many years as a consultant to the intelligence services of the United States because of his thorough understanding of Russian life and society; and

WHEREAS, he has recently undertaken the editorship of CIMARRON REVIEW, a new national journal of arts, letters, and opinions published at Oklahoma State University; and

WHEREAS, both he and his gracious wife, through their efforts in improving communication and understanding between American and International stu-

dents, have greatly broadened the cultural and intellectual outlook of all who have been fortunate enough to know them.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend Dr. Alfred B. Levin for his many achievements, and does hereby note with pride his contributions to Oklahoma State University and to Higher Education in the State of Oklahoma, and does hereby express deep and sincere gratitude to him for his many years of faithful service.

SECTION 2. That a duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared and sent to Dr. Alfred B. Levin.

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

SCR 61—By Smith of the Senate and Hopkins of the House.

A Resolution commending the Southwest District Campfire Girls of Tulsa for establishing a pilot project for the Campfire Girls of America National Program to "Keep America Beautiful"; and directing distribution.

Upon request of Senator Smith, all other members of the Senate were shown as Co-authors of **SCR 61**.

SCR 61 was read at length, adopted upon motion of Senator Smith, and ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Boecher asked for an extension of one day for consideration of the Young motion to reconsider the vote by which **HB 617** failed of passage, which was the order.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 60**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 753**—Coauthored by Thompson, Cate, Peterson, Conaghan, Fair, Ford, Goodfellow, Holaday, Hunter, Inhofe and Wolfe (Stephen), and as amended.

HAS to **SB 753** read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the **TITLE** and entire bill and substitute the following:

AN ACT RELATING TO PRESERVATION OF THE PUBLIC PEACE AND SAFETY; DEFINING TERMS; AUTHORIZING THE GOVERNOR TO PROCLAIM A STATE OF EMERGENCY IN CERTAIN INSTANCES; PROVIDING FOR NOTICE AND FILING OF SUCH PROCLAMATIONS; EMPOWERING THE GOVERNOR TO PROHIBIT BY PROCLAMATION CERTAIN ACTS WHICH IMPERIL THE PUBLIC PEACE AND SAFETY; PROHIBITING RIOTS AND DISORDERLY CONDUCT; MAKING VIOLATIONS OF ACT A CRIME; PRESCRIBING PENALTIES; AUTHORIZING CITIES AND TOWNS TO ENACT ORDINANCES IN CONFORMITY WITH ACT; MAKING PROVISIONS CUMULATIVE; MAKING PROVISIONS SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. This Act shall be known and referred to as the Oklahoma Riot Control and Prevention Act.

SECTION 2. As used in this Act:

"State of Emergency" means an emergency proclaimed as such by the Governor pursuant to Section 3 of the Act.

"Governor" means the Governor of this State or, in case of his removal, death, resignation or inability to discharge the powers and duties of his office, then the person who may exercise the powers of Governor pursuant to the Constitution and

laws of this State relating to succession in office.

SECTION 3. (a) The Governor, after finding that a public disorder, disaster or riot exists within this State or any part thereof which affects life, health, property or the public peace, may proclaim a State of Emergency in the area affected.

(b) The proclamation of a State of Emergency and other proclamations issued pursuant to this Act shall be in writing and shall be signed by the Governor. They shall then be filed with the Secretary of State.

(c) The Governor shall give as much public notice as practical through the news media of the issuance of proclamations pursuant to this Act.

(d) The State of Emergency shall cease to exist upon the issuance of a proclamation of the Governor declaring its termination; provided that the Governor must terminate said proclamation when order has been restored in the area affected.

SECTION 4. (a) The Governor during the existence of a State of Emergency, by proclamation, may, in the area described by the proclamation, which said proclamation shall not cover any part or portion of the State not affected by public disorder, disaster, or riot at the time said proclamation is issued, prohibit:

(1) any person being on the public streets, or in the public parks or at any other public place during the hours declared by the Governor to be a period of curfew;

(2) a designated number of persons, as designated by the Governor, from assembling or gathering on the public streets, parks, or other open areas of this State, either public or private;

(3) the manufacture, transfer, use, possession or transportation of a Molotov Cocktail or any other device, instrument or object designed to explode or produce uncontained combustion;

(4) the transporting, possessing or us-

ing of gasoline, kerosene, or combustible, flammable, or explosive liquids or materials in a glass or uncapped container of any kind except in connection with the normal operation of motor vehicles, normal home use or legitimate commercial use;

(5) the possession of firearms or any other deadly weapon by a person (other than a law enforcement officer) in a place other than that person's place of residence or business;

(6) the sale, purchase or dispensing of alcoholic beverages;

(7) the sale, purchase or dispensing of other commodities or goods, as he reasonably believes should be prohibited to help preserve and maintain life, health, property or the public peace;

(8) the use of certain streets, highways or public ways by the public; and

(9) such other activities as he reasonably believes should be prohibited to help preserve and maintain life, health, property or the public peace.

(b) In imposing the restrictions provided for by this Act, the Governor may impose them for such times, upon such conditions, with such exceptions and in such areas of this State he from time to time deems necessary.

SECTION 5. (a) Whenever the restrictions imposed pursuant to this Act are more restrictive than are required by any other statute, local ordinance or regulations, the provisions of the restrictions imposed pursuant to this Act shall govern.

(b) Whenever the restrictions of any other statute, local ordinance or regulations are more restrictive than the restrictions imposed pursuant to this Act, the provisions of such statute, local ordinance or regulations shall govern.

SECTION 6. Except wherein specific penalties are prescribed in this Act, whoever violates any provision of this Act or any provision of a proclamation issued pursuant to this Act shall be deemed guilty of a misdemeanor.

SECTION 7. (a) During a State of Emergency, any person who maliciously destroys or damages any real or personal property or maliciously injures another shall be guilty of a felony.

(b) Any person guilty of violating this section shall, upon conviction thereof, be imprisoned for not less than two (2) years, nor more than ten (10) years.

(c) Any person sixteen (16) years of age or over who violates the provisions of this section shall be prosecuted as an adult.

(d) A person is guilty of an offense under this section committed by another person when:

(1) acting with the state of mind that is sufficient for commission of the offense, he causes an innocent or irresponsible person to engage in conduct constituting the offense; or

(2) intending to promote or facilitate the commission of the offense he:

(A) solicits, requests, commands, importunes, or otherwise attempts to cause the other person to commit it; or

(B) aids, counsels, or agrees or attempts to aid the other person in planning or committing it; or

(C) having a legal duty to prevent the commission of the offense, fails to make a proper effort to do so.

(e) In any prosecution for an offense under this section in which the criminal liability of the accused is based upon the conduct of another person pursuant to this section, it is no defense that:

(1) the other person is not guilty of the offense in question because of irresponsibility or other legal incapacity or exemption, or because of unawareness of the criminal nature of the conduct in question or of the accused's criminal purpose, or because of other factors precluding the mental state required for the commission of the offense; or

(2) the other person has not been prosecuted for or convicted of any offense based on the conduct in question, or has previously been acquitted thereof, or has been convicted of a different offense or in a different degree, or has legal immunity from prosecution for the conduct in question.

SECTION 8. The following provisions shall apply during a State of Emergency.

(a) A person is guilty of riot when he participates with two or more persons in a course of disorderly conduct:

(1) with intent to commit or facilitate the commission of a felony or misdemeanor; or

(2) with intent to prevent or coerce official action; or

(3) when the accused or any other participant to the knowledge of the accused uses or plans to use a firearm or other deadly weapon.

(b) Any person upon any public way within the described area who is directed by the authorities to leave the public way but refuses to do so shall be guilty of a misdemeanor.

(c) Any person who violates the provisions of this section, except subsection (b), shall be guilty of a felony and upon conviction thereof shall be imprisoned for not less than two (2) years nor more than ten (10) years.

(d) Any person sixteen (16) years of age or over who violates the provisions of this section shall be prosecuted as an adult.

(e) A person is guilty of an offense under this section committed by another person when:

(1) acting with the state of mind that is sufficient for commission of the offense, he causes an innocent or irresponsible person to engage in conduct constituting the offense; or

(2) intending to promote or facilitate the commission of the offense he:

(A) solicits, requests, commands, importunes, or otherwise attempts to cause the other person to commit it; or

(B) aids, counsels, or agrees or attempts to aid the other person in planning or committing it; or

(C) having a legal duty to prevent the commission of the offense, fails to make a proper effort to do so;

(3) his conduct is expressly declared by a statute of this State to establish his complicity.

(f) In any prosecution for an offense under this section in which the criminal liability of the accused is based upon the conduct of another person pursuant to this section, it is not defense that:

(1) the other person is not guilty of the offense in question because of irresponsibility or other legal incapacity or exemption, or because of unawareness of the criminal nature of the conduct in question or of the accused's criminal purpose, or because of other factors precluding the mental state required for the commission of the offense; or

(2) the other person has not been prosecuted for or convicted of any offense based on the conduct in question, or has previously been acquitted thereof, or has been convicted of a different offense or in a different degree, or has legal immunity from prosecution for the conduct in question.

(g) Disorderly conduct as used in this section means a course of conduct by a person who:

(1) causes public inconvenience, annoyance, or alarm, or recklessly creates a risk thereof, by:

(A) engaging in fighting or in violent, tumultuous, or threatening behavior; or

(B) making an unreasonable noise or an offensively course utterance, gesture, or display, or addressing abusive language to any person present; or

(C) dispersing any lawful procession or meeting of persons, not being a peace officer of this State and without lawful authority; or

(D) creating a hazardous or physically offensive condition which serves no legitimate purpose; or

(2) engages with at least one other person in a course of disorderly conduct as defined in subparagraph (1) of this subsection which is likely to cause substantial harm or serious inconvenience, annoyance, or alarm, and refuses or knowingly fails to obey an order to disperse, made by a peace officer to the participants.

SECTION 9. Cities and towns are hereby authorized to enact ordinances in general conformity with the provisions of this Act.

SECTION 10. The provisions of this Act shall be cumulative to and shall not operate to repeal any other laws.

SECTION 11. 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 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.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with CCR thereon, advising adoption of CCR and passage of Measure as amended: Engrossed **HB 501** — Coauthored by Wolf and Watkins of the House and Field, Dacus, Ham, Nichols, Selman, Keels, Bradley, Romang, McGraw, Smalley, Baggett, Holden and Miller of the Senate.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 501** was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 501, and Engrossed Senate Amendments thereto, by Skeith, Holaday and Sokolosky of the House and Grantham of the Senate entitled:

AN ACT RELATING TO HIGHWAYS; ESTABLISHING A HIGHWAY CODE AND DECLARING LEGISLATIVE INTENT; DEFINING WORDS AND PHRASES; CREATING DEPARTMENT OF HIGHWAYS AND STATE HIGHWAY COMMISSION AND PROVIDING FOR STATE HIGHWAY DIRECTOR, AND PRESCRIBING POWERS, DUTIES AND FUNCTIONS THEREOF; PROVIDING FOR STATE AND COUNTY HIGHWAY SYSTEMS; * * * * 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 following Senate Amendments be accepted: 1, 2, 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 45, 47, 48, 49, 50, 51, 52, 53, 54, 55 and 56.

In Engrossed Senate Amendments: It is recommended that Senate Amendments No. 4 and 5 be changed to read as follows on Page 17, Section 316. CERTIFICATION OF COUNTY ROAD MILEAGE AS OF JANUARY 1, 1961. The Commission shall, on or before the first day of June of each year, certify to the Oklahoma Tax Commission the county road mileage of each county and the total county road mileage of the State as such mileage existed on the first day of January, 1961, and such mileage shall be the computation of the existing road mileage for counties of under three hundred thousand (300,000) population, according to the last Federal Decennial Census, provided, however, that

any roads removed from the State Highway System by the State Highway Commission and returned to the county road system shall be added to the total county road mileage of the said county. Laws 1963, c.351, 1, as amended Laws 1967, c. 366, 1.

In Engrossed Senate Amendments: It is recommended the following Senate Amendment be changed to read as follows: Amendment No. 44, Page 8 of Engrossed Senate Amendments: "The Authority is hereby directed to submit to the Governor and the Legislature a complete detailed and itemized annual report of all sums, expended for engineering and legal services, showing the amounts of and to whom paid. Such report shall be submitted within thirty days after the convening of the Legislature for general sessions."

In Engrossed Senate Amendments: It is recommended the following Senate Amendment be changed to read as follows: Amendment No. 46, Page 8 of Engrossed Senate Amendments: The State Highway Department may, or the board of county commissioners of any county may, by agreement with the governing board of a city, incorporated town or other municipality having a population less than four thousand (4,000), construct, improve, repair or maintain any of the streets of such city, town or municipality, provided, however, in counties of more than three hundred thousand (300,000) population according to the last Federal census the board of county commissioners may, by agreement with the governing board of a municipality in such county, construct, improve, repair or maintain any of the streets of such municipality.

In Engrossed House Bill 501. It is recommended that in Article 2, Words and Phrases Defined, Section 233, Page 5 be changed to read as follows: PUBLIC SERVICE CORPORATION. Any transportation or transmission company, any gas, electric, heat, light and power company, any person, firm, corporation, receiver or trustee engaged in such business, and any

person, firm, corporation, receiver or trustee authorized to exercise the right of eminent domain or having a franchise to use or occupy any right-of-way, street, alley or public highway, whether along, over or under the same, in a manner not permitted to the general public.

In Engrossed House Bill 501. It is recommended that in Article 17, Turnpikes, Section 1705, in Subparagraph (n), Page 93 be changed to read as follows: To do all things necessary or convenient to carry out the powers expressly granted in this Article. On all turnpike projects alternate bids for paving work shall be taken on asphalt, concrete and portland cement concrete and the design standards for such paving shall provide for a minimum axle load of 41,000 pounds on the through lanes of all turnpikes hereafter constructed. All contracts for construction work on turnpike projects shall be let to the lowest responsible bidder, or bidders, after notice by publication in a newspaper published in the county where the work is to be done in two (2) consecutive weekly issues of the newspaper. In all cases where more than eight (8) miles of construction is let at the same time, such advertisement shall provide for bids on sections of the turnpike not to exceed eight (8) miles. Subject to the following restrictions and limitations: The Authority shall, when contracting for construction work, divide such work into paving projects, bridge projects, including underpasses and overpasses, and earth-moving and/or miscellaneous projects, according to the type of work to be done and each project shall be let under a separate contract or contracts and no contract or project shall include more than one of such types of construction work. Each contract for construction work shall contain a provision that ninety per cent (90%) of all labor employed on the project shall be residents of Oklahoma. Provided, however, that no tie bids shall be accepted, and provided, further, that contracts for bridges may include earthwork and structures for the approaches

thereto, and provided, further, that any one bridge or tunnel and the approaches thereto may be included in one (1) contract.

FOR THE HOUSE: Skeith, Wolf, Watkins.

FOR THE SENATE: Grantham, Field, Smalley.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1269**, requesting Conference and referring said Bill to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Boecher, the request of the Honorable House for a conference on **HB 1269** was ordered granted, the Bill to be referred to the General Conference Committee on Appropriations when appointed.

MESSAGES FROM THE GOVERNOR

Advising approval by him, April 1, 1968 of Enrolled SBs **31, 188, 191, 225, 346, 444, 466, 467, 479, 487, 488, 491, 503, 577, 600, 603, 630, 643, 645, 681, 690 and 711** entitled:

SB 31—By Williams of the Senate and Thornhill and Smith (Vondel) of the House.

An Act relating to motor vehicles; amending 47 O. S. 1961, § 12-405; authorizing manufacture, sale and use of pneumatic tires containing studs of metal, porcelain or other material during specified times of the year; requiring notices; and declaring an emergency.

SB 188—By Hargrave of the Senate and Sokolosky, Bickford, Hargrave and Sandlin of the House.

An Act relating to crimes and punishments; amending 21 O. S. 1961, § 1362; making disturbance by loud or unusual noise or abusive, violent, obscene, profane or threatening language a crime; prescribing penalties; and declaring an emergency.

SB 191—By Hargrave and Smith of the

Senate and Sokolosky, Bickford, Sandlin, and Hargrave of the House.

An Act relating to crimes and punishments; amending 21 O. S. 1961, § 421; defining criminal conspiracy; prescribing penalties; and declaring an emergency.

SB 225—By Williams, Dacus and Boecher of the Senate and Thornhill and Cole of the House.

An Act relating to motor fuel tax; repealing Section 528, Chapter 362, Oklahoma Session Laws 1963, Page 647 (68 O. S. Supp. 1965, § 528); and declaring an emergency.

SB 346—By McGraw and Smith.

An Act relating to the State Board of Health; amending Section 707, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-707); * * * and declaring an emergency.

SB 444—By Garrison and Short.

An Act relating to cities and towns; amending 11 O. S. 1961, § 404; providing for notice and public hearing prior to establishment or change of building and zoning regulations; and declaring an emergency.

SB 466—By Garrison, et al of the Senate and Connor, et al of the House.

An Act relating to state officers and employees; amending 74 O. S. 1961, § 85.3; providing for the organization of the Purchasing Division of the State Board of Public Affairs; * * * ; and declaring an emergency.

SB 467—By Garrison, Williams, Berry, Bradley, Ferrell, Findeiss, McGraw and Selman of the Senate and Connor, Hunter, Green and Taggart of the House.

An Act relating to State-owned motor vehicles; providing for creation of a State-owned motor pool under the State Board of Public Affairs; * * * and declaring an emergency.

SB 479—By Hamilton, Garrison, et al of the Senate and Hill, Bickford, et al of the House.

An Act relating to crimes and punish-

ment; providing punishment for person or persons interfering with firemen in the performance of their duties; and declaring an emergency.

SB 487—By Smith, Hargrave and Murphy of the Senate and Bamberger, Finch and Hopkins of the House.

An Act relating to Workmen's Compensation; etc.; providing for schedule of compensation for permanent and partial disability; etc.; and declaring an emergency.

SB 488—By Birdsong, Smith and Hargrave of the Senate and Finch, Hopkins and Bamberger of the House.

An Act relating to workmen's compensation; requiring employer to furnish, repair or replace certain prosthetic devices necessary as determined by the court in treatment or rehabilitation of injured workman; directing codification; and declaring an emergency.

SB 491—By Selman and Berry of the Senate and Mountford of the House.

An Act relating to banks, trust companies and corporate trust businesses; amending Oklahoma Banking Code of 1965, etc.; and declaring an emergency.

SB 503—By Massad, Boecher, McSpadden, Young and Dacus of the Senate and Smith (Norman), Musgrave, Hunter, Kamas, Poulos and Thornhill of the House.

An Act relating to insurance; amending 36 O. S. 1961, § 4101, Subsection B; providing maximum amount of insurance on life of debtor; and declaring an emergency.

SB 577—By Hamilton, Massad and Romang of the Senate and Conaghan of the House.

An Act relating to motor vehicles; amending 47 O. S. 1961, § 11-303; providing for rules governing the overtaking and passing of vehicles by vehicles proceeding in the same direction; and declaring an emergency.

SB 600—By Field, McGraw, et al of the Senate and Smith (Norman), et al of the House.

An Act relating to real estate brokers and salesmen; amending 59 O. S. 1961, § § 839 and 849; providing for increase of compensation for real estate commissioners; * * * * and declaring an emergency.

SB 603—By Grantham, Field, et al of the Senate and Skeith, Hutchins (Walter), and Bamberger of the House.

An Act relating to roads and highways; establishing the Oklahoma Junkyard Control Act; etc.; and declaring an emergency.

SB 630—By Birdsong, Hargrave and Selman of the Senate and Conaghan and Hutchens (David) of the House.

An Act relating to motor vehicles; amending 47 O. S. 1961, § 10-108; requiring a written report to be forwarded to the Department of Public Safety after an accident with property damage in excess of One Hundred Dollars; and declaring an emergency.

SB 643—By Graves, Dacus and Keels of the Senate and Sparkman and Sokolosky of the House.

An Act relating to nursing homes, rest homes and specialized homes; etc.; and declaring an emergency.

SB 645—By Smith, Atkinson, et al of the Senate and Sandlin, Sokolosky and Bickford of the House.

An Act relating to crimes and punishments; making it a felony to wire or equip certain vehicles or certain structures with any explosive material, thing or device with intent to injure, maim or kill any person; prescribing penalties; and declaring an emergency.

SB 681—By Graves, Berry, et al of the Senate and Cox and Goodfellow of the House.

An Act relating to veterans; amending 72 O. S. 1961, § 67.13a, providing for definition of term "War Veterans"; repealing

Section 1, **S.J.R. 37**, Page 1225, O. S. L. 1965 (72 O. S. Supp. 1967, § 50.31); and declaring an emergency.

SB 690—By Berrong and Dacus of the Senate and Allard of the House.

An Act relating to public finance; creating a petty cash fund in the revolving fund of each of the parks and lodges under the control of the Oklahoma Industrial Development and Park Department; and declaring an emergency.

SB 711—By Smalley, et al of the Senate and Cate of the House.

An Act relating to alcoholic beverages; authorizing the Oklahoma Alcoholic Beverage Control Board to promulgate rules and regulations governing the labeling and offering of alcoholic beverages bottled, packaged, sold or possessed for sale within this State; and declaring an emergency.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1214** and **1310**, as amended.

BILLS RELEASED

As provided under Rule 20-c, **HBs 984, 1037, 1229, and 1351** were properly signed and ordered returned to the Honorable House.

HB 1054, together with the **CCR** thereon, was ordered returned to the Honorable House.

SB 540, together with the **CCR** thereon, was ordered transmitted to the Honorable House for consideration.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Fifty-third Legislative Day

Tuesday, April 2, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Breckinridge, Findeiss, Garrett, Ham, Hargrave, Payne, Porter, Stansberry.—10.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Murphy, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Henry (Hank) Iba.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1155**, as amended.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 636**, and referring said Bill to

the General Conference Committee on Appropriations when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 494** — Coauthored by Hill, Thompson, Bamberger, Johnson, Jones, Patterson (Ruth), and Sparkman; **SB 593**; **SB 594**; **SB 615**—Coauthored by Hesser; **SB 679**—Coauthored by Allard and Nigh; **SB 682**—Coauthored by Ford; **SB 716**—Coauthored by Patterson (Frank) and Watkins.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1248**, requesting Conference and naming Conferees as follows: Bernard, Greenhaw and Mountford.

Upon motion of Senator Boecher, the request of the Honorable House for Conference on **HB 1248** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1248**: Berrong, Smith and Field.

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 1212—Education.

Senator Berrong presiding.

GENERAL ORDER

HJR 562 by Cox, et al, of the House and Ferrell of the Senate was read and considered.

Senator Ferrell asked that all other members of the Senate be shown as coauthors of **HJR 562**, which was the order.

Upon motion of Senator Ferrell, **HJR 562** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HJR 562** was placed upon third reading and final passage.

THIRD READING

HJR 562 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Baldwin, Breckinridge, Findeiss, Garrett, Ham, Hargrave, McClendon, McSpadden, Payne, Porter, Stansberry, Young.—13.

The Resolution was declared passed.

HJR 562 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HJR 548 by Watkins was read and considered.

Senator Ferrell asked that he be shown as Senate Author of **HJR 548**, which was the order.

Senator Boecher asked that he be shown as the first coauthor, and that all other members of the Senate be made coauthors of **HJR 548**, which was the order.

Upon motion of Senator Boecher, **HJR 548** was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, **HJR 548** was placed upon third reading and final passage.

THIRD READING

HJR 548 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—34.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Findeiss, Garrett, Ham, Hargrave, Horn, Payne, Porter, Stansberry, Stipe, Young.—14.

The Resolution was declared passed.

HJR 548 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HJR 561 by Connor, et al, of the House and Graves, Berrong and Miller of the Senate was read and considered.

Upon motion of Senator Graves, **HJR 561** was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **HJR 561** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 561 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Romang, Smalley, Smith.—24.

Nay: Selman, Short, Taliaferro, Terrill, Williams.—5.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Findeiss, Garrett, Gee, Ham, Hargrave, Holden, Horn, McClendon, Massey, Nichols, Payne, Porter, Stansberry, Stipe, Young.—19.

The Resolution was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Graves moved that the vote be reconsidered by which **HJR 561** failed of passage.

GENERAL ORDER

HB 1262 by Wolf (Leland) of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1262** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1262** was placed upon third reading and final passage.

THIRD READING

HB 1262 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Dacus, Ferrell, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—31.

Nay: Bradley.—1.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Field, Findeiss, Garrett, Ham, Hargrave, McClendon, Massey, Payne, Porter, Stansberry, Stipe, Young.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boech-

er, Bradley, Dacus, Ferrell, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—32.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Field, Findeiss, Garrett, Ham, Hargrave, McClendon, Massey, Payne, Porter, Stansberry, Stipe, Young.—16.

The emergency was declared passed.

HB 1262 was ordered withheld pursuant Rule 20-c.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

HB 1280 by Wolf (Leland) of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1280** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1280** was placed on third reading and final passage.

THIRD READING

HB 1280 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Findeiss, Garrett, Ham, Hargrave, Horn, McClendon, Massey, Payne, Porter, Stipe, Young.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Bradlty, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Findeiss, Garrett, Ham, Hargrave, Horn, McClendon, Massey, Payne, Porter, Stipe, Young.—15.

The emergency was declared passed.

HB 1280 was ordered withheld pursuant Rule 20-c.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Garrison, the Senate concurred in **HAs** to **SB 753**.

SB 753, 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, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Findeiss, Garrett, Ham, Hargrave, Payne, Porter, Stipe, Young.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols,

Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Findeiss, Garrett, Ham, Hargrave, Payne, Porter, Young.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Findeiss asked to be shown present, which was the order.

GENERAL ORDER

HB 1350 by Witt of the House and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1350** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1350** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1350 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Ham, Hargrave, Massad, Murphy, Payne, Porter, Short, Young.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Mc-

Spadden, Martin, Massey, Miller, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Ham, Hargrave, Massad, Murphy, Payne, Porter, Short, Young.—12.

The emergency was declared passed.

HB 1350, as amended, was referred for engrossment.

GENERAL ORDER

HB 1268 by Spearman, et al of the House and Smith, Gee, Young, Howard, Grantham, and Garrison of the Senate was read and considered.

Senator Smith moved to amend **HB 1268**, page 10, line 9½ by inserting a new Section 10, renumbering following section, to wit: "The provisions of this Act are severable and if any of the provisions of this Act shall be adjudged to be invalid or unconstitutional such adjudication shall not affect the validity or constitutionality of any of the other provisions", which amendment was declared adopted.

Upon motion of Senator Smith, **HB 1268**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1268**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1268 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Nay: Stipe.—1.

Excused: Atkinson, Baldwin, Boecher, Breckinridge, Garrett, Ham, Hargrave, Payne, Porter, Short, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Nay: Stipe.—1.

Excused: Atkinson, Baldwin, Boecher, Breckinridge, Garrett, Ham, Hargrave, Payne, Porter, Short, Young.—11.

The emergency was declared passed.

HB 1268, as amended, was referred for engrossment.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

HB 1267 by Spearman, et al, of the House and Young, Gee, Garrett, Smith, Howard and Short of the Senate was read and considered.

Senator Smith moved to amend **HB 1267**, page 3, line 18, by adding after the word "possible" the language, "Provided, however, that if only one person files for a judicial office, he shall be deemed to have been elected to the office, and his name shall not appear on the ballot at either the primary or general election", which amendment was declared adopted.

Upon motion of Senator Gee, **HB 1267**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HB 1267**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1267 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Nay: Horn.—1.

Excused: Atkinson, Baldwin, Birdsong, Breckinridge, Garrett, Ham, Hargrave, Massey, Porter, Young.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Nay: Horn.—1.

Excused: Atkinson, Baldwin, Birdsong, Breckinridge, Garrett, Ham, Hargrave, Massey, Porter, Young.—10.

The emergency was declared passed.

HB 1267, as amended, was referred for engrossment.

GENERAL ORDER

HB 1263 by McCune, et al, of the House and Smalley of the Senate was read and considered.

Senators Murphy and Miller asked to be made coauthors of **HB 1263**, which was the order.

Upon motion of Senator Smalley, **HB 1263** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1263** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1263 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—38.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Ham, Hargrave, McSpadden, Porter, Stipe, Young.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—38.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Ham, Hargrave, McSpadden, Porter, Stipe, Young.—10.

The emergency was declared passed.

HB 1263, as amended, was referred for engrossment.

Senator Terrill presiding.

GENERAL ORDER

HB 1099 by Thompson, et al, of the House and Massad, Gee, Nichols and Hargrave of the Senate was read and considered.

Senator Murphy asked to be made co-author of **HB 1099**, which was the order.

Upon motion of Senator Massad, **HB 1099** was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, **HB 1099** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1099 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grant-ham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—37.

Nay: Horn.—1.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Ham, Hargrave, McClen-don, Porter, Stipe, Young.—10.

The bill was declared passed.

HB 1099, as amended, was referred for engrossment.

Senators Hargrave, Baldwin and Atkinson asked to be shown present, which was the order.

GENERAL ORDER

HB 1279 by Sandlin, et al, of the House and Nichols, Terrill, Miller, Birdsong, Horn, Dacus, Hamilton, Atkinson and Field of the Senate was read and considered.

Senators McSpadden, Grantham, Luton, Keels, Ferrell, Boecher, Massad, Gee, Bradley, Murphy and Berry asked to be made coauthors of **HB 1279**, which was the order.

Senator Selman moved to amend **HB 1279**, page 1, line 2, by striking the word

“shall” and substituting therefor the word “may” which amendment was tabled upon motion of Senator Nichols.

Senator Berrong moved to amend **HB 1279**, page 1, lines 4 and 5, by striking the words “construction by contract of” which amendment was declared adopted.

President Nigh presiding.

Senator Smith moved to amend **HB 1279**, page 2, line 2, by inserting after the word “Oklahoma” the language “Death traps, as used in this Act, shall mean those conditions of the roads and highways of this State so impaired or hazardous as to constitute a threat to the safety of persons or property traveling over or upon such roads or highways”.

Senator Berry asked to be made a co-author of the Smith amendment, which was the order.

The vote occurring upon the Smith-Berry amendment, it was declared adopted.

Senator Berrong moved to amend **HB 1279**, page 1, line 4, by inserting after the word “year” and before the word “for” the language “, exclusive of the highway maintenance fund,” which amendment was declared adopted.

Upon motion of Senator Nichols, **HB 1279**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HB 1279**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1279 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClen-don, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansber-

ry, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baggett, Baldwin, Findeiss, Garrison, Hargrave, McGraw, Selman.—7.

Excused: Breckinridge, Garrett, Ham, Porter, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baggett, Baldwin, Findeiss, Garrison, Hargrave, McGraw, Selman.—7.

Excused: Breckinridge, Garrett, Ham, Porter, Stipe.—5.

The emergency was declared passed.

HB 1279, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 640, 685, 686; SCR 61; HBs 985, 1184, 1353; and HJR 538 and 543 each correctly engrossed.

Engrossed **SBs 640, 685, 686**, and **SCR 61** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs to and Engrossed HBs 985 and 1353**, and **HJR 538 and 543**, as amended, were properly signed and ordered returned to the Honorable House.

Senator Smalley presiding.

Engrossed **SAs to and Engrossed HB 1184**, as amended, were properly signed and ordered returned to the Honorable House.

President Pro Tempore McSpadden presiding.

DECLARATION OF VOTE

Senator Atkinson asked that the record show, had he been present at the time of third reading and final passage of **HB 1263**, he would have voted AYE, which was the order.

Senator Ham asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

By unanimous consent, upon request of Senator Graves, his motion to reconsider the vote whereby **HJR 561** failed of passage was declared adopted.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Smalley, Smith, Stansberry, Taliaferro, Williams.—39.

Nay: Selman, Short, Terrill.—3.

Excused: Breckinridge, Garrett, Nichols, Porter, Stipe, Young.—6.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Smalley, Smith, Stansberry, Taliaferro, Williams.—39.

Nay: Selman, Short, Terrill.—3.

Excused: Breckinridge, Garrett, Nichols, Porter, Stipe, Young.—6.

The emergency was declared passed.

HJR 561, as amended, was referred for engrossment.

GENERAL ORDER

HB 1347 by McCune of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, HB 1347 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1347 was placed upon third reading and final passage.

THIRD READING

HB 1347 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—40.

Nay: Findeiss, Hamilton.—2.

Excused: Bradley, Breckinridge, Garrett, Porter, Stipe, Young.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—40.

Nay: Findeiss, Hamilton.—2.

Excused: Bradley, Breckinridge, Garrett, Porter, Stipe, Young.—6.

The emergency was declared passed.

HB 1347, was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1348 by McCune of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, HB 1348 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1348 was placed upon third reading and final passage.

THIRD READING

HB 1348 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—41.

Nay: Findeiss, Hamilton.—2.

Excused: Breckinridge, Garrett, Porter, Stipe, Young.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—41.

Nay: Findeiss, Hamilton.—2.

Excused: Breckinridge, Garrett, Porter, Stipe, Young.—5.

The emergency was declared passed.

HB 1348 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 797 by Odom (V. H.), et al, of the House was read and considered.

Upon motion of Senator Gee, **HB 797** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HB 797** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 797 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Dacus, Ferrell, Field, Garrison, Gee,
Grantham, Graves, Ham, Hargrave, Hol-
den, Horn, Keels, Luton, McClendon, Mc-
Graw, McSpadden, Martin, Massad, Mil-
ler, Murphy, Nichols, Payne, Romang,
Selman, Short, Smalley, Smith, Stansber-
ry, Taliaferro, Terrill, Williams.—39.

Nay: Findeiss, Hamilton.—2.

Excused: Breckinridge, Garrett, How-
ard, Massey, Porter, Stipe, Young.—7.

The bill was declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Boecher, Bradley,
Dacus, Ferrell, Field, Garrison, Gee,
Grantham, Graves, Ham, Hargrave, Hol-
den, Horn, Keels, Luton, McClendon, Mc-
Graw, McSpadden, Martin, Massad, Mil-
ler, Murphy, Nichols, Payne, Romang,
Selman, Short, Smalley, Smith, Stansber-
ry, Taliaferro, Terrill, Williams.—39.

Nay: Findeiss, Hamilton.—2.

Excused: Breckinridge, Garrett, How-
ard, Massey, Porter, Stipe, Young.—7.

The emergency was declared passed.

HB 797, as amended, was referred for engrossment.

GENERAL ORDER

HB 1105 by Hunter of the House and Williams of the Senate was read and con-
sidered.

Senators Dacus and Nichols asked to be
made coauthors of **HB 1105**, which was
the order.

Senator Hamilton moved to amend **HB 1105**, by striking all of the provisions of
said act and the authors thereof, and sub-
stituting the following authors and lan-
guage, to-wit:

“House Bill No. 1105—By Connor, Lane
and Sanguin of the House, and Hamilton,
Garrison, McClendon and Massad of the
Senate.

An Act relating to agriculture; defin-
ing the purposes of a corporation en-
gaged in carrying on forestry, or pro-
ducing forestry products; defining the
term agriculture; directing codification;
and declaring an emergency.

SECTION 1. For any and all purposes,
a corporation created or licensed in this
state for the purpose of carrying on for-
estry, or producing forestry products, shall
not be construed to be a corporation
created or licensed for the pur-
pose of buying, acquiring, trading or
dealing in real estate and shall not be
construed as being created for or en-
gaging in agriculture purposes.

SECTION 2. This Act shall be codi-
fied as Title 2 Oklahoma Statutes Section
1—4.

SECTION 3. It being immediately nec-
essary 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 pas-
sage and approval.” which amendment
was declared adopted.

Senator Hamilton asked unanimous con-
sent, which was granted, that further con-

sideration of **HB 1105** be deferred for this legislative day, and that the Bill, as amended, be ordered Xeroxed and copies made available for all members of the Senate.

Senator Baldwin, presiding.

GENERAL ORDER

HB 996 by Connor, et al, of the House and Garrison and Williams of the Senate was read and considered.

Upon motion of Senator Findeiss, **HB 996** was advanced to engrossment.

By unanimous consent, upon request of Senator Findeiss, **HB 996** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 996 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Ferrell, Findeiss, Garrison, Gee, Hargrave, Keels, McGraw, Romang, Short, Williams.—13.

Nay: Baldwin, Berry, Birdsong, Boecher, Dacus, Grantham, Graves, Ham, Hamilton, Horn, Howard, Luton, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Selman, Smith, Taliaferro.—22.

Excused: Bradley, Breckinridge, Field, Garrett, Holden, McClendon, Massey, Porter, Smalley, Stansberry, Stipe, Terrill, Young.—13.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Findeiss moved that the vote be reconsidered by which **HB 996** failed of passage.

GENERAL ORDER

HB 1008 by Finch, et al, of the House and Gee and Murphy of the Senate was read and considered.

Senator Selman asked to be made a co-author of **HB 1008**, which was the order.

Upon motion of Senator Gee, **HB 1008** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HB 1008** was placed upon third reading and final passage.

THIRD READING

HB 1008 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Taliaferro, Williams.—34.

Excused: Breckinridge, Field, Garrett, Holden, McClendon, Martin, Massey, Miller, Porter, Smalley, Stansberry, Stipe, Terrill, Young.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Taliaferro, Williams.—34.

Excused: Breckinridge, Field, Garrett, Holden, McClendon, Martin, Massey, Miller, Porter, Smalley, Stansberry, Stipe, Terrill, Young.—14.

The emergency was declared passed.

HB 1008, was ordered withheld pursuant to Rule 20-c.

RESOLUTION

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

SCR 62—By Murphy and Williams of the Senate and Hesser, et al, of the House.

A Concurrent Resolution congratulating and applauding Mr. C. W. "Bill" Thomas, Stillwater, Oklahoma, as being selected "Automobile Dealer of the Year;" commending him for the honors which have come to him; and inviting Mr. Thomas to appear before the Senate for presentation of this Resolution.

Senator Murphy asked unanimous consent that all other members of the Senate be made coauthors of the Resolution, which was the order.

SCR 62, as coauthored, was read at length, adopted upon motion of Senator Murphy and ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Boecher, on behalf of Senator Young, asked for an extension of one day for the consideration of his motion to reconsider the vote by which **HB 617** failed of passage, which was the order.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 530** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred Engrossed Senate Bill

No. 530 and Engrossed House Amendments thereto, by Graves and Garrison, entitled:

AN ACT RELATING TO FEES; AMENDING 28 O. S. 1961, § 86, AS AMENDED BY SECTION 9, CHAPTER 122, O. S. L. 1967 * * * * 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 Honorable Senate concur in Engrossed House Amendment No. 1.
2. That the Honorable House recede from Engrossed House Amendment No. 2.
3. That the Honorable House recede from Engrossed House Amendment No. 3.
4. That the following Conference Committee amendment be adopted:

Page 1, Line 20, by striking the words and figure "eight cents (8c)" and insert in lieu thereof the words and figure "ten cents (10c)"

5. That the Honorable Senate concur in Engrossed House Amendment No. 4.

FOR THE HOUSE: Sparkman, Jones and Patterson.

FOR THE SENATE: Grantham, Nichols and Gee.

BILLS RELEASED

As provided under Rule 20-c, **HBs 1008, 1262, 1280, 1347 and 1348**, and **HJR 562 and 548** were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion the Senate was declared adjourned until 9:00 a.m., tomorrow.

Fifty-fourth Legislative Day

Wednesday, April 3, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—41.

Excused: Berry, Ham, Hargrave, Masad, Porter, Stipe, Terrill.—7.

The President declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein, by unanimous consent, upon request of Senator Hamilton.

Dear Lord, thank You for this beautiful day—the many blessings You rain upon us, families, friends, the fine association these Senators have one with another. We thank Thee for the high caliber of leaders we have in Oklahoma and in this Senate Body. Father in Heaven, for our many trespasses and sins, we ask forgiveness. For the demanding challenge and business, give these men wisdom beyond their own. Dear Lord, we pray especially for our men facing death in Vietnam today. Give us solutions that will bring about peace in our world. We conquer outer space but we haven't conquered inner space within our hearts—only Christ can

help us with that. Revive in us a sense of divine destiny and direction. We ask all this in Jesus' name. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Murphy, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The Oklahoma State University Wrestling Team.

Upon motion of Senator Howard, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Patricia Barrett.

Upon motion of Senator Howard, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mike Moore.

Upon motion of Senator Murphy, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Dwayne Keller.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 610—Coauthored by Skeith and SB 697—Coauthored by McCune, Bamberger and Jones.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and trans-

mitting Enrolled HBs 864, 984, 1037, 1054, 1137, 1155, 1214, 1229, 1310 and 1351.

The above numbered Enrolled Bills, were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 575.

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

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 539, and naming House Conferees as follows: Bamberger, McCune and Patterson (Ruth).

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 588, and naming House Conferees as follows: McCune, Hill and Cate.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 61—Coauthored by entire House membership.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 457, and naming House Conferees as follows: Hopkins, Smith (E. W.), and Thornhill.

MESSAGE FROM THE HOUSE

Returning following Bill, together with CCR thereon, advising adoption of CCR and passage of Measure as amended: Engrossed SB 540.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 48 — Coauthored by Connor,

Doornbos and Cox; SB 270; SB 315—Coauthored by Tarwater, Musgrave, Dunn and Bradley; SB 318—Coauthored by McCune; SB 402—Coauthored by McCune; SB 537—Coauthored by Jones, McCune, Bamberger, Levergood and Thompson; SB 538—Coauthored by McCune and Levergood; SB 586—Coauthored by Sparkman, McCune, Connor, Levergood and Peterson; SB 599 — Coauthored by Patterson (Frank); SB 602—Coauthored by Levergood, McCune, Cate, Patterson (Ruth) and Bamberger; SB 617—Coauthored by Blankenship, Inhofe and Trent; SB 665—Coauthored by Spearman; SB 677 — Coauthored by Levergood and McCune; SB 717—Coauthored by McCune; SB 724—Coauthored by Ford, Patterson (Frank) and Tabor; SB 736; SB 741—Coauthored by Johnson, McCune and Thompson, each as amended.

HA to SB 48 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the Title and entire bill, and substitute the following:

AN ACT RELATING TO AMBULANCE SERVICE; AUTHORIZING GOVERNING BODY OF COUNTY TO CONTRACT FOR AMBULANCE SERVICE; REQUIRING SUCH CONTRACT TO PROVIDE FOR CARRYING OF LIABILITY INSURANCE; PROVIDING FOR GOVERNMENTAL IMMUNITY; CONTINUING BENEFITS OF PENSION FUNDS TO WHICH EMPLOYEES ENGAGED IN AMBULANCE SERVICE ARE ENTITLED; PROVIDING FOR ESTABLISHMENT OF MINIMUM STANDARDS FOR OPERATION AND EQUIPMENT OF AMBULANCES AND QUALIFICATIONS AND TRAINING OF PERSONNEL; PROVIDING FOR ESTABLISHMENT OF MINIMUM CHARGES; PROVIDING FOR AUDITS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. (a) The Board of County

Commissioners of any county which had attempted to contract for ambulance service with any city, county, person, firm, corporation or combination of them prior to the enactment hereof is hereby authorized to contract for such service with any city, town, county, person, firm or corporation or combination of them under such terms and conditions as may be agreed upon between the parties. Such contracts shall provide for the carrying of liability insurance in such amount as may be fixed and may provide for minimum standards of service and equipment.

(b) Cities, towns and counties engaged in ambulance or emergency service shall be agents of the State of Oklahoma, acting solely and alone in a governmental capacity, and shall not be liable for any act of commission, omission or negligence while so engaged.

(c) Any employee of any city, town or county engaging in ambulance or emergency service at any time or place shall be considered to be serving in regular line of duty and shall be entitled to all the benefits of any pension fund to which he might otherwise be entitled.

SECTION 2. If the Board(s) of County Commissioners, and the governing body of any city(ies) or town(s) shall enter into any contract as provided in Section 1, then the Board(s) of County Commissioners and the governing body of any city(ies) or town(s) shall, by resolution, establish a minimum of standards for the operation and equipping of said ambulances and for the qualifications and training of any personnel operating said ambulances within the county(ies). The Board(s) of County Commissioners and/or governing body of any city(ies) or town(s) shall also have the authority to establish by resolution the minimum charge to be made by any ambulance operator with which it has a contract and to provide for an audit of the books and the records of said operator. Said regulations shall be in compliance with, or

exceed, applicable State Laws, Rules and Regulations.

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.

HA to SB 270 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike Title and Entire Bill and substitute the following:

AN ACT RELATING TO BAIL

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. A person arrested on view and served personally with a traffic ticket by the arresting officer, at the discretion of the arresting officer, shall be afforded the option of being admitted to bail.

HA to SB 315 read as follows, and consideration deferred:

AMENDMENT NO. 1: Amend Page 7, Section 2, Lines 12 and 25, by deleting lines 12 to 25 and by substituting in lieu thereof the following:

"§ 807.1. Annuities and death benefits, OTHER THAN THOSE ENUMERATED IN SECTION 807 (A) (6) D OF THIS ACT, are hereby required to be included in the gross estate and subject to the tax levied by the Estate Tax Law contained in Chapter 250, Oklahoma Session Laws 1965, and such terms are hereby defined to include pension plans, or profit sharing plans, or stock bonuses, or deferred compensation agreements, or compensation from trusts and all other similar types of death benefits. Provided, however, [the first Five Thousand Dollars (\$5,000.00) of such annuities or payments of deceased] IF THE PAYMENTS RECEIVABLE UNDER A PLAN DESCRIBED BY SECTION 807 (A) (6) (D) 4, OF TITLE 68, ARE NOT EQUAL TO FIVE THOUSAND DOLLARS (\$5,000.00), THEN AN ADDITIONAL AMOUNT OF OTHERWISE TAX-

ABLE ANNUITIES OR TAXABLE PAYMENTS SUFFICIENT IN AMOUNT TO EQUAL FIVE THOUSAND DOLLARS (\$5,000.00) WHEN ADDED TO THE RECEIPTS FROM PAYMENTS UNDER A PLAN DESCRIBED BY SECTION 807 (A) (6) (D) 4 SHALL BE EXEMPT FROM THE TAX AS employee's death benefits provided for under any such plan by the employer and the employee where paid on the death to the employee's spouse **[shall be exempt from tax]**. If paid to any other than the decedent's surviving spouse this Five Thousand Dollars (\$5,000.00) exemption does not apply.

HA to SB 318 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the TITLE and entire bill and substitute the following:

AN ACT RELATING TO COURTS

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 20 O. S. 1961, § 651, is amended to read as follows:

§ 651. In all counties of the State of Oklahoma having a city therein with a population of more than seventy two thousand (72,000) people, and less than ninety thousand (90,000) people, as shown by the last preceding Federal Decennial Census, there is hereby created and established in said city a court to be called Court of Common Pleas of ----- County (naming said County).

HA to SB 402 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the title and entire bill and substitute the following:

AN ACT RELATING TO PROBATE PROCEDURE

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 58 O. S. 1961, § 462, is amended to read as follows:

§ 462. When property is directed by

the will to be sold or authority is given in the will to sell property, the executor may sell any property of the estate without the order of the county court, and at either public or private sale, and with or without notice, as the executor may determine; but the executor must make return AND GIVE NOTICE OF HEARING SUCH RETURN of such sales as in other cases; and if directions are given in the will as to the mode of selling, or the particular property to be sold, such directions must be observed.

HAS to SB 537 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Line 16, by inserting after the word "rent" and before the word "may", the following words: "or damages to the premises, or both,".

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 17, by changing the period to a comma and adding the following language: "but other claims may not be included in the same action. A judgment in an action brought under this Act shall be conclusive as to any issues adjudicated therein, but it shall not be a bar to any other action brought by either party.".

HA to SB 538 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the Title and entire bill, and substitute the following:

AN ACT RELATING TO PROBATE PROCEDURE; AMENDING 58 O. S. 1961, § § 721, 723 AND 724; PROVIDING GROUNDS FOR APPEAL FROM JUDGMENTS OR ORDERS OF THE DISTRICT COURT; PROVIDING GROUNDS FOR MOTION TO VACATE JUDGMENT; PRESCRIBING PROCEDURE FOR APPEAL; REPEALING 58 O. S. 1961, § § 725 THROUGH 730, INCLUSIVE, AND 733 THROUGH 740, INCLUSIVE, EXCEPT AS TO ORDERS OR JUDGMENTS ENTERED PRIOR TO THE EFFECTIVE

DATE OF THIS ACT; AMENDING 58 O. S. 1961, § § 731 AND 732; PROVIDING FOR REOPENING OF JUDGMENT; AND PROVIDING FOR EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 58 O. S. 1961, § 721, is amended to read as follows:

§ 721. An appeal may be taken *[to the district court from a judgment decree]* FROM THE FOLLOWING JUDGMENTS or *[order]* ORDERS of the *[county]* DISTRICT Court:

1. Granting, or refusing, or revoking letters testamentary or of administration, or of guardianship, OR CONSERVATORSHIP:

2. Admitting, or refusing to admit, a will to probate:

3. Against or in favor of the validity of a will or revoking the probate thereof;

4. Against or in favor of setting apart property, or making an allowance for a widow or child:

5. Against or in favor of directing the partition, sale or conveyance of real property;

6. Settling an account of an executor, or administrator or guardian;

7. Refusing, allowing or directing the distribution or partition of an estate, or any part thereof or the payment of a debt, claim, legacy or distributive share; or.

8. From any other judgment, decree or order of the *[county]* court in a probate cause, or of the judge thereof, affecting a substantial right.

SECTION 2. 58 O. S. 1961, § 723, is amended to read as follows:

§ 723. A person interested in the estate or funds affected by the decree or order, who was not a party to the special proceeding in which it was made, but who was entitled by law to be heard therein, upon his application, or who has acquired,

since the decree or order was made, a right or interest which would have entitled him to be heard, if it had been previously acquired, may *[also appeal as prescribed in this chapter]* MOVE TO REOPEN THE JUDGMENT WITHIN THIRTY (30) DAYS FROM THE DATE OF THE DECREE OR ORDER. The facts which entitle such person to *[appeal]* VACATE THE JUDGMENT must be shown by an affidavit which must be filed with the *[notice of appeal]* MOTION TO VACATE.

SECTION 3. 58 O. S. 1961, § 724, is amended to read as follows:

§ 724. An appeal *[by a party or by a person interested who was present at the hearing, must be taken within ten days, and an appeal by a person interested, who was not a party and not present at the hearing, within thirty days from the date of the judgment, decree or order appealed from]* IN A PROBATE PROCEEDING MUST BE TAKEN AS APPEALS IN OTHER CASES.

SECTION 4. 58 O. S. 1961, § § 725 through 730, inclusive, and 733 through 740, inclusive, are repealed: except, however, any aggrieved party who has had an appealable judgment, decree, or order rendered against him by a county court, prior to the effective date of this Act, shall have the right of appeal from such judgment, decree, or order under the laws existing at the time such judgment, decree, or order was entered.

SECTION 5. 58 O. S. 1961, § 731, is amended to read as follows:

§ 731. An appeal from the decree or order admitting a will to probate, or granting letters testamentary, or letters of administration, does not stay the issuing of letters where, in the opinion of the *[county judge]* DISTRICT JUDGE OR ASSOCIATE DISTRICT JUDGE, manifested by an entry upon the minutes of the court, the preservation of the estate requires that such letters should issue. But the letters so issued do not confer

power to sell real property by virtue of any provision in the will, or to pay or satisfy legacies or to distribute the property of the decedent among the next of kin, until final determination of the appeal.

SECTION 6. 58 O. S. 1961, § 732, is amended to read as follows:

§ 732. An appeal from a decree or order revoking probate of a will, letters testamentary, letters of administration or letters of guardianship, or from a decree or order suspending or removing an executor, administrator or guardian, or removing or suspending a testamentary trustee or a person appointed by the [county court] DISTRICT JUDGE OR ASSOCIATE DISTRICT JUDGE, or appointing an appraiser of personal property, does not stay the execution of the decree or order appealed from.

SECTION 7. This Act shall become effective on January 13, 1969.

HA to SB 586, read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 2, Line 16, by deleting the word "collected" and inserting the words "deducted from the cost deposit".

HAs to SB 599 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE, Lines 10½ and 11, by deleting after the word "VACANCIES" and before the word "OFFICES" on Line 10½, the word "OF" and inserting the words: "IN STATE", and before the word "PROVIDING" on Line 11, insert the following, "AUTHORIZING GOVERNOR TO UTILIZE SERVICES OF JUDICIAL NOMINATING COMMISSION IN FILLING JUDICIAL OFFICES; PROVIDING FOR EXPENSES;"

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 22, by adding after "1965" the following: "as amended by Senate Bill No. 450 of the Second Session of the Thirty-first Oklahoma Legislature,".

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 27, by adding after the word "law.", the following: "WHEN A VACANCY OCCURS IN THE OFFICE OF DISTRICT JUDGE, ASSOCIATE DISTRICT JUDGE, OR JUDGE OF ANY INTERMEDIATE APPELLATE COURT, THE GOVERNOR MAY, IN FILLING SUCH VACANCY, UTILIZE THE SERVICES OF THE JUDICIAL NOMINATING COMMISSION IN THE MANNER AS PROVIDED FOR IN THE FILLING OF JUDICIAL OFFICES UNDER SECTION 4, ARTICLE 7B OF THE OKLAHOMA CONSTITUTION, AND THE MEMBERS OF THE JUDICIAL NOMINATING COMMISSION SHALL BE PAID THEIR NECESSARY EXPENSES AS PROVIDED FOR BY LAW."

HA to SB 602 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the title and entire bill, and substitute the following:

AN ACT RELATING TO COURTS; AUTHORIZING COURT OF CRIMINAL APPEALS TO APPOINT A REFEREE, FOUR LEGAL SECRETARIES; PROVIDING ONE OF SAID EMPLOYEES SHALL SERVE AS MARSHAL; FIXING SALARIES; AUTHORIZING SAID COURT TO PRESCRIBE DUTIES; AUTHORIZING THE PAYMENT OF MILEAGE AND PER DIEM TO REFEREE IN PERFORMING OFFICIAL DUTIES WHILE AWAY FROM THE SEAT OF SAID COURT; AMENDING 20 O. S. 1961, § 37.1, PRESCRIBING QUALIFICATIONS OF REFEREE; PROVIDING FOR AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Court of Criminal Appeals may appoint one referee who shall be licensed to practice law in the State of Oklahoma, and who shall have had a minimum of four (4) years' experience as a licensed practicing attorney in Oklahoma or as a judge of a court of record

in Oklahoma or both. The duties of the referee shall be prescribed by the Court of Criminal Appeals. Under the direction of the Court, the referee may hold hearings in any place in the State. Said referee shall receive an annual salary, payable monthly, in the same amount as that received by the referees of the Supreme Court. Said referee shall, in performing duties assigned him by the Court of Criminal Appeals, be afforded mileage, and per diem in lieu of subsistence or subsistence expenses in lieu of per diem as authorized by law for State employees.

SECTION 2. The referee shall take and subscribe to the oath of office prescribed by the Constitution for State officials before entering upon the discharge of his duties.

SECTION 3. 20 O. S. 1961, § 37.1, is amended to read as follows:

§ 37.1 *[The law clerk to the presiding Judge of the Criminal Court of Appeals shall act as Marshal of the Court at such salary as is now fixed by law for the Marshal of said Court.]* THE COURT OF CRIMINAL APPEALS MAY APPOINT ONE OF ITS LEGAL SECRETARIES AS MARSHAL OF THE COURT. THE LEGAL SECRETARY SO APPOINTED SHALL PERFORM SUCH SERVICES WITHOUT ADDITIONAL COMPENSATION.

SECTION 4. The Court of Criminal Appeals is authorized to appoint four (4) legal secretaries whose duties shall be prescribed by said court and whose annual compensation shall be Six Thousand Dollars (\$6,000.00), payable monthly.

SECTION 5. This Act shall become effective July 1, 1968.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

HA to SB 617 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 2, Line 6, by striking the words "the officers, directors, and employees of such corporation" and inserting the words "such corporation and its managing officers".

HAs to SB 665 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, SECTION 3, Line 5, by adding the sentence: "Provided, however, that the precinct registers, poll lists or voters lists may be copied by any citizen."

AMENDMENT NO. 2. Amend Page 2, SECTION 3, Lines 5-7, by reinserting the following language: "Provided, however, that the precinct registers may be copied by any citizen except city, county or state employees."

AMENDMENT NO. 3. Amend Page 2, SECTION 3, Line 7, by inserting the following language: "The county registrar shall not make these lists available except for the recopying of these lists and if any of these lists are made available the county registrar is held responsible and shall be punished by confinement in the county jail for not more than one (1) year, or fined not more than One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment."

AMENDMENT NO. 4. Amend Page 2, SECTION 3, Lines 8 through 30, by deleting all the language.

AMENDMENT NO. 5. Amend Page 5, SECTION 6 (d), Lines 6 through 11, by deleting all the language.

Amend title to conform.

HAs to SB 677 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the TITLE and substitute in lieu thereof the following: "AN ACT RELATING TO CRIMINAL PROCEDURE; AMENDING 22 O. S. 1961, § 512; PRESCRIBING THE STAGES IN PROCEDURE WITHIN

WHICH CERTAIN OBJECTIONS SHALL BE MADE AND THE MANNER OF MAKING THEM; PROVIDING TRIAL OF A DEFENDANT SHALL BE BEFORE ANOTHER JUDGE THAN THE JUDGE WHO CONDUCTED THE PRELIMINARY EXAMINATION; PROVIDING IT SHALL BE UNNECESSARY FOR THE PROSECUTION TO FILE AN INFORMATION AFTER THE PRELIMINARY EXAMINATION; PROVIDING FOR ARRAIGNMENT; AND PROVIDING AN EFFECTIVE DATE.”.

AMENDMENT NO. 2. Amend Page 1, Line 24, by adding a new SECTION 4, as follows: “SECTION 4. The arraignment of the defendant shall be held within thirty (30) days after the defendant is ordered held for trial upon a preliminary information charging the commission of a felony; provided, for good cause, the court may set a later date.”.

Renumber the old SECTION 4 as SECTION 5.

HA to SB 717 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the Title and entire bill, and substitute the following:

AN ACT RELATING TO CRIMINAL PROCEDURE

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 22 O. S. 1961, § 258, is amended to read as follows:

§ 258. First: The witnesses must be examined in the presence of the defendant, and may be cross-examined by him. On the request of the [county] DISTRICT Attorney, or the defendant, all the testimony must be reduced to writing in the form of questions and answers and signed by the witnesses, or the same may be taken in shorthand and transcribed without signing, and in both cases filed with the clerk of the District Court, by the examining magistrate, and may be used as provided in 22 O. S. [1951] 1961, § 333. In

no case shall the county be liable for the expense in reducing such testimony to writing, unless ordered by the judge of a court of record.

HA to SB 724 read as follows, and consideration deferred:

AMENDMENT NO. 1 Amend Page 1, Section 1, Line 29, by striking the word “only”.

HA to SB 736 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend by striking the enacting clause.

HAs to SB 741 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 23, by inserting after the word “chairman” on Line 23, and before the word “the” on Line 24, the following words: “the chairman of the County Equalization Board as vice-chairman,”.

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 24, by inserting after the word “as” and before the word “secretary”, the following language: “nonvoting member and”.

COMMITTEE REPORTS

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

DO PASS:

HB 1062—Education.

DO PASS, as amended:

HB 962—Judiciary.

HB 1323—Judiciary—Show Massad as Senate Author and Coauthored by Gee, Nichols, Holden, Ham and Grantham.

Senator Payne presiding.

GENERAL ORDER

HB 1226 by Thompson, et al, of the House and Martin of the Senate was read and considered.

Senator Gee, joined by Senator Birdsong, moved to amend HB 1226, page 3,

lines 1 through 7 by striking after the word "DMT" all the language in lines 1 through 7, which amendment was declared adopted.

Upon motion of Senator Martin, **HB 1226**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1226**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1226 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Nay: Baldwin, Dacus, Garrett.—3.

Excused: Berry, Ham, Hargrave, Massad, Porter, Stipe, Terrill.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Nay: Baldwin, Dacus, Garrett.—38.

Excused: Berry, Ham, Hargrave, Massad, Porter, Stipe, Terrill.—7.

The emergency was declared passed.

HB 1226, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Garrett moved that the vote be reconsidered by which **HB 1226**, as amended, passed.

Senators Massad and Terrill asked to be shown present, which was the order.

GENERAL ORDER

HB 1277 by Smith (Vondel), et al, of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1277** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1277** was placed upon third reading and final passage.

THIRD READING

HB 1277 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Excused: Berry, Ham, Hargrave, Howard, Massey, Porter, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley,

Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Excused: Berry, Ham, Hargrave, Howard, Massey, Porter, Stipe.—7.

The emergency was declared passed.

HB 1277 was ordered withheld pursuant to Rule 20-c.

Senator Porter asked to be shown present, which was the order.

GENERAL ORDER

SB 513 by Baldwin and Miller of the Senate and Willis, et al, of the House was read and considered.

Senator Baggett moved to amend **SB 513**, page 5, lines 15 and 16 by striking the words "at the penitentiary or the reformatory" and substituting therefor the words "of the state", which amendment was tabled upon motion of Senator Baldwin upon a roll call as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Garrison, Grantham, Hamilton, Horn, McClendon, McSpadden, Martin, Massad, Massey, Nichols, Payne, Romang, Short, Stansberry, Taliaferro, Terrill, Williams, Young.—24.

Nay: Atkinson, Baggett, Birdsong, Bradley, Findeiss, Garrett, Gee, Graves, Howard, Keels, Luton, Miller, Murphy, Porter, Selman, Smalley, Smith.—17.

Excused: Berry, Field, Ham, Hargrave, Holden, McGraw, Stipe.—7.

Senator Baggett moved to amend **SB 513**, page 5, lines 16 and 17 by striking the words and figures "Three Hundred Ten Dollars (\$310.00)" and substituting therefor the words and figures "Two Hundred Thirty (\$230.00)", which amendment was tabled upon motion of Senator Berrong upon roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Hamilton, Horn, McClendon, McGraw, McSpadden, Massad, Miller, Murphy, Payne, Romang, Short, Stansberry, Taliaferro, Terrill, Williams, Young.—26.

Nay: Baggett, Birdsong, Bradley, Findeiss, Garrett, Grantham, Graves, Howard, Keels, Luton, Martin, Nichols, Porter, Selman, Smalley, Smith.—16.

Excused: Berry, Ham, Hargrave, Holden, Massey, Stipe.—6.

Upon motion of Senator Berrong, **SB 513**, as amended, was advanced to engrossment.

Senator Berrong asked unanimous consent that **SB 513**, as amended, be considered engrossed and placed upon third reading and final passage, to which Senator Baggett objected.

Senator Berrong moved that the Rules be suspended and that **SB 513**, as amended, be considered engrossed and placed upon third reading and final passage, which motion was declared adopted upon roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Nay: Baggett, Bradley, Garrett, Graves, Keels, Porter, Smalley.—7.

Excused: Berry, Ham, Hargrave, Stipe.—4.

Senator Hargrave asked to be shown present, which was the order.

THIRD READING

SB 513 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne,

Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Baggett, Keels, Porter, Smalley, Smith.—5.

Excused: Berry, Ham, McSpadden, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Baggett, Keels, Porter, Smalley, Smith.—5.

Excused: Berry, Ham, McSpadden, Stipe.—4.

The emergency was declared passed.

SB 513, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 62 correctly engrossed.

Engrossed SCR 62 was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Hamilton presiding.

GENERAL ORDER

HB 971 by Sparkman was read and considered.

Senators Dacus and Berrong asked to be made coauthors of HB 971, which was the order.

Upon motion of Senator Baldwin, HB 971 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 971 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 971 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baggett, Berry, Garrison, Graves, Ham, Howard, McClendon, McGraw, Payne, Porter, Stipe.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Excused: Baggett, Berry, Garrison, Graves, Ham, McClendon, McGraw, Payne, Porter, Stipe.—10.

The emergency was declared passed.

HB 971, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 68 and HBs 797, 1099, 1114, 1263, 1267, 1268, 1279 and 1350 each correctly engrossed.

SBs 494, 557, 593, 594, 615, 638, 676, 679, 682, 716, 721 and SR 82 each correctly enrolled.

Engrossed SJR 68 was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 797, 1099, 1114, 1263, 1267, 1268, 1279 and 1350, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 494, 557, 593, 594, 615, 638, 676, 679, 682, 716 and 721 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 82 was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1070 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1070 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1070 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1070 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Nay: Garrison.—1.

Excused: Berry, Ham, Nichols, Payne, Porter, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breck-

inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Nay: Garrison.—1.

Excused: Berry, Ham, Nichols, Payne, Porter, Stipe.—6.

The emergency was declared passed.

HB 1070, as amended, was referred for engrossment.

GENERAL ORDER

HB 1092 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1092 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1092 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1092 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Berrong, Berry, Ham, Massad, Nichols, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-

rong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Berry, Ham, Massad, Nichols, Stipe.—5.

The emergency was declared passed.

HB 1092, as amended, was referred for engrossment.

GENERAL ORDER

HB 1131 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1131** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1131** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1131 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Berry, Garrett, Ham, Luton, Martin, Stipe, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-

rong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Berry, Garrett, Ham, Luton, Martin, Stipe, Taliaferro.—7.

The emergency was declared passed.

HB 1131, as amended, was referred for engrossment.

GENERAL ORDER

HB 1161 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Senators Dacus and Berrong asked to be made coauthors of **HB 1161**, which was the order.

Upon motion of Senator Baldwin, **HB 1161** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1161** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1161 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams.—40.

Excused: Berry, Graves, Ham, Luton, McSpadden, Stipe, Taliaferro, Young.—8.

The bill was declared passed.

On the question of passage of emer-

gency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams.—40.

Excused: Berry, Graves, Ham, Luton, McSpadden, Stipe, Taliaferro, Young.—8.

The emergency was declared passed.

HB 1161, as amended, was referred for engrossment.

GENERAL ORDER

HB 1162 by Willis, et al, of the House and Baldwin and Miller of the Senate was read and considered.

Senator Romang moved to amend **HB 1162**, page 3, line 1, by striking the figures "\$19,000.00," in both places, and substituting therefor the figures "\$16,000.00", in both places, which amendment was declared failed of adoption upon roll call as follows:

Aye: Bradley, Ferrell, Findeiss, Keels, Nichols, Romang, Smalley, Stansberry.—8.

Nay: Baggett, Baldwin, Berrong, Birdsong, Boecher, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Porter, Selman, Short, Smith, Taliaferro, Terrill, Young.—30.

Excused: Atkinson, Berry, Breckinridge, Ham, Hargrave, Horn, McGraw, Payne, Stipe, Williams.—10.

Senator Smith, joined by Senator Field, moved to amend **HB 1162** by striking Section 6 and renumbering the following sections accordingly, which amendment was declared adopted.

Upon motion of Senator Baldwin, **HB 1162**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1162**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1162 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Selman, Short, Smith, Terrill, Williams, Young.—34.

Nay: Howard, Keels, McClendon, Romang, Stansberry.—5.

Excused: Berrong, Berry, Breckinridge, Ham, McGraw, Payne, Smalley, Stipe, Taliaferro.—9.

The bill was declared passed.

On the question of passage of Emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Selman, Short, Smith, Terrill, Williams, Young.—34.

Nay: Howard, Keels, McClendon, Romang, Stansberry.—5.

Excused: Berrong, Berry, Breckinridge, Ham, McGraw, Payne, Smalley, Stipe, Taliaferro.—9.

The emergency was declared passed.

HB 1162, as amended, was referred for engrossment.

Senator Selman presiding.

GENERAL ORDER

HB 1187 by Willis, et al, of the House

and Baldwin and Miller of the Senate was read and considered.

Upon motion of Senator Baldwin, **HB 1187** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1187** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1187 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamil-ton, Luton, McClendon, McSpadden, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Nay: Keels.—1.

Excused: Berry, Garrison, Ham, Har-grave, Holden, Horn, Howard, McGraw, Martin, Stipe.—10.

The bill was declared passed.

On the question of passage of emer-gency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Hamil-ton, Hargrave, Luton, McClendon, Mc-Spadden, Massad, Massey, Miller, Mur-phy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansber-ry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Keels.—1.

Excused: Berry, Garrison, Ham, Hold-en, Horn, Howard, McGraw, Martin, Stipe.—9.

The emergency was declared passed.

HB 1187, as amended, was referred for engrossment.

GENERAL ORDER

HB 1288 by Bernard was read and con-sidered.

Upon motion of Senator Baldwin, **HB 1288** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1288** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1288 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, G a r r i s o n, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, L u t o n, Mc-Clendon, McSpadden, M a r t i n, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Berry, Ham, McGraw, Stipe.—4.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, G a r r i s o n, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, L u t o n, Mc-Clendon, McSpadden, M a r t i n, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Berry, Ham, McGraw, Stipe.—4.

The emergency was declared passed.

HB 1288, as amended, was referred for engrossment.

GENERAL ORDER

HB 1290 by Blankenship, et al, of the House and Grantham of the Senate was read and considered.

Senator Hamilton asked to be made co-author of HB 1290, which was the order.

Upon motion of Senator Baldwin, HB 1290 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1290 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1290 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams.—39.

Excused: Berry, Gee, Ham, Howard, Massad, Smalley, Stipe, Taliaferro, Young.—9.

The bill was declared passed.

On the question of passage of emer-gency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams.—39.

Excused: Berry, Gee, Ham, Howard, Massad, Smalley, Stipe, Taliaferro, Young.—9.

The emergency was declared passed.

HB 1290, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 150, 480, 563, 659, SCR 60 and SR 81 each correctly enrolled.

Enrolled SBs 150, 480, 563 and 659 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 60 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 81 was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1318 by Sanguin, et al, of the House and Birdsong of the Senate was read and considered.

Upon motion of Senator Baldwin, HB 1318 was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, HB 1318 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1318 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham-ilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—40.

Excused: Berry, Dacus, Ham, Howard, McClendon, Martin, Stipe, Taliaferro.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Berry, Ham, Howard, McClendon, Martin, Stipe, Taliaferro.—7.

The emergency was declared passed.

HB 1318, as amended, was referred for engrossment.

Senator Murphy presiding.

GENERAL ORDER

HB 1342 by Cate, et al, of the House was read and considered.

Senator Smalley asked to be made co-author of **HB 1342**, which was the order.

Upon motion of Senator Massey, **HB 1342** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1342** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1342 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—40.

Excused: Berry, Ham, McClendon,

Martin, Payne, Stipe, Taliaferro, Terrill.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—40.

Excused: Berry, Ham, McClendon, Martin, Payne, Stipe, Taliaferro, Terrill.—8.

The emergency was declared passed.

HB 1342, as amended, was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 995 by Connor, et al, of the House and Garrison and Williams of the Senate was read and considered.

Senators Murphy and McGraw asked to be made coauthors of **HB 995**, which was the order.

Upon motion of Senator Garrison, **HB 995** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 995** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 995 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham,

Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—40.

Excused: Berry, McClendon, Miller, Nichols, Porter, Stipe, Taliaferro, Terrill.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—40.

Excused: Berry, McClendon, Miller, Nichols, Porter, Stipe, Taliaferro, Terrill.—8.

The emergency was declared passed.

HB 995, as amended, was referred for engrossment.

GENERAL ORDER

HB 1211 by Sandlin of the House and Gee of the Senate was read and considered.

Senator Baggett moved to amend **HB 1211**, page 1, line 1, by reinstating the enacting clause, and by amending the title to conform to the body of the Bill, which amendment was declared adopted.

Upon motion of Senator Gee, **HB 1211**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HB 1211** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1211 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—38.

Nay: Berrong, Bradley, Dacus, Hamilton, Taliaferro, Terrill.—6.

Excused: Berry, McClendon, Porter, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—38.

Nay: Berrong, Bradley, Dacus, Hamilton, Taliaferro, Terrill.—6.

Excused: Berry, McClendon, Porter, Stipe.—4.

The emergency was declared passed.

HB 1211, as amended, was referred for engrossment.

GENERAL ORDER

HB 1105 by Connor, et al, of the House and Hamilton, Garrison, McClendon, Massad, Dacus and Nichols was taken up for further consideration.

Senator Hamilton moved to amend **HB 1105**, page 1, line 19, by changing the period to a semi-colon after the word

"purposes" and adding the language "provided, however, that any and all real estate owned by said corporation must be used directly for production or manufacturing of forestry products, otherwise this act shall not be applicable" which amendment was declared adopted.

Upon motion of Senator Hamilton, **HB 1105**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1105**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1105 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—40.

Nay: Bradley, Ferrell, Stansberry.—3.

Excused: Baldwin, Berry, Ham, McClen-don, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—40.

Nay: Bradley, Ferrell, Stansberry.—3.

Excused: Baldwin, Berry, Ham, McClen-don, Stipe.—5.

The emergency was declared passed.

HB 1105, as amended, was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1008, 1262, 1280, 1347, 1348** and **HJR 548** and **562**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1050 by McCune, et al, of the House and Massad of the Senate was read and considered.

Senators Ferrell, Nichols, Keels, Short and Garrett asked to be made coauthors of **HB 1050**, which was the order.

Senator Massad moved to amend **HB 1050**, page 11, lines 15 and 16, by striking the words and figures "Five Hundred Dollars (\$500.00)" and substituting therefor the words and figures "Two Hundred and Fifty Dollars (\$250.00)" which amendment was declared adopted.

Senator Massad moved to amend **HB 1050**, page 11, by striking all language on lines 17 and 18 thereof, which amendment was declared adopted.

Senator Massad moved to amend **HB 1050**, page 12, line 1, by striking the figure "500.00" and substituting therefor the figure "200.00" which amendment was declared adopted.

Senator Smalley moved to amend **HB 1050**, page 2, line 1, by striking the word "additionally" and substituting therefor the words "in addition" which amendment was declared adopted.

Senator Short moved to amend **HB 1050**, page 3, line 12, by striking the word "official" and substituting therefor the word "officially" which amendment was declared adopted.

Senator Baggett moved to amend **HB 1050**, page 5, line 9, after the figure “(\$500.00)” by changing the period to a comma and adding the language “provided that notice of the provision of this subsection shall be included in the receipt issued under the preceding subsection” which amendment was declared adopted.

Senator Payne presiding.

Senator Hamilton moved to amend **HB 1050**, page 6, line 6, by inserting after the word “prescribed” and before the word “the” the language “and after obtaining the endorsement of the District Attorney or other attorney authorized to prosecute the offense,” and by striking the sentence beginning on line 9, following the word “filing” and ending on line 11, which amendment was tabled upon motion of Senator Nichols, upon a roll call as follows:

Aye: Bradley, Field, Garrett, Hargrave, Holden, Keels, McGraw, McSpadden, Massad, Nichols, Romang, Selman, Short, Smalley, Terrill, Williams.—16.

Nay: Atkinson, Baggett, Boecher, Findeiss, Garrison, Gee, Graves, Hamilton, Horn, Luton, Massey, Murphy, Payne, Young.—14.

Excused: Baldwin, Berrong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Grantham, Ham, Howard, McClendon, Martin, Miller, Porter, Smith, Stansberry, Stipe, Taliaferro.—18.

Senator Smalley moved to amend **HB 1050**, page 9, line 13½, by inserting a new paragraph to read as follows: “Provided, however, that the court may refuse the plea of guilty provided in this section and may require defendant upon notice to him to appear for trial at which time the defendant may withdraw his plea of guilty and said plea may not be admitted in evidence as an admission against interest or confession” which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1050**, page 10, line 2, by changing the

period to a comma after the syllable “curred” and adding the language “and shall forthwith be taken before the nearest magistrate for arraignment” which amendment was declared adopted.

Senator Atkinson moved to amend **HB 1050**, page 10, lines 7 through 11, by changing the figure “35.00” to read “30.00”; the figure “45.00” to read “35.00”; the figure “65.00” to read “40.00”; the figure “95.00” to read “50.00” and the figure “65.00” to read “50.00” which amendment was tabled upon motion of Senator Smalley.

Upon motion of Senator Massad, **HB 1050** was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, **HB 1050** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1050 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Bradley, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Taliaferro, Terrill, Williams.—25.

Nay: Atkinson, Berrong, Boecher, Dacus, Hamilton, Horn, Massey, Payne, Young.—9.

Excused: Baggett, Berry, Birdsong, Breckinridge, Ferrell, Graves, Ham, Howard, McClendon, Martin, Porter, Smith, Stansberry, Stipe.—14.

The bill was declared passed.

HB 1050, as amended, was referred for engrossment.

Senator Massad asked unanimous consent that Rule 20-c be suspended for the purpose of immediately returning **HB 1050** to the Honorable House upon its being reported correctly engrossed, to which Senator Young objected.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Massad moved that the vote be reconsidered by which **HB 1050**, as amended, passed.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Baggett, the Senate refused to concur in **HAs** to **SB 580** and requested a Conference thereon.

Upon motion of Senator Baggett, the Senate refused to concur in **HAs** to **SB 585** and requested a Conference thereon.

CC APPOINTMENTS

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under:

SB 580: Baggett, Selman and Miller.

SB 585: Baggett, Short and Terrill.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 60** and **62**.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 150, 480, 494, 557, 563, 593, 594, 615, 638, 659, 676, 679, 682** and **716**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 457** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred **ENGROSSED SENATE BILL NO. 457**, and Engrossed House Amendments thereto, by Garrison and

Williams of the Senate and Connor, Hunter and Green of the House, entitled:

AN ACT RELATING TO FIREWORKS; AMENDING 63 O.S. 1961, § § 755, 756 AND 757, AS RENUMBERED BY SECTION 1, CHAPTER 215, O.S.L. 1965 (68 O.S. SUPP. 1967, § § 1605, 1606 AND 1607); PROVIDING FOR LICENSES AND PRESCRIBING FEES; PROVIDING FOR ISSUANCE OF LICENSES BY STATE FIRE MARSHAL; REQUIRING PROOF OF LICENSE; PROVIDING FOR SUSPENSION OR REVOCATION OF LICENSE; MAKING VIOLATIONS OF ACT A MISDEMEANOR; PROVIDING FOR COLLECTION AND DISPOSITION OF LICENSE FEES; PROVIDING THAT STATE FIRE MARSHAL SHALL ENFORCE AND ADMINISTER PROVISIONS OF 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:

AUTHORS: Add the following coauthor: Thornhill of the House.

AMENDMENT NO. 1. The House recede from Amendments 1, 2, 3, and 4.

AMENDMENT NO. 2. Accept House Amendments 5, 6, 7, and 8.

AMENDMENT NO. 3. Amend title to read as follows:

AN ACT RELATING TO FIREWORKS; AMENDING 63 O.S. 1961, § § 756 and 757, AS RENUMBERED BY SECTION 1, CHAPTER 215, O.S.L. 1965 (68 O.S. SUPP. 1967, § § 1606 and 1607); REQUIRING PROOF OF LICENSE; PROVIDING FOR SUSPENSION OR REVOCATION OF LICENSE; MAKING VIOLATIONS OF ACT A MISDEMEANOR; PROVIDING THAT STATE FIRE MARSHAL SHALL ENFORCE AND ADMINISTER PROVISIONS OF ACT; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 4. Strike Section 1.

FOR THE SENATE: Breckinridge, McGraw, Selman.

FOR THE HOUSE: Hopkins, Smith (E. W.), Thornhill.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1027, 1091 and 1238, requesting Conference and referring said Bills to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Boecher, the request of the Honorable House for Conferences on HBs 1027, 1091 and 1238 was ordered granted, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

MESSAGES FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 547, 1118 1121 and 1163, requesting Conferences and naming Conferees as follows:

HB 547: Briscoe, Derryberry and Greenhaw.

HB 1118: McCune, Spearman, Thompson, Hill and Bamberger.

HB 1121: Spearman, Sparkman and McCune.

HB 1163: Odom (Martin), Abbott and Musgrave.

Upon motion of Senator Boecher, the request of the Honorable House for Conferences on HBs 547, 1118, 1121 and 1163 was ordered granted.

CC APPOINTMENTS

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under:

HB 547: Smith, Garrison and Smalley.

HB 1118: Gee, Garrison, Young, Howard and Massad.

HB 1121: Garrett, Smith and Boecher.

HB 1163: Terrill, Hamilton, and McClendon.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 62 correctly enrolled.

Enrolled SCR 62 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

UNANIMOUS CONSENT REQUEST

Senator Gee asked unanimous consent, which was granted that the deadline of March 28, 1968 for reporting HBs out of Committee be extended in relation to HB 981.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Baldwin, the Senate refused to concur in HAS to SB 581 and requested a Conference thereon, the Bill to be referred to the General Conference Committee on Appropriations when appointed.

MOTION TO RECONSIDER VOTE

Senator Boecher, on behalf of Senator Young, asked for an extension of one day for the consideration of his motion to reconsider the vote by which HB 617 failed of passage, which was the order.

RESOLUTION

By unanimous consent, SR 83 by McSpadden was introduced and, upon his request, all other members of the Senate were made coauthors of the Resolution.

SR 83, as coauthored, was read at length as follows, adopted upon motion of Senator McSpadden and ordered referred for enrollment.

SR 83—By McSpadden, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman,

Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.

A RESOLUTION COMMENDING THE OFFICE OF ECONOMIC OPPORTUNITY; EXPRESSING APPRECIATION FOR THEIR EFFORTS TO PROVIDE RECREATIONAL OPPORTUNITIES AT TENKILLER LAKE FOR UNDERPRIVILEGED CHILDREN AND OTHER PERSONS; EXPRESSING THE DESIRE OF THE SENATE TO SUPPORT THE PROGRAM; AND DIRECTING DISTRIBUTION.

WHEREAS, the office of Economic Opportunity has engaged in a project to provide recreational opportunities at Tenkiller Lake to underprivileged children and other persons who would not ordinarily have such opportunities; and

WHEREAS, a project of this nature will be of great benefit to the people of Oklahoma; and

WHEREAS, the office of Economic Opportunity should be commended for its many good works; and

WHEREAS, appreciation should be expressed to the Office of Economic Opportunity for their efforts to develop this recreational project at Tenkiller Lake; and

WHEREAS, the Senate should express its desire to support the Office of Economic Opportunity in the development of this project.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Office of Economic Opportunity be and it is hereby commended for its many good works, and appreciation is hereby expressed for its efforts to provide recreational opportunities at Tenkiller Lake for underprivileged children and other persons who would not ordinarily have such opportunities.

SECTION 2. That the State Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby express its desire to support the Office of

Economic Opportunity in this endeavor, and does further express the hope that in the future, funds can be made available to fully develop and expand this worthwhile project.

SECTION 3. That a duly authenticated copy of this Resolution, after consideration and enrollment, be prepared for and sent to Mr. Matt Edwards, Office of Economic Opportunity at Austin, Texas.

MESSAGE FROM HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 576 by Odom (V. H.)—A Concurrent Resolution expressing deep sorrow and regret of the Members of the Thirty-first Legislature of the State of Oklahoma at the death of Sergeant Dallas Perryman who had, fifteen years ago, enlisted in the Air Force while attending Coweta High School, and who lost his life while in the service of his Country; and directing that a copy of this Resolution in token of sincere respect and admiration for his service to his Country with distinction, commanding the respect of all Oklahomans, be distributed.

HCR 577 by Privett, et al—A Concurrent Resolution commending Henry F. (Hank) Wade for his profound courage and many talents; congratulating him for being selected Oklahoma's 1968 "Handicapped Man of the Year"; and directing distribution.

Consideration of **HCR 576** was deferred for this legislative day.

Upon request of Senator Horn, **HCR 577** was taken up for immediate consideration.

Senator Horn asked that he be made the principal Senate Author of **HCR 577**, and that all other members of the Senate be made coauthors of the Resolution, which was the order.

HCR 577, as coauthored, was read at length and adopted upon motion of Senator Horn.

HCR 577 was properly signed and ordered returned to the Honorable House.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCRs 60** and **62**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM GOVERNOR

Advising approval by him, April 1, 1968, of Enrolled **SB 549** entitled.

SB 549—By Baldwin, Miller, Dacus and Berrong of the Senate and Willis and Miskelly of the House.

An Act relating to various state agen-

cies and making supplemental appropriations thereto; etc.; and declaring an emergency.

MESSAGE FROM GOVERNOR

Advising approval by him, April 3, 1968, of Enrolled **SB 626** entitled:

SB 626—By Gee of the Senate and Bamberger, McCune and Levergood of the House.

An Act relating to opinions of the Court of Criminal Appeals; etc.; and declaring an emergency.

BILL RELEASED

As provided under Rule 20-c, **HB 1277** was properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Fifty-fifth Legislative Day

Thursday, April 4, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, G e e , Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, McClendon, Martin, Porter, Smith.—9.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

Senator Miller announced the death of Senator Martin's father, stating that the Harvey Funeral Home in Ardmore is handling arrangements, with services to be held in the First Baptist Church.

President Pro Tempore McSpadden advised that an appropriate floral offering had been sent on behalf of the State Senate.

CITATION

Upon motion of Senator Murphy, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Tommy

Green, Dwayne Keller, Dennis Crowe, Ray Murphy, Katsumi Suzuki, Parker Sneed, Jerry Stone, Bob Drebenstedt, Fred Fozzard, Peter Naff and John Ward.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 753 correctly enrolled.

Enrolled SB 753 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 493 and 580 and naming conferees as follows:

SB 493: Poulos, Willis and Miskelly.

SB 580: Poulos, Willis and Miskelly.

DECLARATION OF VOTE

Senators Ferrell and Birdsong asked that the record show, had they been present at the time of third reading and final passage of HB 1050, they would have voted AYE, which was the order.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 581, and referring said Bill to the General Conference Committee on Appropriations when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 689—Coauthored by Miskelly, as amended.

HA to SB 689 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 1 (c), Line 12, by inserting after the word "not" and before the word "more" the language: "less than One Hundred Dollars (\$100.00) nor".

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 753**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 993, 1004, 1089, 1114, 1350 and 1353**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1184** requesting Conference and naming Conferees as follows: Poulos, Willis and Miskelly.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 585**, and naming House Conferees as follows: Odom (Martin), Abbott and Tabor.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1277**.

The above numbered Enrolled Bill, was after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 577**.

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

COMMITTEE REPORTS

The following Bill and/or resolution were reported by the Committees named, or-

dered printed and placed upon the Calendar unless otherwise indicated:

DO PASS as amended:

HB 1316—Governmental Affairs—Coauthored by Short.

HCR 560—Governmental Affairs—Coauthored by Gee, Howard, Breckinridge and Short.

RESOLUTIONS

SCR 63 by Howard and McSpadden was introduced and read as follows:

A Concurrent Resolution directing the Executive Committee of the State Legislative Council to appoint a special committee to study, evaluate, codify and revise the Laws of Oklahoma relating to city, county, regional and state planning during the 1968 Legislative Interim; directing the State Legislative Council to make application for federal assistance to defray expenses of the project; and directing a report of findings and recommendations.

SCR 63 was read at length, adopted upon motion of Senator Howard, and ordered referred for engrossment.

SCR 64 by Murphy was introduced and read as follows:

A Concurrent Resolution requesting the Executive Committee of the State Legislative Council to appoint a special committee for study during the 1968 Legislative Interim the subject of water and transportation of water in relation to 17 O.S. Supp. 1967, § 159.1 et. seq.; requesting Corporation Commission not to consider any license or application until after March 15, 1969 and in event that legislation is needed no consideration of such application until adjournment of 1969 Legislative Session; and directing a report of findings and recommendations.

SCR 64 was read at length, adopted upon motion of Senator Murphy, and ordered referred for engrossment.

SCR 65 by Hargrave of the Senate and Hargrave of the House was introduced and read as follows:

A Concurrent Resolution relating to interim study; requesting the Executive Committee of the State Legislative Council to refer to the appropriate standing committee for study during the 1968 Legislative Interim, the subject of a firearms code; requesting submission of a report with recommendations to the Executive Committee and to the First Session of the Thirty-second Legislature.

SCR 65 was read at length, adopted upon motion of Senator Hargrave, and ordered referred for engrossment.

SCR 66 by Hargrave of the Senate and Hargrave of the House was introduced and read as follows:

A Concurrent Resolution requesting and directing the Executive Committee of the State Legislative Council to refer to the appropriate standing committee for study during the 1968 Legislative Interim, the laws and policies of the State of Oklahoma pertaining to the State Indemnity Fund; and directing a report and recommendations.

SCR 66 was read at length, adopted upon motion of Senator Hargrave and ordered referred for engrossment.

SR 84 by Payne was introduced and upon his request all other members of the Senate were made coauthors of the Resolution.

Senator Baggett asked unanimous consent to be shown as the first coauthor, which was the order.

SR 84, as coauthored, was read at length as follows, adopted upon motion of Senator Payne and ordered referred for enrollment:

SR 84—By Payne, Baggett, Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansber-

ry, Stipe, Taliaferro, Terrill, Williams and Young.

A RESOLUTION COMMENDING THE SOUTHWESTERN BELL TELEPHONE COMPANY UPON ITS SELECTION OF EMPLOYEES TO SERVE THE OKLAHOMA STATE SENATE DURING THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE; AND DIRECTING DISTRIBUTION OF THIS RESOLUTION.

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 Second Session of the Thirty-first Legislature, being, Helen Witt, Evelyn Johnson and Bettye West, operators, and Molly Powell, Juanita Belt and Beatrice Jackson, supervisors; and

WHEREAS, these operators and supervisors have rendered outstanding service to the honorable members and employees of the State Senate and have exhibited courtesies 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 SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate extends to the Southwestern Bell Telephone Company and to its employees, Helen Witt, Evelyn Johnson, Bettye West, Molly Powell, Juanita Belt and Beatrice Jackson, its appreciation for their services.

SECTION 2. That a properly authenticated copy hereof be transmitted to the Southwestern Bell Telephone Company and to each of the above named employees, as a token of the sentiments herein expressed.

GENERAL ORDER

HB 999 by Cox of the House and Miller of the Senate was read and considered.

Upon motion of Senator Miller, **HB 999** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 999** was placed upon third reading and final passage.

THIRD READING

HB 999 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berry, Bradley, Breckinridge, Findeiss, Hamilton, McClendon, Martin, Nichols, Porter, Smith.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berry, Bradley, Breckinridge, Findeiss, Hamilton, McClendon, Martin, Nichols, Porter, Smith.—12.

The emergency was declared passed.

HB 999 was ordered withheld pursuant to Rule 20-c.

MOTION TO RECONSIDER VOTE

Senator Massad asked for consideration

of his motion to reconsider the vote by which **HB 1050** passed.

Senator Gee moved to table the Massad motion to reconsider the vote by which **HB 1050** passed, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Birdsong, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Terrill, Williams.—29.

Nay: Boecher, Graves, Hamilton, Horn, Massey, Stipe, Taliaferro, Young.—8.

Excused: Atkinson, Baldwin, Berrong, Berry, Bradley, Breckinridge, Findeiss, McClendon, Martin, Porter, Smith.—11.

DECLARATION OF VOTE

Senator Hamilton asked that the record show, had he been present at the time of third reading and final passage of **HB 999**, he would have voted AYE, which was the order.

Senator Selman presiding.

GENERAL ORDER

HB 1044 by Peterson, et al, of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1044** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1044** was placed upon third reading and final passage.

THIRD READING

HB 1044 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Bradley, Dacus, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang,

Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams.—33.

Excused: Atkinson, Baldwin, Berrong, Berry, Breckinridge, Ferrell, Field, Findeiss, McClendon, Martin, Nichols, Porter, Smith, Stipe, Young.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams.—34.

Excused: Atkinson, Baldwin, Berrong, Berry, Breckinridge, Field, Findeiss, McClendon, Martin, Nichols, Porter, Smith, Stipe, Young.—14.

The emergency was declared passed.

HB 1044 was ordered withheld pursuant to Rule 20-C.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Horn, the Senate refused to concur in **HAs** to **SB 48** and requested a Conference thereon.

Upon motion of Senator Gee, the Senate refused to concur in **HAs** to **SBs 270, 318, 402** and **717** and requested a Conference thereon.

CC APPOINTMENTS

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under:

SB 48: Horn, Boecher and Holden.

SB 270: Gee, Young, Howard, Garrison and Massad.

SB 318: Gee, Young, Howard, Garrison and Massad.

SB 402: Gee, Young, Howard, Garrison and Massad.

SB 717: Gee, Young, Howard, Garrison and Massad.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 513 and **HBs 995, 1092, 1105, 1131, 1161, 1162, 1187, 1288, 1290, 1318, 1342** and **HJR 561** each correctly engrossed.

SBs 610, 697, and **SCR 61** each correctly enrolled.

Engrossed **SB 513** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 995, 1092, 1105, 1131, 1161, 1162, 1187, 1288, 1290, 1318, 1342** and **HJR 561**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 610** and **697** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 61** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1109 by Mountford of the House and Baggett of the Senate was read and considered.

Senator Baggett moved to amend **HB 1109**, page 8, line 18½, by inserting the following section, renumbering the succeeding section accordingly, and by amending the title to conform thereto:

“SECTION 2. 71 O. S. 1961, § 202(e) is amended to read as follows:

§ 202 (e). The Administrator shall by rule require registered broker-dealers, agents and investment advisers to post AND CONTINUE IN EFFECT DURING EACH PERIOD OF REGISTRATION, surety bonds in an amount not more than TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) IN THE CASE OF BROKER-DEALERS, AND NOT MORE THAN Ten Thousand Dollars (\$10,000.00) IN THE CASE OF AGENTS AND INVESTMENT

ADVISERS. THE ADMINISTRATOR MAY BY RULE CLASSIFY PERSONS REQUIRED TO POST BONDS AND PRESCRIBE DIFFERENT AMOUNTS OF BONDS FOR DIFFERENT CLASSES. EACH SUCH BOND SHALL BE conditioned that the registrant will comply with the provisions of this Act. Such BONDS may be so drawn as to cover the original registration and any renewal thereof. BUT FOR PURPOSES OF DETERMINING LIABILITY OF THE SURETY UNDER ANY SUCH BOND, THE DATE OF EACH RENEWAL OF REGISTRATION SHALL BE DEEMED TO BEGIN A NEW BOND PERIOD. Any appropriate deposit of cash or securities shall be accepted in lieu of any such bond. Every bond shall provide that no suit may be maintained to enforce any liability thereon unless brought within two (2) years after the sale or other act upon which such suit is based and shall also provide the liability of the surety on each such bond to all persons aggrieved shall in no event exceed in the aggregate the penal sum thereof." which amendment was declared adopted.

Upon motion of Senator Baggett, **HB 1109**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1109**, as amended was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1109 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Keels, Luton, McGraw, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Terrill.—28.

Excused: Atkinson, Baldwin, Berry,

Breckinridge, Field, Findeiss, Hargrave, Holden, Howard, McClendon, McSpadden, Martin, Massad, Massey, Porter, Smith, Stipe, Taliaferro, Williams, Young.—20.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Terrill, Williams.—33.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Holden, McClendon, Martin, Massad, Massey, Porter, Smith, Stipe, Taliaferro, Young.—15.

The emergency was declared passed.

HB 1109, as amended, was referred for engrossment.

MOTION TO STRIKE BILL

Senator Boecher moved that **HB 1331** be ordered stricken from the Calendar, which motion was declared adopted.

GENERAL ORDER

HB 1307 by Johnson of the House and McGraw, Porter, Nichols, Gee, Smith and Short of the Senate was read and considered.

Senators Luton and Selman asked to be made coauthors of **HB 1307**, which was the order.

Upon motion of Senator McGraw, **HB 1307** was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **HB 1307** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1307 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Terrill, Williams.—33.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, Holden, Horn, McClendon, Martin, Porter, Smith, Stipe, Taliaferro, Young.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Terrill, Williams.—33.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, Holden, Horn, McClendon, Martin, Porter, Smith, Stipe, Taliaferro, Young.—15.

The emergency was declared passed.

HB 1307, as amended, was referred for engrossment.

GENERAL ORDER

HB 1086 by Smith (Norman) of the House and Holden of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of HB 1086, which was the order.

Upon motion of Senator Holden, HB 1086 was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, HB 1086 was placed upon third reading and final passage.

THIRD READING

HB 1086 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hamilton, Hargrave, McClendon, Martin, Porter, Smith, Young.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hamilton, Hargrave, McClendon, Martin, Porter, Smith, Young.—12.

The emergency was declared passed.

HB 1086, was ordered withheld pursuant to Rule 20-c.

Senator Murphy presiding.

GENERAL ORDER

HB 1189 by Clemons of the House and Terrill, Field and Murphy of the Senate was read and considered.

Upon motion of Senator Terrill, HB 1189 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1189 was placed upon third reading and final passage.

THIRD READING

HB 1189 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Stipe, Terrill, Williams, Young.—30.

Nay: Hamilton.—1.

Excused: Atkinson, Baggett, Baldwin, Berry, Breckinridge, Findeiss, Ham, Hargrave, Horn, McClendon, Martin, Massad, Porter, Short, Smith, Stansberry, Taliaferro.—17.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—32.

Nay: Hamilton.—1.

Excused: Atkinson, Baggett, Baldwin, Berry, Breckinridge, Findeiss, Ham, Hargrave, Horn, McClendon, Martin, Massad, Porter, Smith, Stansberry.—15.

The emergency was declared passed.

HB 1189 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1213 by Clemons was read and considered.

Senator Terrill asked to be shown as the Senate Author of **HB 1213**, which was the order.

Senators Payne, Dacus and Taliaferro asked to be made coauthors of **HB 1213**, which was the order.

Upon motion of Senator Terrill, **HB 1213** was advanced to engrossment.

By unanimous consent, upon request of

Senator Terrill, **HB 1213** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1213 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Stipe, Taliaferro, Terrill.—30.

Nay: Ferrell, Garrison, Grantham, Smalley, Williams.—5.

Excused: Atkinson, Baggett, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, McClendon, Martin, Porter, Smith, Stansberry, Young.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Terrill.—33.

Nay: Garrison, Williams.—2.

Excused: Atkinson, Baggett, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, McClendon, Martin, Porter, Smith, Stansberry, Young.—13.

The emergency was declared passed.

HB 1213, as amended, was referred for engrossment.

Senator Terrill presiding.

GENERAL ORDER

HB 1100 by Bickford, et al, of the House and Murphy, McGraw, Breckinridge, Howard and Ferrell of the Senate was read and considered.

Senators Gee, Bradley and Stipe asked to be made coauthors of **HB 1100**, which was the order.

Upon motion of Senator Murphy, **HB 1100** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1100** was placed upon third reading and final passage.

THIRD READING

HB 1100 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Garrett, Hargrave, McClendon, Martin, Massad, Nichols, Porter, Smith, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Garrett, Hargrave, McClendon, Martin, Massad, Nichols, Porter, Smith, Taliaferro.—14.

The emergency was declared passed.

HB 1100 was ordered withheld pursuant to Rule 20-c.

Senator Porter asked to be shown present, which was the order.

GENERAL ORDER

HB 1278 by Watkins, et al, of the House and Boecher of the Senate was read and considered.

Senators Hamilton, McGraw, Dacus, Terrill and Massad asked to be made coauthors of **HB 1278**, which was the order.

Upon motion of Senator Boecher, **HB 1278** was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, **HB 1278** was placed upon third reading and final passage.

THIRD READING

HB 1278 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, Horn, McClendon, Martin, Massad, Nichols, Smith, Young.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, Horn, McClendon, Martin, Massad, Nichols, Smith, Young.—13.

The emergency was declared passed.

HB 1278, was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1257 by Odom (Martin) of the House and Baggett of the Senate was read and considered.

Upon motion of Senator Baggett, **HB 1257** was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, **HB 1257** was placed upon third reading and final passage.

THIRD READING

HB 1257 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, McClendon, McSpadden, Martin, Smalley, Smith, Stipe.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, McClendon, McSpadden, Martin, Smalley, Smith, Stipe.—12.

The emergency was declared passed.

HB 1257 was ordered withheld pursuant to Rule 20-c.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 1113 by Mountford, et al, of the House and Gee, Murphy, Ferrell and Horn of the Senate was read and considered.

Senators Payne and Massey asked to be made coauthors of **HB 1113**, which was the order.

Upon motion of Senator Gee, **HB 1113** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HB 1113** was placed upon third reading and final passage.

THIRD READING

HB 1113 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Atkinson, Baldwin, Berrong, Berry, Breckinridge, Findeiss, Grantham, Hargrave, McClendon, Martin, Smith.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Atkinson, Baldwin, Berrong, Berry, Breckinridge, Findeiss, Grantham, Hargrave, McClendon, Martin, Smith.—11.

The emergency was declared passed.

HB 1113 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1108 by Mountford of the House and Gee of the Senate was read and considered.

Upon motion of Senator Gee, HB 1108 was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, HB 1108 was placed upon third reading and final passage.

THIRD READING

HB 1108 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, McClendon, McGraw, Martin, Porter, Smith, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, McClendon, McGraw, Martin, Porter, Smith, Taliaferro.—12.

The emergency was declared passed.

HB 1108 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1192 by Greenhaw of the House and Payne of the Senate was read and considered.

Senator Dacus asked to be made a co-author of HB 1192, which was the order.

Upon motion of Senator Berrong, HB 1192 was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, HB 1192 was placed upon third reading and final passage.

THIRD READING

HB 1192 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, McClendon, McGraw, Martin, Massad, Porter, Smith.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, McClendon, McGraw, Martin, Massad, Porter, Smith.—12.

The emergency was declared passed.

HB 1192 was ordered withheld pursuant to Rule 20-c.

Senator Massad presiding.

GENERAL ORDER

HB 1325 by Finch of the House and Young and McSpadden of the Senate was read and considered.

Upon motion of Senator Young, **HB 1325** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1325** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1325 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Boecher, Field, Graves, Ham, Holden, McSpadden, Massad, Murphy, Stansberry, Stipe, Terrill, Young.—12.

Nay: Baggett, Birdsong, Bradley, Dacus, Ferrell, Garrison, Gee, Grantham, Hamilton, Keels, Luton, McGraw, Miller, Nichols, Romang, Selman, Short, Smalley, Williams.—19.

Excused: Atkinson, Baldwin, Berrong, Berry, Breckinridge, Findeiss, Garrett, Hargrave, Horn, Howard, McClendon, Martin, Massey, Payne, Porter, Smith, Taliaferro.—17.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Young moved that the vote be reconsidered by which **HB 1325** failed of passage.

GENERAL ORDER

HB 1333 by Green, et al, of the House and Terrill, Atkinson and Keels of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1333** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1333** was placed upon third reading and final passage.

THIRD READING

HB 1333 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Berrong, Berry, Breckinridge, Findeiss, Graves, Hargrave, McClendon, Martin, Murphy, Payne, Porter, Smith, Stansberry.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Berrong, Berry, Breckinridge, Findeiss, Graves, Hargrave, McClendon, Martin, Murphy, Payne, Porter, Smith, Stansberry.—15.

The emergency was declared passed.

HB 1333 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1221 by Hill, et al, of the House and Young of the Senate was read and considered.

Senator Hamilton moved to amend **HB 1221**, page 3, line 5, by adding after the word "argument" the sentence "Counsel for either party or parties shall have a right to request instructions by so requesting in writing" which amendment was declared adopted.

Upon motion of Senator Young, **HB 1221**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1221**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1221 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Taliaferro, Terrill, Williams, Young.—32.

Nay: Ham, Short, Stipe.—3.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, Holden, McClendon, Martin, Payne, Porter, Smith, Stansberry.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Taliaferro, Terrill, Williams, Young.—34.

Nay: Stipe.—1.

Excused: Atkinson, Baldwin, Berry, Breckinridge, Findeiss, Hargrave, Holden, McClendon, Martin, Payne, Porter, Smith, Stansberry.—13.

The emergency was declared passed.

HB 1221, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting

for consideration Engrossed **HCR 578** by Watkins, et al.—A Concurrent Resolution commending Richard Homan, National Senior Vice Commander in Chief of the Veterans of Foreign Wars; extending best wishes to him in his campaign to become National Commander in Chief; and directing distribution.

Senator Horn asked that he be shown as the Senate Author of **HCR 578**, and that all other members of the Senate be added as coauthors of the Resolution, which was the order.

HCR 578, as coauthored, was read at length and adopted upon motion of Senator Horn.

HCR 578 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Requesting the return of Engrossed **SB 540**, as amended by the Conference Committee Report, for further consideration by the House.

Upon motion of Senator Boecher, the Senate concurred in the above request, and **SB 540**, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Baggett, the Senate refused to concur in **HAS** to **SB 665** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 665**: Baggett, Smith and Bradley.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

BILLS RELEASED

As provided under Rule 20-c, **HBs 999**,

1044, 1086, 1100, 1108, 1113, 1189, 1192, 1257, 1278 and 1333 were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, April 8, 1968.

Fifty-sixth Legislative Day

Monday, April 8, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Berrong, Breckinridge, Howard, Martin, Stipe.—6.

The President declared a quorum present.

The following prayer was offered by the Chaplain, the Reverend Henry Cook, Pastor of the Valley View Christian Church, Tulsa, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Hargrave.

Our Heavenly Father, as we again approach Thee, we thank Thee for all the many blessings You have so graciously bestowed upon us. Especially do we thank Thee for Jesus Christ, Thy Son who was sent by Thy grace to show mankind, each of us, a greater way of life. We know that our Heavenly Father has been good to us not only as individuals or communities but as a state and as a nation and we thank Thee. We pray that our national leaders will be selfless in their leadership, strong in their convictions for peace and happiness for the American

people. We pray here this hour that our leaders who have been chosen by the people to represent the people in matters of policy making decisions, will truly consider the wishes of the people of this great State and thus make their decision. We pray that these leaders will stand strongly in favor of truth, freedom and justice in the midst of a troubled and confused world. We pray that our national leaders, our state leaders, our government and the people will open their eyes to see Thy truth and Thy way and Thy life, which is Jesus Christ, Thy Son. Oh, if man would let Christ come into their lives and direct their thoughts our state and our nation would prosper. May your Spirit guide us this day and our will be Thy will. Oh, Lord, our God. In Jesus name we pray, Amen.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Ferrell, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Terry Gummow.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 610 and 697.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 61.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

COMMITTEE REPORT

Senator Smith submitted the following report from the Committee on Committees and Rules, and asked that the tabula-

tion reflecting Committee work be incorporated in the Journal, which was the order:

Mr. President: Your Committee on Committees and Rules begs leave to report that the Committee has tabulated the measures assigned the Committees of the Senate, and the following tabulation reflects the number of measures assigned each Committee, and the action taken thereon as of April 8, 1968:

STATUS OF LEGISLATION IN SENATE

NAME OF COMMITTEE	Chairman	SENATE LEGISLATION			HOUSE LEGISLATION		
		Assigned to Committee	Passed	Died in Committee	Assigned to Committee	Passed	Died in Committee
Agriculture, Consumer Affairs and Wildlife	Massad	22	18	4	18	14	4
Appropriations and Budget	Baldwin	61	57	4	54	50	4
Business, Industry and Labor Relations	Payne	56	24	32	22	18	4
Conservation and Economic Development	Luton	26	15	11	14	13	1
Education	Terrill	41	23	18	23	19	4
Governmental Affairs	Baggett	79	53	26	36	33	3
Health, Welfare and Veterans' Affairs	Graves	27	20	7	15	14	1
Judiciary	Gee	102	60	42	84	66	18
Revenue and Taxation	Taliaferro	28	18	10	24	20	4
Roads, Highways and Public Safety	Grantham	24	13	11	14	10	4
Committee on Committees and Rules	Smith	27	16	11	5	4	1
Total		493	317	176	309	261	48

	Hold Over & New Bills	Passed	Failed	Stricken	Died in Committee
Senate Bills	436	249	7	26	154
Senate Resolutions	21	21			
Senate Joint Resolutions	40	11	2	7	20
Senate Concurrent Resolutions	23	18	2	1	2
House Legislation in Senate—					
Bills	286	112	2		46
Joint Resolutions	16	7			2
Concurrent Resolutions	26	21			

Respectfully submitted,
SMITH, Chairman.

Fifty-sixth Day, Monday, April 8, 1968

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 981—J u d i c i a r y—Coauthored by Short, McGraw and Ham.

RESOLUTIONS

SR 85 by Porter was introduced and upon his request all other members of the Senate were made coauthors of the Resolution.

SR 85, as coauthored, was read at length as follows, adopted upon motion of Senator Porter and ordered referred for enrollment:

SR 85—By Porter, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A RESOLUTION DEPLORING THE TRAGIC DEMISE OF DR. MARTIN LUTHER KING, JR.; EXPRESSING SYMPATHY TO HIS FAMILY; EXPRESSING ITS COMMENDATION FOR HIS ROLE IN THE MOVEMENT FOR PEACEFUL RESISTANCE TO RACIAL INEQUITIES: AUTHORIZING THE PRESIDENT PRO TEMPORE OF THE SENATE TO APPOINT AS A COMMITTEE, A MEMBER OF THE SENATE TO ATTEND THE FUNERAL, AND PERSONALLY DELIVER A COPY OF THIS RESOLUTION TO THE FAMILY OF DR. KING; AND AUTHORIZING TRAVEL AND EXPENSES OF COMMITTEE MEMBER AS PROVIDED BY SENATE RESOLUTION NO. 64.

WHEREAS, the tragic death of Dr. Mar-

tin Luther King, Jr., on April 4, 1968, truly merits the expression of sincere regret by the Senate of the Second Session of the Thirty-first Oklahoma Legislature; and

WHEREAS, the accomplishments of Dr. King, recipient of the Nobel Peace Prize in 1964, through his advocacy of a militant, but peaceful, resistance to racial inequalities prevalent in American society, through his leadership in the Montgomery movement, and through his endeavor on a nationwide scale to bring about a reduction of inequities in our society, highly deserve notice and commendation; and

WHEREAS, it is deemed necessary and proper that a committee of the Senate attend the funeral services and express sympathy to the family of the deceased, and personally deliver a copy of this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate of the Second Session of the Thirty-first Oklahoma Legislature deplores the tragic demise of Dr. Martin Luther King, Jr., expresses its commendation for his advocacy of and leadership in the movement for peaceful resistance to racial inequalities in our society, and expresses its sympathy to the members of his family at his tragic demise.

SECTION 2. That the President Pro Tempore of the Senate is hereby authorized to appoint, as a committee, a member of the Senate to proceed to Atlanta, Georgia, to attend the funeral of Dr. King, and to personally deliver a duly authenticated copy of this Resolution to his surviving family.

SECTION 3. That reimbursement for necessary travel and expenses for each committee member shall be paid by the Senate, as provided by Senate Resolution No. 64 of the Second Session of the Thirty-first Oklahoma Legislature.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following committee member pursuant to **SR 85**: Porter.

SCR 67 by Smith and Baggett of the Senate and Spearman of the House was introduced and read as follows:

A Concurrent Resolution declaring legislative intent and purpose to be that a cancellation of certificates, registration, license plate, or other such instruments, in accordance with 47 O. S. 1961, § 22.20, as amended by Section 2, Chapter 150, O. S. L. 1965 (47 O. S. Supp. 1967, § 22.20) shall authorize and require the Tax Commission to grant credit for such cancellations.

Senators Dacus and Taliaferro asked to be made coauthors of **SCR 67**, which was the order.

SCR 67, as coauthored, was read at length, adopted upon motion of Senator Smith, and ordered referred for engrossment.

SCR 68 by Murphy was introduced and read as follows:

A Concurrent Resolution relating to interim study by the State Legislative Council; directing the Executive Committee of Legislative Council to create a ten-member special committee on development of the Oklahoma State Capitol Area; designating study jurisdiction; directing committee, jointly with the State Board of Public Affairs, State Highway Department, State Capitol Improvement Authority, State Capitol Planning and Zoning Commission and other departments and agencies affected, to study and prepare a long-range program for development of the Oklahoma State Capitol Area and other areas under jurisdiction and control of State Board of Public Affairs for submission to the First Session of the Thirty-second Legislature; directing committee to study the need for specific legislation to vitalize the recommended program and

to suggest alternative methods for adequate financing thereof.

Senator Baggett asked to be made co-author of **SCR 68**, which was the order.

SCR 68 as coauthored, was read at length, adopted upon motion of Senator Murphy, and ordered referred for engrossment.

PENDING SENATE ACTION

HCR 576 by Odom (V. H.) was taken up for consideration.

Senator Berry asked unanimous consent that he be shown as the principal Senate Author of **HCR 576**, and that all other members of the Senate be added as co-authors, which was the order.

HCR 576, as coauthored, was read at length, and adopted upon motion of Senator Berry.

HCR 576 was properly signed and ordered returned to the Honorable House.

HCR 567 by Dickey of the House and Graves of the Senate was taken up for consideration.

Senator Luton asked to be made co-author of **HCR 567**, which was the order.

Senator Graves asked that all other members of the Senate be made coauthors of **HCR 567**, which was the order.

HCR 567, as coauthored, was read at length, and adopted upon motion of Senator Graves.

HCR 567 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 63, 64, 65, 66 and **HBs 971, 1070, 1109, 1211, 1213, 1221** and **1307** each correctly engrossed.

SRs 83 and **84** each correctly enrolled.

Engrossed **SCRs 63, 64, 65** and **66** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 971, 1070, 1109, 1211, 1213, 1221** and **1307**,

as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SRs 83** and **84** were properly signed and ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

Senator Garrett asked for an extension of one day for consideration of his motion to reconsider the vote by which **HB 1226** failed of passage, which was the order.

Lieutenant Governor Nigh presiding.

GENERAL ORDER

HB 1116 by Skeith of the House and Grantham of the Senate was read and considered.

Senators Dacus and Keels asked to be made coauthors of **HB 1116**, which was the order.

Upon motion of Senator Dacus, **HB 1116** was advanced to engrossment.

By unanimous consent, upon request of Senator Dacus, **HB 1116** was placed upon third reading and final passage.

THIRD READING

HB 1116 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Hargrave, Holden, Keels, Luton, McClendon, McSpadden, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Smith, Taliaferro, Terrill, Young.—29.

Nay: Ferrell, Findeiss, Graves, Hamilton, McGraw, Short, Stansberry, Williams.—8.

Excused: Atkinson, Berrong, Breckinridge, Ham, Horn, Howard, Martin, Miller, Porter, Smalley, Stipe.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Smith, Taliaferro, Terrill, Williams, Young.—32.

Nay: Ferrell, Graves, Hamilton, Short, Stansberry.—5.

Excused: Atkinson, Berrong, Breckinridge, Ham, Horn, Howard, Martin, Miller, Porter, Smalley, Stipe.—11.

The emergency was declared passed.

HB 1116 was ordered withheld pursuant to Rule 20-c.

DECLARATION OF VOTE

Senator Smalley asked that the record show, had he been present at the time of third reading and final passage of **HB 1116**, he would have voted NAY, which was the order.

Senator Hamilton presiding.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

HB 1196 by Sandlin, et al, of the House and Massad, Garrett, Miller, Birdsong and Graves of the Senate was read and considered.

Senators Howard, Payne and McGraw asked to be made coauthors of **HB 1196**, which was the order.

Senator Short moved to amend **HB 1196**, page 2, line 13, by changing the semicolon to a period after the word "investigators" and by striking the remainder of line 13, and all of lines 14 and 15, which amendment was tabled upon motion of Senator Massad.

Upon motion of Senator Massad, **HB 1196** was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, **HB 1196** was placed upon third reading and final passage.

THIRD READING

HB 1196 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, Breckin-ridge, Hargrave, Martin, Porter, Stansber-ry, Stipe.—8.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hold-en, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Ro-mang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, Breckin-ridge, Hargrave, Martin, Porter, Stansber-ry, Stipe.—8.

The emergency was declared passed.

HB 1196 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1208 by McCune, et al, of the House and Young of the Senate was read and considered.

Senator Gee moved to amend **HB 1208**, page 4, line 1, by inserting after the figure "8" and before the word "and" the figure "13" which amendment was de-clared adopted.

Upon motion of Senator Gee, **HB 1208**,

as amended, was advanced to engross-ment.

By unanimous consent, upon request of Senator Gee, **HB 1208** was considered en-grossed and placed upon third reading and final passage.

THIRD READING

HB 1208 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Bradley, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Har-grave, Holden, Howard, Keels, Luton, Mc-Clendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Nay: Baldwin, Boecher, Dacus, Field, Horn.—5.

Excused: Atkinson, Berrong, Breckin-ridge, Martin, Porter, Stansberry, Stipe, Taliaferro.—8.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Bradley, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Har-grave, Holden, Howard, Keels, Luton, Mc-Clendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Nay: Baldwin, Boecher, Dacus, Field, Horn.—5.

Excused: Atkinson, Berrong, Breckin-ridge, Martin, Porter, Stansberry, Stipe, Taliaferro.—8.

The emergency was declared passed.

HB 1208, as amended, was referred for engrossment.

Senator Atkinson asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

Senator Findeiss asked unanimous consent, which was granted, for consideration of his motion to reconsider the vote whereby **HB 996** failed of passage.

The vote occurring upon the Findeiss motion to reconsider the vote whereby **HB 996** failed of passage it was declared adopted.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Bradley, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Keels, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams, Young.—26.

Nay: Atkinson, Berry, Birdsong, Boecher, Dacus, Field, Grantham, Ham, Hargrave, Horn, Howard, McClendon, Massad, Massey, Taliaferro, Terrill.—16.

Excused: Berrong, Breckinridge, Martin, Porter, Stansberry, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Bradley, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Williams, Young.—29.

Nay: Atkinson, Berry, Boecher, Dacus, Field, Grantham, Ham, Horn, Howard, McClendon, Massad, Taliaferro, Terrill.—13.

Excused: Berrong, Breckinridge, Martin, Porter, Stansberry, Stipe.—6.

The emergency was declared failed of passage.

By unanimous consent, upon request of Senator Findeiss, the Title to **HB 996** was ordered amended to conform to the body of the Bill.

HB 996, as amended, was ordered referred for engrossment.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 351** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred Engrossed Senate Bill No. 351, and Engrossed House Amendments thereto, by Young, Gee, Ham, Luton, Murphy, Porter and Birdsong Entitled:

AN ACT RELATING TO COURTS; AMENDING 74 O. S. 1961, § 286; FIXING SALARIES OF JUSTICES OF THE SUPREME COURT AND JUDGES OF THE COURT OF CRIMINAL APPEALS; AMENDING 20 O. S. 1961, § 924; PLACING A LIMITATION ON THE SALARIES OF STATE SUPERNUMERARY JUDGES; REPEALING CONFLICTING LAWS; AND DECLARING AN EMERGENCY, beg leave to report that we have had the same under consideration and herewith return the same with the recommendations that:

The House recedes from all amendments and the following Joint Conference Committee Substitute be substituted for Engrossed Senate Bill No. 351, as co-authored by: Sparkman, McCune, Mountford, Spearman, Bynum, Hill, Boren, Cate and Patterson (Ruth) of the House:

CCS for **SB 351**—By Young, Gee, Ham, Luton, Murphy, Porter and Birdsong.

AN ACT RELATING TO COURTS; AMENDING 74 O. S. 1961, § 286; FIXING SALARIES OF JUSTICES OF THE SUPREME COURT AND JUDGES OF THE COURT OF CRIMINAL APPEALS; REPEALING 74 O. S. 1961, SECTION 250.2; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 74 O.S. 1961, § 286, is amended to read as follows:

§ 286. Each Justice of the Supreme Court and each Judge of the Court of Criminal Appeals of the State of Oklahoma, shall receive an annual salary of *【Sixteen Thousand Five Hundred Dollars (\$16,500.00),】* TWENTY-TWO THOUSAND FIVE HUNDRED DOLLARS (\$22,500.00), payable monthly by the State as now or hereafter provided by law.

SECTION 2. 74 O. S. 1961, § 250.2, and all other laws in conflict herewith are hereby repealed.

SECTION 3. The effective date of this Act shall be July 1, 1968.

SECTION 4. It being immediately nec-

essary 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.

FOR THE SENATE: Young, Smith and Massad.

FOR THE HOUSE: Sparkman, McCune and Bamberger.

BILLS RELEASED

As provided under Rule 20-c, HBs 1116 and 1196 were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Fifty-seventh Legislative Day

Tuesday, April 9, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Berrong, Breckinridge, Findeiss, Garrison, Grantham, Ham, Porter, Stipe.—8.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Baldwin, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Hinton, Oklahoma Chamber of Commerce.

Upon motion of Senator Baldwin, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The Anadarko Warriors, Anadarko Highschool.

Upon motion of Senator Baldwin, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Anadarko Highschool Livestock Judging Team.

Upon motion of Senator Baldwin, pursuant to Rule 9-b, a Citation of Congra-

tulations was ordered issued to Kerby Crowell and James Justison.

Upon motion of Senator Baldwin, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to David Farmer, Mr. and Mrs. Robert Farmer and School of Animal Science, OSU.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Clarence Wiley, Jr.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to John Vecchio.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Jared Bruce.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Harbour Synder.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Phil Cottrell.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

MESSAGE FROM GOVERNOR

Advising approval by him, April 5, 1968, of Enrolled SBs 171, 185, 473, 595, 707 and 753 entitled:

SB 171—By Murphy and Romang of the Senate and Connor of the House.

An Act relating to motor vehicles, authorizing the Department of Public Safety to require an examination for licensee or applicant whose record indicates driving difficulty; providing for cancellation or

denial and appeal therefrom; and establishing an effective date.

SB 185—By Massey of the Senate and Bynum, Wixson, Sokolosky, Hatchett, Poulos and Holaday of the House.

An Act relating to obscenity; defining terms; etc.; and declaring an emergency.

SB 473—By Hamilton.

An Act relating to game and fish; repealing 29 O. S. 1961, § 604; providing rules and regulations over national forest lands by the federal government; and declaring an emergency.

SB 595—By Berrong and Dacus of the Senate and Fowler, Dickey, Greenhaw, Hutchens (David) and Williamson of the House.

An Act relating to cities and towns; providing for organization of Industrial and Economic Development Foundations, associations and corporations; etc.; and declaring an emergency.

SB 707—By McSpadden of the Senate and Briscoe of the House.

An Act relating to the Will Rogers Memorial Commission; creating a petty cash fund; etc.; and declaring an emergency.

SB 753—By Garrison, Atkinson, et al of the Senate and Connor, Thompson, et al of the House.

An Act relating to preservation of the public peace and safety; defining terms; authorizing the governor to proclaim a state of emergency in certain instances; etc.; prohibiting riots and disorderly conduct; etc.; and declaring an emergency.

MESSAGE FROM GOVERNOR

Advising approval by him, April 8, 1968, of Enrolled **SBs 480, 494, 594, 659, 676, 682 and 716** entitled:

SB 480—By Hamilton.

An Act relating to game and fish; etc.; and declaring an emergency.

SB 494—By Massad, Young and Birdsong of the Senate and Sandlin, McCune, et al of the House.

An Act relating to the judiciary; establishing a uniform retirement system for justices and judges; etc.; and declaring an emergency.

SB 594—By Garrison and Dacus of the Senate and Connor and Doornbos of the House.

An Act relating to removal of officers; etc.; and declaring an emergency.

SB 659—By Graves, Berry, Garrett, et al of the Senate and Patterson (Ruth), Lawson, et al of the House.

An Act relating to public health and safety; declaring public policy; creating the Oklahoma Commission on Alcoholism and defining its powers, duties, authority and functions; * * * providing for severability; and declaring an emergency.

SB 676—By Berrong and Dacus of the Senate and Allard of the House.

An Act relating to public finance; amending 62 O. S. 1961, § 7.1; creating official depository clearing accounts; providing for deposits and transfers; * * * making provisions of act severable; and declaring an emergency.

SB 682—By Breckinridge and McGraw of the Senate and Ford of the House.

An Act relating to counties and county officers; amending 19 O. S. 1961, § 131, (B); * * * repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

SB 716—By Hamilton of the Senate and Patterson (Frank) and Watkins of the House.

An Act relating to schools; requiring that school buses be equipped with safety belts for driver; * * * and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 367**—Coauthored by Johnson, Hill and Sokolosky; **SB 461**—Coauthored by Levergood, Sokolosky and Hutchens (David); **SB 517**; **SB 569**—Coauthored by

Bamberger, McCune, Watkins and Patterson (Frank), each as amended.

HAs to SB 367 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 201, Lines 6 and 8, by striking the word "individual," on Line 6, and by striking the word "partnership," on Line 8.

AMENDMENT NO. 2. Amend Page 2, Section 301, Line 13 and Line 19 through 24, by striking the word "ten" on Line 13, and inserting the words "twenty-five" in lieu thereof. Strike the word "Provided" on Line 19, and all of the remaining language through Line 24.

AMENDMENT NO. 3. Amend Page 3, Section 302, Lines 10 and 14, by striking the word "religion".

AMENDMENT NO. 4. Amend by striking the word "sex" in the following places:

- Page 3, Section 302, Lines 10 and 14;
- Page 3, Section 303, Lines 21 and 22.
- Page 3, Section 304, Lines 28 and 36;
- Page 4, Section 305, Line 8;
- Page 4, Section 306, Lines 18, 20 and 21;
- Page 5, Section 309, Lines 23, 27, 32 and 34;
- Page 6, Section 310, Line 5.

AMENDMENT NO. 5. Amend Page 4, Section 306, Lines 17 and 18, by striking after the word "indicating", the following language: "a preference, limitation, specification, or".

AMENDMENT NO. 6. Amend Page 6, Section 310, Lines 7 through 12, by striking the word "However" and all language following.

AMENDMENT NO. 7. Amend Page 6, Section 401, Lines 29 and 36, by striking the words "resort or amusement". Amend Page 7, Section 401, Line 4, and Page 7, Section 402, Line 12, by striking the words "resort or amusement".

AMENDMENT NO. 8. Amend Page 7, Section 401, Line 5, after the words "beau-

ty shops or" add the words "privately owned resort or amusement establishments or".

AMENDMENT NO. 9. Amend Pages 7 through 17, by deleting Chapters 5, 6 and 7, and adding a new Chapter 5 as follows:

"CHAPTER 5—PENALTIES FOR VIOLATION

SECTION 501. Discriminatory practices, as defined in this Act, shall be unlawful, and shall be prosecuted as misdemeanors. Provided, further, that the provisions of this Act shall be codified under Title 21 of the Oklahoma Statutes, as other crimes, and all prosecutions under the provisions of this Act shall be had under the laws of Oklahoma for the prosecution of crimes."

Renumber following Chapter.

AMENDMENT NO. 10. Amend Title to read as follows: "AN ACT TO PREVENT DISCRIMINATION IN EMPLOYMENT AND PUBLIC ACCOMMODATIONS ON GROUNDS OF RACE, COLOR, RELIGION, NATIONAL ORIGIN OR SEX UNDER SPECIFIED CONDITIONS; PROVIDING PENALTIES FOR VIOLATIONS OF THIS ACT; DIRECTING CODIFICATION IN THE OKLAHOMA STATUTES SYSTEM; MAKING THE PROVISIONS OF THE ACT SEVERABLE; AND DECLARING AN EMERGENCY."

HA to SB 461 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 14 through 20, by striking all of Section 1, and inserting in lieu thereof, the following:

"SECTION 1. Whenever a person is convicted of any crime, except when the death sentence is imposed, the court may:

- (1) suspend the imposition or execution of sentence with or without probation, or
- (2) place such convicted person on probation, or
- (3) impose a fine as provided by law for the offense, with or without probation or commitment, or

(4) commit such person for confinement as provided for by law.

Subsections (1), (2) and (3) hereof shall not apply upon the third or subsequent conviction of a felony."

HAs to SB 517 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Title to read as follows: "AN ACT MAKING APPROPRIATIONS TO THE STATE BOARD OF PUBLIC; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 36, by striking the figure "75,000.00" and inserting in lieu thereof the figure "25,000.00".

AMENDMENT NO. 3. Amend Page 2, SECTION 1, Line 4, by striking the figure "\$997,372.00" and inserting in lieu thereof the figure "\$947,372.00".

HA to SB 569 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend by striking the Title and entire bill and substitute the following:

AN ACT RELATING TO MUNICIPAL COURTS; AMENDING 11 O.S. 1961, § 958.1, AS AMENDED BY SECTION 1, CHAPTER 107, O.S.L. 1965. 11 O.S. 1961, §§ 958.3, 958.5, 958.6, 958.7, 958.8, 958.10, 958.12, 958.14, 958.15, 958.17, 958.18, 958.20, 958.21, 958.22; CREATING A MUNICIPAL COURT IN CITIES AND TOWNS: PROVIDING EXCEPTIONS; PRESCRIBING PROCEDURES AND JURISDICTION; PROVIDING FOR A JUDGE, OR JUDGES AND THEIR BOND; IMPOSING DUTY UPON CITY ATTORNEY OF PROSECUTING IN SAID COURT; PROVIDING THAT COSTS, FEES AND MILEAGE IN SAID COURT'S OPERATION SHALL BE FIXED BY THE MUNICIPALITY'S GOVERNING BODY; AFFORDING APPEAL AND MANNER THEREOF; PROVIDING FOR DISPOSITION OF REVENUE COLLECTED FROM FINES, FEES AND FORFEITURES; CONTINUING COURTS CREATED UNDER 11 O.S. 1961, § § 911 THROUGH 924, 941 THROUGH 955, AND

957.1 THROUGH 957.23, SUBJECT TO THE PROVISIONS OF 11 O.S. 1961, § 958.1 AND §§ 958.3 THROUGH 958.24, AND PROCEDURES HEREIN PRESCRIBED; AUTHORIZING THE EXISTENCE IN A CITY OF A MUNICIPAL COURT ESTABLISHED UNDER 11 O.S. 1961, §§ 781 THROUGH 805, AND A MUNICIPAL COURT ESTABLISHED UNDER 11 O.S. 1961, § 958.1 THROUGH § 958.24; REPEALING 11 O.S. 1961, §§ 911 THROUGH 924, 941 THROUGH 955. 957.1 THROUGH 957.23, 958.25, 20 O.S. 1961, § 91: PROVIDING FOR TRANSFER OF CERTAIN ACTIONS TO THE DISTRICT COURT, AND FOR RETENTION OF CERTAIN OTHER UNCONCLUDED ACTIONS IN MUNICIPAL COURTS; PROVIDING THAT THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS ACT 11 O.S. 1961, §§ 711 THROUGH 767, 1051, AND 1052 ARE REPEALED AND THE COURTS ESTABLISHED THEREUNDER ARE AT SUCH TIME ABOLISHED; AUTHORIZING SUPREME COURT TO CALL JUDICIAL CONFERENCES; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ACT.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 11 O.S. 1961, § 958.1, as amended by Section 1, Chapter 107, O.S.L. 1965, is amended to read as follows:

§ 958.1 (A) There is hereby created in every city AND TOWN of this State [having a population of seven thousand (7,000) or more, according to the last preceding Federal Decennial Census,] a Municipal [Criminal] Court, which court shall have criminal jurisdiction to the extent and in the manner hereinafter provided: provided, that the courts hereby created shall not be courts of record. [Provided that the provisions of this Act shall not apply to any city in which there is a municipal or city court created under the provisions of 11 O.S. 1961, §§ 781 to 805, inclusive, and 841 to 955 inclusive and 11 O.S. Supp. 1957, §§ 957.1 to 957.23 inclusive.] IN THIS CHAPTER, CITY

INCLUDES CITIES AND INCORPORATED TOWNS AND MAYOR INCLUDES THE MAYOR OF A CITY AND THE CHAIRMAN OF A TOWN BOARD OF TRUSTEES.

(B) CITIES OF MORE THAN THREE HUNDRED TWENTY THOUSAND (320,000), ACCORDING TO THE LATEST FEDERAL DECENNIAL CENSUS, SHALL ESTABLISH A COURT UNDER THE PROVISIONS OF THIS SECTION, BUT THE JURISDICTION OF SAID COURT SHALL BE LIMITED TO PROSECUTION FOR VIOLATION OF ORDINANCES, WHERE THE PUNISHMENT SHALL NOT EXCEED A FINE OF FIFTY DOLLARS (\$50.00). PROVIDED THAT THE COURT MAY NOT IMPRISON A PERSON EXCEPT FOR THE ENFORCEMENT OF THE FINE AND COURT COSTS, OR BOTH. EXCEPT, THE JUDGES OF COURTS IN CITIES OF OVER THREE HUNDRED TWENTY THOUSAND (320,000) SHALL NOT ENGAGE IN THE PRACTICE OF LAW.

SECTION 2. 11 O.S. 1961, § 958.3, is amended to read as follows:

§ 958.3. Each Municipal **[Criminal]** Court hereby established shall have original jurisdiction to hear and determine all prosecutions wherein a violation of any ordinance of the city where the court is established is charged~~], and shall have coordinate jurisdiction with the County Court and courts of justices of the peace in the county where such court is located in all cases wherein a violation of any statute of this state is charged and where the offense or misdemeanor against the laws of the state shall have been committed within the corporate limits of the city wherein such court is established.]~~

SECTION 3. 11 O.S. 1961, § 958.5, is amended to read as follows:

§ 958.5. The code of procedure in such court, except as may be otherwise provided herein, shall be the same as is now provided by law for **[justices of the peace, except that the judge of such court**

may instruct the jury as to the law when requested] THE TRIAL OF MISDEMEANORS. THE COURT SHALL TAKE JUDICIAL NOTICE OF STATE STATUTES AND THE ORDINANCES OF THE CITY IN WHICH IT IS LOCATED. Writs and process of the court may be issued by the judge or clerk thereof to any proper officer.

SECTION 4. 11 O.S. 1961, § 958.6, is amended to read as follows:

§ 958.6. In all prosecutions in said court, for any offense punishable by a fine of more than Twenty Dollars (\$20.00), including costs, or by imprisonment, or both such fine and imprisonment, a jury trial shall be had unless waived by the defendant AND THE CITY. In prosecutions for all other offenses, or in cases wherein a jury trial is waived by the defendant AND THE CITY, trial shall be to the court. Jurors shall be good and lawful men or women, citizens of the county in which the court sits, having the qualifications of jurors in the District Court. **[The]** Jurors **[in each case]** shall be selected **[and summoned in the manner prescribed by law for the selection and summoning of jurors for the trial of criminal causes in the Justice of the Peace Courts]** UNDER THE SAME TERMS AND CONDITIONS AS ARE PROVIDED FOR BY LAW FOR THE DISTRICT COURTS. UPON WRITTEN REQUEST OF THE JUDGE OF THE MUNICIPAL COURT FOR A STATED NUMBER OF JURORS, TO THE PRESIDING JUDGE OF THE APPROPRIATE DISTRICT COURT, IT SHALL BE THE DUTY OF THE CLERK OF SAID DISTRICT COURT TO DRAW FROM THE JURY WHEEL THE REQUESTED NUMBER OF JURORS IN THE SAME MANNER AS IS PROVIDED BY LAW FOR THE DISTRICT COURT, AND TO PREPARE A LIST OF THE NAMES DRAWN AND CERTIFY SUCH LIST TO THE JUDGE OF THE MUNICIPAL COURT. SUMMONS OF THE PROSPECTIVE JURORS SHALL BE ISSUED AS

SET OUT BY ORDINANCE, AND MAY BE SERVED IN PERSON BY THE CHIEF OF POLICE OR ANY MEMBER OF THE POLICE FORCE OF THE CITY, OR MAY BE SERVED BY THE CLERK OF THE MUNICIPAL COURT BY CERTIFIED MAIL, WITH A RETURN RECEIPT REQUESTED. A jury in Municipal **【Criminal】** Courts created by this Act shall consist of six jurors, five of whom may return a verdict.

SECTION 5. 11 O.S. 1961, § 958.7, is amended to read as follows:

§ 958.7. (A) THE NUMBER OF JUDGES FOR EACH MUNICIPAL COURT SHALL BE DETERMINED BY THE GOVERNING BODY OF THE CITY WHERE THE COURT IS ESTABLISHED. IN THIS ACT, JUDGE INCLUDES JUDGES. The judge of each such Municipal Court shall be appointed by the mayor of the city where the court is established, with the consent of the governing body of said city, and PROVIDED THAT THE JUDGE OF ANY MUNICIPAL COURT EXISTING AT THE TIME OF PASSAGE OF THIS ACT SHALL CONTINUE IN OFFICE UNTIL SUCH TIME AS HIS SUCCESSOR IS APPOINTED AND QUALIFIED. **【Said judge】** THE JUDGE OF ANY COURT CREATED UNDER THIS ACT MUST RESIDE IN THE CITY WHERE THE COURT IS ESTABLISHED AND HE shall be **【an attorney at law】** LICENSED TO PRACTICE LAW IN THE STATE OF OKLAHOMA, EXCEPT AS PROVIDED IN SUBSECTION (B) HEREOF. **【He shall serve for a term of two (2) years, expiring on a date fixed by ordinance, and until his successor is appointed and qualified, unless sooner removed by the vote of a majority of all members of the governing body, for such cause as is provided by the law of this state for the removal of public officers.】** ANY CITY CHARTER OR MUNICIPAL ORDINANCE TO THE CONTRARY NOTWITHSTANDING, HE SHALL SERVE FOR A TERM OF TWO (2) YEARS, EXPIRING ON A DATE

FIXED BY ORDINANCE, AND UNTIL HIS SUCCESSOR IS APPOINTED AND QUALIFIED, UNLESS SOONER REMOVED BY THE VOTE OF A MAJORITY OF ALL MEMBERS OF THE GOVERNING BODY, FOR SUCH CAUSE AS IS PROVIDED BY THE LAW OF THIS STATE FOR THE REMOVAL OF PUBLIC OFFICERS. ANY APPOINTMENT TO FILL A VACANCY SHALL BE FOR THE UNEXPIRED TERM. EXCEPT IN CITIES OF MORE THAN THREE HUNDRED TWENTY THOUSAND (320,000) POPULATION, Nothing herein shall be construed to prevent the judge from engaging in the practice of law in any other court during his tenure of office. The judge shall be paid a salary to be fixed by the governing body of the city. He shall be paid in the same manner as other city officials.

(B) IN ANY CITY OF LESS THAN SEVEN THOUSAND FIVE HUNDRED (7,500) POPULATION, THE MAYOR, WITH THE CONSENT OF THE GOVERNING BODY, MAY APPOINT ANY SUITABLE AND PROPER PERSON AS JUDGE TO SERVE AT THE PLEASURE OF THE GOVERNING BODY.

(C) IN CITIES OF SEVEN THOUSAND FIVE HUNDRED (7,500) OR MORE POPULATION, IF NO ATTORNEY LICENSED TO PRACTICE LAW IN THE STATE OF OKLAHOMA RESIDES IN SAID CITY WHO IS AT THE TIME OF APPOINTMENT WILLING TO ACCEPT THE APPOINTMENT AS JUDGE, THE MAYOR, WITH THE CONSENT OF THE GOVERNING BODY, MAY APPOINT ANY SUITABLE AND PROPER PERSON AS JUDGE, TO SERVE AT THE PLEASURE OF THE GOVERNING BODY.

(D) IF THE JUDGE OF THE MUNICIPAL COURT IS NOT A LICENSED ATTORNEY, THE TRIAL SHALL BE TO THE COURT, AND THE COURT MAY NOT IMPOSE A FINE AND COSTS WHICH, TAKEN TOGETHER, EXCEEDS TWENTY DOLLARS (\$20.00) AND MAY

NOT ORDER THE DEFENDANT IMPRISONED, EXCEPT FOR THE NON-PAYMENT OF FINES OR COST, OR BOTH.

(E) PROVIDED, THAT IN CITIES OF SEVEN THOUSAND FIVE HUNDRED (7,500) OR LESS POPULATION ACCORDING TO THE LAST DECENNIAL CENSUS, THE MAYOR MAY BE DESIGNATED AS JUDGE OF THE MUNICIPAL COURT UPON APPROVAL OF THE CITY COUNCIL.

SECTION 6. 11 O.S. 1961, § 958.8, is amended to read as follows:

§ 958.8. The city attorney of each city where such court is established shall be the prosecuting officer of the Municipal **[Criminal]** Court, *[and the relation which he shall bear to said court shall be the same as that borne to the County Court by the county-attorney.]* He shall have full power to prosecute for the violations of any **[laws of this State or for violations of any]** ordinance of the city in the Municipal **[Criminal]** Court, as herein provided, and shall have the power to prosecute and resist appeals and proceedings in error and review from the Municipal **[Criminal]** Court.

SECTION 7. 11 O.S. 1961, § 958.10, is amended to read as follows:

§ 958.10. *[All of the fees collected and all fines and forfeitures which may come into the Municipal Criminal Court shall be paid over to the city treasurer where such court is established, and all such amounts so collected shall be used by such city in the operation of the municipal government in such manner as the governing body of such city may determine by ordinance or resolution.]* THE GOVERNING BODY OF THE CITY SHALL DETERMINE BY ORDINANCE THE FEES AND MILEAGE THAT SHALL BE PAID TO JURORS AND WITNESSES IN A MUNICIPAL COURT, PROVIDED, HOWEVER, NO WITNESS FEE SHALL BE PAID TO ANY POLICE OR PEACE OFFICER. THE JURY FEE

AND MILEAGE DUE JURORS AND WITNESSES SHALL BE PAID AS PROVIDED BY ORDINANCE.

SECTION 8. 11 O.S. 1961, § 958.12, is amended to read as follows:

§ 958.12. All prosecutions commenced in such Municipal **[Criminal]** Courts shall be by **[information]** COMPLAINT which *[shall be made by the city attorney of the city where the court is established and such information]* shall be subscribed by the person making complaint and shall be verified *[as informations are required to be verified in the county court]*. PROVIDED, THAT NO WARRANT FOR ARREST SHALL BE ISSUED UNTIL THE COMPLAINT HAS BEEN APPROVED BY THE CITY ATTORNEY OR THE JUDGE OF THE MUNICIPAL COURT. All prosecutions for the violation of city ordinances shall be styled. "The City of ----- (naming the city) vs. ----- (naming the person or persons charged)." **[, and all prosecutions for the violation of any law of this state shall be styled, "The State of Oklahoma vs. ----- (naming the person or persons charged)"]**.

SECTION 9. 11 O.S. 1961, § 958.14, is amended to read as follows:

§ 958.14. (A) **[Appeals]** AN APPEAL may be taken from **[such court in all cases of prosecution for misdemeanors and violations of ordinances of the city to the District Court, Superior Court, Court of Common Pleas or County Court in the same manner as is now provided by law for appeals from Justice of the Peace Courts in criminal cases]** A FINAL JUDGMENT OF THE MUNICIPAL COURT BY THE DEFENDANT BY FILING IN THE DISTRICT COURT OF THE COUNTY WHEREIN THE MUNICIPAL COURT IS LOCATED WITHIN TEN (10) DAYS FROM THE DATE OF THE FINAL JUDGMENT A NOTICE OF APPEAL AND BY FILING A COPY OF THE NOTICE WITH THE MUNICIPAL COURT. IN CASE OF AN APPEAL, A

TRIAL DE NOVO SHALL BE HAD, AND THERE SHALL BE A RIGHT TO A JURY TRIAL, UNLESS WAIVED BY BOTH PARTIES.

(B) UPON CONVICTION OR NOTICE OF APPEAL BEING FILED, THE JUDGE OF THE MUNICIPAL COURT SHALL ENTER AN ORDER ON HIS DOCKET FIXING AN AMOUNT IN WHICH BAIL MAY BE GIVEN BY THE DEFENDANT. BAIL MAY BE TAKEN BY THE JUDGE WHO RENDERED THE JUDGMENT, OR BY THE APPELLATE COURT OR THE CLERK THEREOF.

(C) UPON APPEAL BEING TAKEN THE JUDGE SHALL WITHIN TEN (10) DAYS CERTIFY TO THE CLERK OF THE APPELLATE COURT THE ORIGINAL PAPERS IN THE CASE, AND FAILURE TO DO SO, EXCEPT FOR GOOD CAUSE SHOWN, SHALL BE GROUNDS FOR DISMISSAL OF THE CHARGE BY THE APPELLATE COURT, THE COST TO BE TAXED TO THE CITY.

(D) ALL PROCEEDINGS NECESSARY TO CARRY THE JUDGMENT INTO EFFECT SHALL BE HAD IN THE APPELLATE COURT.

SECTION 10. 11 O.S. 1961, § 958.15, is amended to read as follows:

§ 958.15. Whenever any person shall be convicted in the Municipal **[Criminal]** Court **[for any crime]** OF VIOLATING A MUNICIPAL ORDINANCE, the judge trying said cause, after sentence, may suspend said judgment **[and sentence]** OR COSTS OR BOTH and allow said person so convicted to be released upon his own recognizance. **[No such person shall be released who, prior thereto, has not borne a good reputation, or who, prior thereto, may have been convicted of any crime in any state or territory of the United States; provided, however, said judge also may suspend the judgment and sentence of a youth under the age of twenty-one (21) years who has been convicted of a crime in any other state or territory of the United States.]** Any person so released as provided herein shall

be required to report at such times and to such person or officer as the judge shall direct. Provided, if it shall be made to appear to the judge that such person so released has been guilty of the violation of any law after his said release, or is habitually associating with lewd or vicious persons, or is indulging in vicious habits, in that event said judge shall cause a warrant to be issued for said person and he shall be delivered forthwith to the place of confinement to which he was originally sentenced and shall serve out the full term for which he has been originally sentenced.

SECTION 11. 11 O. S. 1961, § 958.17, is amended to read as follows:

§ 958.17. The District **[or Superior]** Court of each county wherein such Municipal **[Criminal]** Court is established shall have the same jurisdiction to issue to such Municipal **[Criminal]** Court writs of mandamus, prohibition, and certiorari as the **[District or Superior Courts now have to issue such writs to the Justice of the Peace Courts, or the]** Supreme Court NOW HAS TO ISSUE SUCH WRITS to courts of record.

SECTION 12. 11 O. S. 1961, § 958.18, is amended to read as follows:

§ 958.18. (A) The **[judge and]** clerk of each Municipal **[Criminal]** Court established hereunder shall give bond to the governing body of the city where the court is established, **[conditioned in the same manner as bonds of justices of the peace of this State,]** and SAID BOND SHALL BE approved by the governing body of such city, **[each such bond to]** AND SHALL be in an amount to be fixed by the governing body. THE BOND SHALL BE IN SUBSTANCE AS FOLLOWS:

I, _____, CLERK OF THE MUNICIPAL COURT OF _____, STATE OF OKLAHOMA, AND _____ AND _____, HIS SURETIES, DO JOINTLY AND SEVERALLY AGREE TO PAY ON DEMAND EACH AND EVERY PERSON WHO MAY BE ENTITLED THERETO, ALL SUCH

SUMS OF MONEY AS THE SAID CLERK MAY BECOME LIABLE TO PAY, ON ACCOUNT OF ANY MONEYS WHICH MAY COME INTO HIS HANDS, BY VIRTUE OF HIS OFFICE.

DATED AT -----, THIS ---- DAY OF -----

(SIGNED)

(B) THE GOVERNING BODY OF THE CITY WHERE THE COURT IS ESTABLISHED MAY PROVIDE THAT THE JUDGE, THE ALTERNATE JUDGE AND AN ACTING JUDGE, OR ANY OF THEM, SHALL GIVE A BOND TO THE GOVERNING BODY OF THE CITY. IF A BOND IS REQUIRED, IT SHALL BE IN AN AMOUNT TO BE FIXED BY THE GOVERNING BODY. IT SHALL BE CONDITIONED IN THE SAME MANNER AS THE BOND THAT IS REQUIRED OF THE CLERK OF THE COURT, AND IT SHALL BE APPROVED BY THE GOVERNING BODY.

SECTION 13. 11 O. S. 1961, § 958.20, is amended to read as follows:

§ 958.20. *[In all cases brought in said court there shall be taxed therein the same fees as are allowed by law in such cases before justices of the peace, and when the same are collected they]* ALL OF THE FEES, FINES AND FORFEITURES WHICH COME INTO THE MUNICIPAL COURT shall be paid by the clerk of said court to the city treasurer *[on the first Monday in]* AT LEAST TWICE each month. The city treasurer shall credit such *[fees]* DEPOSITS to the fund designated by the governing body of the city where the court is established. He shall make duplicate receipts for the same, one of which shall be retained by the city treasurer together with a detailed statement of the items of all costs, the style of the case in which they were paid, and the name of the party paying the same*], provided, that no money deposited or collected for fees of witnesses or jurors shall be deposited with such treasurer, but shall be paid by the clerk*

of said court to the parties to whom they are due, provided, further, that if said parties do not claim such fees or deposits within one year from the time of the trial of said cause, such fees or deposits shall become the property of the city, and it shall be the duty of said clerk to turn the same in to the city treasurer].

SECTION 14. 11 O.S. 1961, § 958.21, is amended to read as follows:

§ 958.21. In the event of disqualification of the judge in a particular case, or his absence or inability to act, the mayor of the city where any such court is established may appoint some *[attorney]* PERSON qualified as provided in Section *[6]* 958.7 HEREOF, as acting municipal judge of such court in the place of the judge during his absence or inability to act or in a case wherein the judge is disqualified, OR, IN ITS DISCRETION, THE GOVERNING BODY OF SUCH MUNICIPALITY MAY PROVIDE BY ORDINANCE FOR THE APPOINTMENT, IN THE SAME MANNER AND FOR THE SAME TERM AS THE JUDGE, OF AN ALTERNATE JUDGE OF SAID COURT, POSSESSING THE QUALIFICATIONS PRESCRIBED BY SECTION 958.7 HEREOF, WHO SHALL SIT AS ACTING JUDGE OF SAID COURT IN CASE OF THE ABSENCE, INABILITY OR DISQUALIFICATION OF THE JUDGE THEREOF. IF BOTH THE JUDGE AND THE ALTERNATE JUDGE ARE UNABLE TO SIT, THE MAYOR MAY APPOINT AN ACTING JUDGE AS HEREINBEFORE PROVIDED. THE GOVERNING BODY OF THE MUNICIPALITY, BY ORDINANCE, SHALL PROVIDE FOR THE COMPENSATION OF AN ACTING JUDGE OF THE COURT.

SECTION 15. 11 O. S. 1961, § 958.22, is amended to read as follows:

§ 958.22. *[In the absence of the judge, the chief of police shall have authority to fix bonds in all cases involving the commission of a misdemeanor or violation of*

a city ordinance, provided, however, that the judge alone shall have the power to fix bonds in felony cases, and provided further that no bond shall be fixed by any official of said court unless the defendant is present personally in said court and the case against him has been entered upon the docket.] THE DEFENDANT SHALL BE ELIGIBLE TO BE ADMITTED TO BAIL EITHER BEFORE OR AFTER ARRAIGNMENT, IN ALL CASES INVOLVING THE VIOLATION OF A CITY ORDINANCE. THE AMOUNT AND CONDITIONS THEREOF SHALL BE DETERMINED BY THE JUDGE, WHO, BY APPROPRIATE RULES OF THE COURT, SHALL PRESCRIBE RULES FOR THE RECEIPT OF BAIL. IN THE EVENT OF ARRESTS AT NIGHT, OR OTHER EMERGENCY, OR WHEN THE JUDGE IS NOT AVAILABLE, THE CHIEF OF POLICE OR HIS DESIGNATED REPRESENTATIVE SHALL BE AUTHORIZED BY THE JUDGE TO ACCEPT A TEMPORARY CASH BOND IN A SUFFICIENT AMOUNT TO SECURE THE APPEARANCE OF THE ACCUSED, BUT IN NO EVENT SHALL SAID CASH BOND BE LESS THAN TEN DOLLARS (\$10.00) NOR MORE THAN THE MAXIMUM PENALTY PROVIDED BY ORDINANCE FOR EACH OFFENSE CHARGED.

SECTION 16. The arraignment shall be made by the court. The judge or the prosecuting attorney shall read the complaint to the defendant, inform him of his legal rights and of the consequences of conviction, and ask him whether he pleads guilty or not guilty. Provided, however, that the governing body of said city may, by ordinance or resolution, prescribe a schedule of fines which the defendant may pay in lieu of his appearance before the Municipal Court and such payment shall constitute a final determination of the cause against the defendant.

SECTION 17. The governing body of the city shall determine by ordinance the costs that shall be charged and collected by the clerk of the court, but such costs

shall not exceed the sum of Ten Dollars (\$10.00) plus the fees and mileage of jurors and witnesses.

SECTION 18. The payment of a fine or costs or both may be enforced by imprisonment until the same shall be satisfied at the rate of Two Dollars (\$2.00) per day.

SECTION 19. Except in cities of more than three hundred twenty thousand (320,000) population, according to the latest Federal Decennial Census, a court that is created under the provisions of 11 O. S. 1961, § 958.1 shall continue in existence notwithstanding the fact that the population of the city exceeds one hundred twenty-five thousand (125,000) according to the latest Federal Census unless the governing body of the city provides by ordinance that court shall be abolished; provided, however, that if the court is not abolished, it shall be subject to the provisions of 11 O. S. 1961, § 958.1(b), as amended by Section 1 of this Act. Courts organized under both acts may exist in a city at the same time.

SECTION 20. Sections 16 through 19 of this Act shall apply to courts that are created under 11 O. S. 1961, § 958.1.

SECTION 21. 11 O. S. 1961, § 958.25, and 20 O. S. 1961, § 91, are hereby repealed.

SECTION 22. 11 O. S. 1961, §§ 911 through 924, 941 through 955, and 957.1 through 957.23, are hereby repealed. The courts that have been created under these sections are not abolished, except in cities of more than three hundred and twenty thousand (320,000) population according to the latest Federal Decennial Census, but shall continue in existence subject to the provisions of § 958.1 and §§ 958.3 through 958.24 of 11 O. S. 1961, and the provisions of this Act, and the courts shall retain jurisdiction of any actions that are pending therein subject to the provisions of Section 23 of this Act. Employees of such courts shall continue to retain their positions subject to the terms and condi-

tions that existed before the passage of this Act, and any balances in the appropriations for the operation and maintenance of the court shall continue to be appropriated and used for the operation and maintenance of the court.

SECTION 23. On the effective date of this Act, all civil actions and all proceedings against a defendant for violating a state statute that are pending in any Municipal Court and have not been tried are transferred to the District Court having jurisdiction of the action. All pleadings and other papers and documents in connection with such actions and proceedings shall be transferred immediately by the clerk of the Municipal Court to the clerk of the appropriate District Court. The District Attorney for the judicial district in which the Municipal Court is located shall be responsible for the prosecution or other disposition of proceedings for the violation of state statutes that are transferred to the District Court. The Municipal Court shall retain jurisdiction for the purpose of finally disposing of civil actions and proceedings for the violation of a state statute that were tried before the effective date of this Act, but if a new trial is ordered in any such proceedings, the same shall be transferred to the District Court.

SECTION 24. Thirty (30) days after the effective date of this Act, 11 O. S. 1961, § § 711 through 767, and 1051 and 1052, are repealed and the courts thereunder are abolished. Any actions that are pending in any court that was created under such statutes shall be transferred to any other Municipal Court in the same city, and the court to which such actions are transferred shall succeed to and assume jurisdiction of such actions with full power to dispose of them and to enforce any orders that have been made in such actions. The records of courts that are abolished by this section shall be transferred to such other Municipal Court in the same city.

If the city does not have any other Municipal Court, actions that are pend-

ing in a court that is abolished by this section shall be dismissed, and the records of the court shall be transferred to the city clerk.

SECTION 25. The Supreme Court, to issue orders of statewide application relative to procedures in and practices before such courts and appeals therefrom, and under its general superintending control of all inferior courts, shall have the power and authority, by and through the Chief Justice of the Supreme Court, to call annual conferences of the judges of the Municipal Courts of this State to consider matters calculated to bring about a more speedy and efficient administration of justice.

SECTION 26. This Act shall become effective on January 13, 1969.

And amend Title to conform.

MESSAGE FROM THE HOUSE

The House has reconsidered the vote by which **SB 540**, as amended in Conference, was passed and by which the Conference Committee Report was adopted and the House has refused to adopt the Conference Committee Report and requests further conference, naming the same conferees.

President Pro Tempore McSpadden moved that the request of the Honorable House for further conference on **SB 540** be granted and that the original Senate Conferees be reappointed, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising adoption of and returning Engrossed **SCRs 65** and **66**.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 993, 999, 1004, 1044, 1086, 1089, 1100, 1108, 1113, 1114, 1189, 1192, 1257, 1278, 1333, 1350** and **1353**.

The above numbered Enrolled Bills

were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 578.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 735—Coauthored by Peterson and McCune.

The above numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 995 and 1099, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1092, 1131, 1161, 1162, 1187, 1288, 1290, 1318 and 1342 requesting Conferences and referring said Bills to General Conference Committee on Appropriations when appointed.

Upon motion of Senator Baldwin, the request of the Honorable House for Conferences on HBs 1092, 1131, 1161, 1162, 1187, 1288, 1290, 1318 and 1342 was ordered granted, the Bills to be referred to the General Conference Committee on Appropriations when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 67, 68; and HBs 996, 1050 and 1208 each correctly engrossed.

SR 85 correctly enrolled.

Engrossed SCRs 67 and 68 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 996, 1050 and 1208, as amended, were

properly signed and ordered returned to the Honorable House.

Enrolled SR 85 was properly signed and ordered transmitted to the Secretary of State.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Holden, the Senate concurred in HAS to Engrossed SB 315.

SB 315, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berrong, Berry, Breckinridge, Findeiss, Garrison, Grantham, Ham, Hargrave, Porter, Stipe.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berrong, Berry, Breckinridge, Findeiss, Garrison, Grantham, Ham, Hargrave, Porter, Stipe.—10.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senators Garrison and Grantham asked

to be shown present, which was the order.

Upon motion of Senator Gee, the Senate concurred in **HAs** to Engrossed **SB 537**.

SB 537, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Berrong, Berry, Bradley, Breckinridge, Findeiss, Ham, Hargrave, Porter, Stipe.—9.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Gee moved that the Senate refuse to concur in **HAs** to **SB 538** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 538**: Gee, Grantham and Garrett.

PENDING SENATE ACTION ON **HAs**

Senator Gee moved that the Senate refuse to concur in **HAs** to **SB 586** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the

appointment of the following Senate Conferees under **SB 586**: Gee, Short and Smalley.

PENDING SENATE ACTION

Upon motion of Senator Selman, the request of the Honorable House for conference on **HB 1184** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1184**: Selman, Bradley and Miller.

PENDING SENATE ACTION ON **HAs**

Upon motion of Senator Smith, the Senate concurred in **HAs** to **SB 590**.

SB 590, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams.—38.

Nay: Young.—1.

Excused: Berrong, Bradley, Breckinridge, Findeiss, Ham, Hargrave, Porter, Stipe, Terrill.—9.

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 present, which was the order.

Upon motion of Senator Taliaferro, the Senate concurred in **HAs** to **SB 599**.

SB 599, 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, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—32.

Nay: Baggett, Garrison, Grantham, McSpadden, Romang, Selman, Short, Williams.—8.

Excused: Atkinson, Berrong, Bradley, Breckinridge, Findeiss, Ham, Hargrave, Porter.—8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Gee, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—32.

Nay: Baggett, Garrison, Grantham, McSpadden, Romang, Selman, Short, Williams.—8.

Excused: Atkinson, Berrong, Bradley, Breckinridge, Findeiss, Ham, Hargrave, Porter.—8.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Howard moved that the Senate refuse to concur in **HAs** to **SB 602** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 602**: Gee, Howard, Young, Garrison and Massad.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Garrett, the Senate concurred in **HAs** to Engrossed **SB 617**.

SB 617, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—37.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Ham, Hamilton, McGraw, Murphy, Porter, Stipe, Taliaferro.—11.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—37.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Ham, Hamilton, McGraw, Murphy, Porter, Stipe, Taliaferro.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Gee, the Senate concurred in **HAs** to Engrossed **SB 677**.

SB 677, 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: Baggett, Berry, Birdsong, Boe-

cher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Berrong, Breckinridge, Findeiss, Ham, Holden, Massey, Miller, Porter, Stipe, Taliaferro.—12.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Smith, the Senate concurred in **HAs** to Engrossed **SB 689**.

SB 689, 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: Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—34.

Nay: Atkinson, Massad, Murphy, Young.—4.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Ham, Holden, Massey, Miller, Porter, Stipe.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Nichols, Payne, Romang, Selman,

Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—34.

Nay: Atkinson, Massad, Murphy, Young.—4.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Ham, Holden, Massey, Miller, Porter, Stipe.—10.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of President Pro Tempore McSpadden, the Senate refused to concur in **HAs** to **SB 706**, and requested a Conference thereon, the Bill to be referred to the General Conference Committee on Appropriations when appointed.

President Pro Tempore McSpadden presiding.

Upon motion of Senator Smith, the Senate concurred in **HAs** to Engrossed **SB 724**.

SB 724, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—38.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Ham, Massey, Miller, Porter, Stipe, Taliaferro.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon,

McGraw, McSpadden, Martin, Massad, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—38.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Ham, Massey, Miller, Porter, Stipe, Taliaferro.—10.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Howard, the Senate concurred in **HAs** to Engrossed **SB 741**.

SB 741, 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: Atkinson, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Nay: Baggett, Field.—2.

Excused: Baldwin, Berrong, Breckinridge, Findeiss, Ham, McGraw, Massad, Massey, Miller, Porter, Stipe.—11.

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 CCRs

Upon motion of Senator Taliaferro the Conference Committee Report on **SB 343** was declared adopted upon roll call as follows:

Senator Baldwin presiding.

Aye: Atkinson, Berry, Birdsong, Bradley, Dacus, Field, Garrett, Gee, Graves, Hamilton, Holden, Luton, McSpadden, Martin, Massad, Miller, Murphy, Payne, Smal-

ley, Taliaferro, Terrill, Williams, Young.—23.

Nay: Boecher, Ferrell, Garrison, Grantham, Hargrave, Keels, Romang, Selman, Short, Smith, Stansberry.—11.

Excused: Baggett, Baldwin, Berrong, Breckinridge, Findeiss, Ham, Horn, Howard, McClendon, McGraw, Massey, Nichols, Porter, Stipe.—14.

Senator Ham asked to be shown present, which was the order.

SB 343, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Dacus, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McSpadden, Martin, Massad, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—31.

Nay: Boecher, Ferrell, Grantham, Hargrave, Keels, McGraw, Miller, Romang, Selman, Short.—10.

Excused: Berrong, Breckinridge, Findeiss, McClendon, Massey, Porter, Stansberry.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McSpadden, Martin, Massad, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Nay: Boecher, Hargrave, Keels, McGraw, Miller, Romang, Selman, Short.—8.

Excused: Berrong, Breckinridge, Findeiss, McClendon, Massey, Porter, Stansberry.—7.

The emergency was declared passed.

SB 343, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 20-c.

Senator Grantham moved that the Conference Committee Report on **SB 530** be adopted.

Senator Payne, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report on **SB 530**, and request a further Conference.

Senator Nichols moved to table the Payne motion, which motion was declared failed of adoption.

The vote occurring upon the Payne motion, it was declared failed of adoption.

The vote occurring upon the Grantham motion, it was declared adopted.

SB 530, 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: Atkinson, Baggett, Birdsong, Bradley, Ferrell, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Horn, Howard, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—30.

Nay: Baldwin, Berry, Boecher, Dacus, Field, Graves, Holden, Keels, Martin, Payne, Romang, Stansberry.—12.

Excused: Berrong, Breckinridge, Findeiss, McClendon, Massey, Porter.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Baldwin, Berry, Boecher, Graves, Payne, Romang, Stansberry.—7.

Excused: Berrong, Breckinridge, Findeiss, McClendon, Massey, Porter.—6.

The emergency was declared passed.

SB 530, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 20-c.

MOTIONS TO RECONSIDER VOTES

The vote occurring upon the Young motion to reconsider the vote whereby **HB 1325** failed of passage, it was declared adopted.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Baldwin, Bradley, Gee, Hamilton, Short.—5.

Excused: Baggett, Berrong, Breckinridge, Ferrell, Findeiss, Massey, Payne, Porter, Stansberry.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Baldwin, Bradley, Gee, Hamilton, Short.—5.

Excused: Baggett, Berrong, Breckinridge, Ferrell, Findeiss, Massey, Payne, Porter, Stansberry.—9.

The emergency was declared passed.

HB 1325, as amended, was referred for engrossment.

The vote occurring upon the Garrett motion to reconsider the vote by which **HB 1226** passed, it was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Garrett, Ham, Hargrave, Keels, McClendon, McGraw, Massad, Murphy, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—20.

Nay: Berry, Boecher, Dacus, Field, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McSpadden, Martin, Miller, Payne, Young.—17.

Excused: Berrong, Breckinridge, Ferrell, Findeiss, Garrison, Massey, Nichols, Porter, Stansberry, Stipe, Taliaferro.—11.

2d CONFERENCE COMMITTEE REPORT

The following Second CCR on **SB 540** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 540, and Engrossed House Amendments thereto, by McSpadden, Gee and Horn of the Senate, Entitled:

AN ACT RELATING TO GAME AND FISH; AMENDING 29 O. S. 1961, § 226, AS LAST AMENDED BY SECTION 1, CHAPTER 34, O. S. L. 1967; PROVIDING FOR ISSUANCE OF COMMERCIAL FISHING LICENSES, CONTRACT OR HELPER'S PERMITS; * * * 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:

AUTHORS: Add the following coauthors: Bynum, Cole, Odom (V. H.) and Poulos of the House.

No. 1. That the House recede from its Amendment No. 1.

No. 2. That the Senate and House accept the following amendments:

AMENDMENT NO. 1. Amend Title as

follows: After the word "SHORELINE" on line 9½, insert the following: "AND PROHIBITING USE THEREOF DURING CERTAIN TIMES WITHIN CERTAIN AREAS"

AMENDMENT NO. 2. Amend Page 2, Section 1, Line 13, by inserting, after the period:

"And, provided further, that the use of nets, traps, seines and other similar devices in the inland waters of this State shall be unlawful during the period from March 21 through May 21 of each year in the area lying north and east of the boundary line described as follows:

Beginning at the Oklahoma-Arkansas state line where State Highway No. 20 intersects with said Oklahoma-Arkansas state line, thence westerly along State Highway No. 20 to its intersection with State Highway No. 28, thence north and westerly along State Highway No. 28 to its intersection with State Highway No. 82, thence northerly along State Highway No. 82 to its intersection with U. S. Highway No. 66, thence northeasterly on U. S. Highway 66 to its intersection with the Oklahoma-Kansas state line, and a violation thereof shall be a misdemeanor, punishable as provided above for operating within one hundred (100) yards of the shoreline."

FOR THE SENATE: McSpadden, Gee and Massey.

FOR THE HOUSE: Odom (V. H.) and Mountford.

Senator Boecher moved that the Senate stand recessed until 1:30 p.m., which motion was declared adopted.

*

At 1:30 p.m., the Senate reassembled with President Pro Tempore McSpadden presiding.

Senator Findeiss asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-

grossed **SB 453**; **SB 628**—Coauthored by Peterson, McCune and Patterson (Ruth); **SB 634**—Coauthored by Harrison, Thornhill, Andrews and Kamas; **SB 725**—Coauthored by Hopkins, McCune and Smithey; **SB 742** each as amended.

HAs to SB 453 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 3, Line 36 and Page 2, Line 2, by deleting the words "and inspection fees".

AMENDMENT NO. 2. Amend Page 2, Section 3, Lines 9 through 14, by placing a period after the word "act" and deleting the balance of the Section.

AMENDMENT NO. 3. Amend Page 2, Section 4, Line 27, by inserting a new sentence after the word "Commissioner.", as follows: "All boilers inspected by any municipal inspector and a fee is charged will be exempted under this Act if the ordinance of the municipality is equal or better than the laws of the State of Oklahoma."

HA to SB 628 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 19-21, by striking after the word "evidence." on line 19, all of the remaining language through line 21.

HAs to SB 634 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Line 19, by striking the following: "A P A R T M E N T HOUSE, APARTMENT, RENTAL UNIT OR RENTAL HOUSE, TRAILER CAMP".

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 30, by adding after the word "years." the following: "ANY PERSON WHO SHALL OBTAIN SHELTER, LODGING, OR ANY OTHER SERVICES AT ANY APARTMENT HOUSE, APARTMENT, RENTAL UNIT, RENTAL HOUSE, OR TRAILER CAMP, WITH INTENT TO DEFRAUD THE OWNER OR KEEPER THEREOF, SHALL BE GUILTY OF A MISDEMEANOR AND UPON

CONVICTION THEREOF SHALL BE FINED NOT EXCEEDING ONE HUNDRED DOLLARS (\$100.00), OR BE IMPRISONED IN THE COUNTY JAIL NOT EXCEEDING THREE (3) MONTHS, OR BE PUNISHED BY BOTH FINE AND IMPRISONMENT."

HA to SB 725 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE by striking the Emergency provision and amend Page 1, Section 2, Lines 32 through 35 by striking the Emergency section.

HA to SB 742 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Line 32, by striking the word "shall" and inserting the word "may".

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 969, 1211** and **HJR 543**, as amended.

GENERAL ORDER

HB 1281 by Hill of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1281** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1281** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1281 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Hamilton, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Terrill, Williams, Young.—33.

Excused: Berrong, Breckinridge, Garrett, Graves, Ham, Holden, Horn, McClen-
don, Massey, Porter, Selman, Smalley,
Stansberry, Stipe, Taliaferro.—15.

The bill was declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
ry, Birdsong, Boecher, Bradley, Dacus,
Ferrell, Field, Findeiss, Garrison, Gee,
Grantham, Hamilton, Hargrave, Howard,
Keels, Luton, McGraw, McSpadden, Mar-
tin, Massad, Miller, Murphy, Nichols,
Payne, Romang, Short, Smith, Terrill,
Williams, Young.—33.

Excused: Berrong, Breckinridge, Gar-
rett, Graves, Ham, Holden, Horn, McClen-
don, Massey, Porter, Selman, Smalley,
Stansberry, Stipe, Taliaferro.—15.

The emergency was declared passed.

HB 1281, as amended, was referred for
engrossment.

Senator Baldwin presiding.

MESSAGE FROM HOUSE

Advising fourth reading of and trans-
mitting Enrolled **HBs 1099, 1116 and 1196**.

The above numbered Enrolled Bills were,
after fourth reading, properly signed and
ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmit-
ting for signature Enrolled **HCRs 567 and**
576.

The above numbered Enrolled Resolu-
tions were properly signed and ordered
returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 539** was read
and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to
whom was referred **ENGROSSED SEN-**

ATE BILL NO. 539, and Engrossed House
Amendments thereto, Entitled:

**RELATING TO CIVIL PROCEDURES;
AMENDING 12 O. S. 1961, § 952; PRO-
VIDING THAT THE SUPREME COURT
MAY REVERSE, VACATE OR MODIFY
ANY INTERMEDIATE OR FINAL OR-
DER OF THE DISTRICT COURT OR ANY
OTHER ORDER AFFECTING THE SUB-
STANTIAL RIGHTS OF ANY PARTY;
ETC. ETC. ETC,**

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 Honorable Senate concur
in the Engrossed House Amendment No. 1.
2. That the Honorable Senate concur
in Engrossed House Amendment No. 2.
3. That the following Conference Com-
mittee Amendment be adopted: Page 2,
line 33, in **SECTION 3**. That an additional
section be repealed, as follows: 12 O. S.
1961 § § 977 and 976 be hereby repealed.
And that the same be added to the title
of the Bill.

FOR THE SENATE: Gee, Massad and
Short.

FOR THE HOUSE: Bamberger, McCune
and Patterson.

GENERAL ORDER

HB 1237 by Holaday, et al, of the House
and Atkinson and Findeiss of the Senate
was read and considered.

Senator Luton asked to be made co-
author of **HB 1237**, which was the order.

Senator Howard raised the question of
“no quorum”.

The Presiding Officer ordered the roll
called and declared a quorum was pres-
ent.

Senator Short moved to amend **HB 1237**,
page 13, line 6½ by adding a new Section
numbered Section 6 as follows: “Provided,
however, the State Board of Cosmetology
may, for good cause shown, waive or mod-

ify the number of hours of required courses of instruction for students taking the examination for an operator's license; an advanced operator's license, or an instructor's license", which amendment was tabled upon motion of Senator Terrill.

Upon motion of Senator Atkinson, **HB 1237** was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **HB 1237** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1237 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill.—30.

Nay: Baldwin, Grantham, Hargrave, Short, Williams, Young.—6.

Excused: Berrong, Boecher, Breckinridge, Gee, McClendon, McSpadden, Martin, Massad, Massey, Porter, Stansberry, Stipe.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Bradley, Dacus, Ferrell, Field, Find-eiss, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Nay: Baldwin, Grantham, Short.—3.

Excused: Berrong, Boecher, Breckinridge, Gee, McClendon, McSpadden, Martin, Massad, Massey, Porter, Stansberry, Stipe.—12.

The emergency was declared passed.

HB 1237, as amended, was referred for engrossment.

GENERAL ORDER

HB 1215 by Camp of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, **HB 1215** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1215** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1215 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Excused: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Gee, McSpadden, Massad, Massey, Nichols, Payne, Porter, Stansberry, Stipe, Taliaferro.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Excused: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Gee, McSpadden, Massad, Massey, Nichols, Payne, Porter, Stansberry, Stipe, Taliaferro.—16.

The emergency was declared passed.

HB 1215, as amended, was referred for engrossment.

GENERAL ORDER

HB 518 by Poulos, et al, of the House and Smalley, Berrong and Breckinridge of the Senate was read and considered.

Senator Hamilton moved to amend **HB 518**, page 1, line 4 by adding after the word "accountant" and before the word "an" the language "who does not have to be a certified public accountant", which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 518**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 518**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 518 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Dacus, Ferrell, Garrett, Garrison, Ham, Holden, Howard, Keels, Nichols, Romang, Selman, Short, Smalley, Smith, Williams.—19.

Nay: Field, Grantham, Graves, Hamilton, Hargrave, Horn, Luton, McClendon, Miller, Taliaferro, Terrill.—11.

Excused: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Findeiss, Gee, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Porter, Stansberry, Stipe, Young.—18.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Smalley moved that the vote be reconsidered by which **HB 518**, as amended, failed of passage.

GENERAL ORDER

HB 1228 by Camp of the House and Short of the Senate was read and considered.

Senator Baggett moved to amend **HB 1228**, page 3, lines 5 through 13 by striking all new language on said lines, which amendment was declared adopted.

Upon motion of Senator Short, **HB 1228**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1228**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1228 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Atkinson, Berrong, Birdsong, Bradley, Breckinridge, Field, Massey, Payne, Porter, Stansberry, Stipe, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Atkinson, Berrong, Birdsong,

Bradley, Breckinridge, Field, Massey, Payne, Porter, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

HB 1228, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Smalley asked unanimous consent to consider his motion to reconsider the vote whereby **HB 518** failed of passage which was the order.

The vote occurring upon the Smalley motion to reconsider the vote by which **HB 518** failed of passage, it was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 582 by Connor of the House and Garrison of the Senate—A Concurrent Resolution recalling from the Office of the Governor House Bill No. 1037, passed by the Second Session of the Thirty-first Legislature.

Upon request of Senator Miller, **HCR 582** was taken up for immediate consideration.

HCR 582 was read at length, adopted upon motion of Senator Miller, properly signed and ordered returned to the Honorable House.

MESSAGE FROM GOVERNOR

Advising approval by him, April 9, 1968, of Enrolled **SBs 150, 557, 563, 593, 610, 615, 638 and 679** entitled:

SB 150—By Birdsong of the Senate and Hopkins, Finch and Bamberger of the House.

An Act relating to workmen's compensation; etc.; and declaring an emergency.

SB 557—By Gee of the Senate and Spearman, McCune, Bamberger and Levergood of the House.

An Act relating to courts; etc.; and making provisions of act severable.

SB 563—By Stipe, Luton, Birdsong and Hargrave of the Senate and Finch, Bamberger, Bynum, Hopkins, Patterson (Frank), Watkins and Sparkman of the House.

An Act relating to workmen's compensation; etc.; and declaring an emergency.

SB 593—By McSpadden and Selman.

An Act relating to public finance; etc.; and declaring an emergency.

SB 610—By Stipe of the Senate and Skeith of the House.

An Act relating to motor vehicles; etc.; providing prefix letters used on automobile license plates be made smaller.

SB 615—By Murphy of the Senate and Hesser of the House.

An Act relating to motor vehicles; etc.; defining terms "park, parking, and public parking lot"; and declaring an emergency.

SB 638—By Graves, Berrong, et al of the Senate and Abbott, Boren, et al of the House.

An Act relating to services and products made by the blind; providing for the creation of a committee in the office of the State Board of Affairs to be known as the "Committee on Purchases of Blind-made Products and Services"; * * * repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

SB 679—By Berrong, Howard, et al of the Senate and Allard and Nigh of the House.

An Act providing for and regulating the incorporation and licensing of corporations not for profit to maintain and operate non-profit optometric service plans in the State of Oklahoma; * * * and declaring an emergency.

Senator Massad presiding.

GENERAL ORDER

HB 1096 by Camp, et al, of the House

and Short and Smith of the Senate was read and considered.

Senator Short moved to amend **HB 1096**, page 2, lines 2 through 7 by restoring after the word "upon" on line 2 through the word "entered" on line 7, all of the language within the brackets, which amendment was declared adopted.

Senator Short moved to amend **HB 1096**, page 2, line 3 by striking the words and figures, "Two Hundred Dollars (\$200.00)" and substituting therefor the words and figures "One Thousand Dollars (\$1,000.-00)", which amendment was declared adopted.

Senator Smith moved to amend **HB 1096**, page 2, beginning on line 6 by striking all language after the semi-colon (;) to the end of the sentence on line 7, which amendment was declared adopted.

Upon motion of Senator Short, **HB 1096**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1096**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1096 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berry, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Wil-liams, Young.—33.

Nay: Baldwin, Dacus.—2.

Excused: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Gee, Mc-Spadden, Massey, Payne, Porter, Stans-berry, Stipe.—13.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Baggett, Berry, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Hold-en, Horn, Howard, Keels, Luton, McClen-don, McGraw, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Wil-liams, Young.—33.

Nay: Baldwin, Dacus.—2.

Excused: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Gee, Mc-Spadden, Massey, Payne, Porter, Stans-berry, Stipe.—13.

The emergency was declared passed.

HB 1096, as amended, was referred for engrossment.

GENERAL ORDER

HB 1329 by Barr of the House and Mc-Graw of the Senate was read and consid-ered.

Senator Berry asked to be made coau-thor of **HB 1329**, which was the order.

Senator McGraw moved to amend **HB 1329**, page 4, line 1 by striking the word "recorded" and inserting therefor the word "entered", which amendment was declared adopted.

Upon motion of Senator McGraw, **HB 1329**, as amended, was advanced to en-grossment.

By unanimous consent, upon request of Senator McGraw, further consideration of **HB 1329** was deferred for this legisla-tive day.

GENERAL ORDER

HJR 541 by Bamberger, et al, of the House and Smith and Smalley of the Senate, was taken up for consideration.

Senator Grantham asked to be made co-author of **HJR 541**, which was the order.

Upon motion of Senator Smith, **HJR 541** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HJR 541 was placed upon third reading and final passage.

THIRD READING

HJR 541 was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 541—By Bamberger, et al of the House and Smith, Smalley, and Grantham of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT OF ARTICLE 2, SECTION 18, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA MAKING REGISTERED VOTERS INSTEAD OF RESIDENT TAXPAYERS ELIGIBLE TO SIGN A PETITION FOR A GRAND JURY AND ESTABLISHING A FORMULA FOR DETERMINING THE MINIMUM NUMBER OF SIGNATURES REQUIRED ON SUCH PETITION; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State of the State of Oklahoma shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article 2, Section 18, of the Constitution of the State of Oklahoma, so that said Section 18 will read as follows:

“A grand jury shall be composed of twelve (12) persons, any nine (9) of whom concurring may find an indictment or true bill. A grand jury shall be convened upon the order of a judge of a court having the power to try and determine felonies, upon his own motion; or such grand jury shall be ordered by such judge upon the filing of a petition therefor

signed by [one hundred (100) resident tax payers of the county] QUALIFIED ELECTORS OF THE COUNTY EQUAL TO ONE PER CENT (1%) OF THE POPULATION OF THE COUNTY ACCORDING TO THE LAST PRECEDING FEDERAL DECENNIAL CENSUS, WITH THE MINIMUM NUMBER OF REQUIRED SIGNATURES BEING TWO HUNDRED (200) AND THE MAXIMUM BEING FIVE HUNDRED (500); AND FURTHER PROVIDING THAT IN ANY CALENDAR YEAR IN WHICH A GRAND JURY HAS BEEN CONVENED PURSUANT TO A PETITION THEREFOR, THEN ANY SUBSEQUENT PETITION FILED DURING THE SAME CALENDAR YEAR SHALL REQUIRE DOUBLE THE MINIMUM NUMBER OF SIGNATURES AS WERE REQUIRED HEREUNDER FOR THE FIRST PETITION.”

SECTION 2. The ballot title for the proposed constitutional amendment as set forth in Section 1 of this Resolution 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 2, Section 18, of the Constitution of the State of Oklahoma which would make resident voters instead of resident taxpayers eligible to sign petitions for calling of grand juries; providing that the signatures of one per cent (1%) of the population of a county shall be sufficient to call a grand jury, with a minimum requirement of two hundred (200) signatures and a maximum requirement of five hundred (500) signatures; and providing that the second and subsequent petition in any one calendar year shall require twice the number of signatures as the first petition filed in any calendar year

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 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 of the State of Oklahoma.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma 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 the passage of Resolution, the roll call was as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Horn, Howard, Keels, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Nay: Dacus, Luton.—2.

Excused: Berrong, Boecher, Breckinridge, Garrison, Hargrave, Holden, Massey, Payne, Porter, Stansberry, Stipe.—11.

The Resolution was declared passed.

The question being, "Shall **HJR 541**, by Bamberger of the House and Smith, Smalley and Grantham 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 of Article 2, Section 18, of the Constitution of the State of Oklahoma making registered voters instead of

resident taxpayers eligible to sign a petition for a grand jury and establishing a formula for determining the minimum number of signatures required on such petition; 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 of Oklahoma on the date of the next ensuing special election, 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 on the date of the next ensuing special election 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Nay: Dacus.—1.

Excused: Berrong, Boecher, Breckinridge, Hargrave, Holden, Massey, Payne, Porter, Stansberry, Stipe.—10.

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 541 was ordered withheld pursuant to Rule 20-c.

Senator Terrill presiding.

GENERAL ORDER

HJR 505 by Poulos of the House and Murphy, Smith, Smalley, Howard, Breckinridge, Gee, Berrong and Baggett of the Senate was read and considered.

Senators Findeiss, Stansberry and Short asked to be made coauthors of **HJR 505**, which was the order.

Senator Murphy moved to amend **HJR 505**, page 3, line 17½ by inserting the language "Homesteads as now or hereafter defined by law shall be exempt from ad valorem taxation under such terms and conditions as the Legislature may prescribe to the extent of one-half the assessed value thereof. The homestead exemption shall be fifty percent (50%) of the first Two Thousand Dollars (\$2,000.00) of assessed valuation until otherwise provided by law. The Legislature may amend or repeal this Section. Sections 1 and 2 of Article XII-A are hereby repealed" and by striking lines 3 through 11, inclusive, on page 4, renumbering succeeding sections accordingly, and by amending the title of the Resolution and the ballot title to conform, which amendment was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Horn, Howard, Keels, McGraw, Massad, Murphy, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—24.

Nay: Berry, Birdsong, Dacus, Ham, Hamilton, Holden, Luton, McClendon, McSpadden, Miller, Stipe, Young.—12.

Excused: Berrong, Boecher, Breckinridge, Graves, Hargrave, Martin, Massey, Nichols, Payne, Porter, Romang, Stansberry.—12.

Senator Murphy asked unanimous consent that further consideration of **HJR 505**, together with pending amendments thereto, be deferred until the next legislative day, which was the order.

RESOLUTIONS

By unanimous consent, **SR 86** by Short was introduced.

SR 86 was read at length as follows, adopted upon motion of Senator Short and ordered referred for enrollment.

SR 86—By Short.

A RESOLUTION REQUESTING THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL TO REFER TO THE EDUCATION COMMITTEE, FOR STUDY DURING THE 1968 LEGISLATIVE INTERIM, THE SUBJECT OF RECOGNITION OF CLASSROOM TEACHERS, AND COMPENSATION ACCORDING TO RANK; ESTABLISHING A SYSTEM FOR THE ADVANCEMENT OF CLASSROOM TEACHERS; REPEALING CONFLICTING LAWS; DESIGNATING CODIFICATION; AND DIRECTING A REPORT OF FINDINGS AND RECOMMENDATIONS.

WHEREAS, the quality of education should be the best available and so that improvements may be made, teachers should be recognized for their superior performance, diligence, creativity in the classroom, interest in their pupils and quality of their work; and

WHEREAS, classroom teachers in the public schools should be ranked and compensated accordingly; and

WHEREAS, Senate Bill 767 was introduced during the Second Session of the Thirty-first Legislature known as the Teacher Recognition Act of 1968; and

WHEREAS, it appears to the best interest of all the people as well as the general economy and welfare of the state that an examination and study of teacher recognition and compensation should be made; and

WHEREAS, the subject is a matter of legislative interest and within the scope of responsibility of the Education Committee.

NOW, THEREFORE, BE IT RE-

SOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council be requested to refer to the Education Committee for study during the 1968 legislative interim, the subject of recognition of classroom teachers and compensation according to rank as introduced in Senate Bill 767.

SECTION 2. That said committee submit a report to the Senate of the First Session of the Thirty-second Oklahoma Legislature.

By unanimous consent, SR 87 by Short was introduced.

SR 87 was read at length as follows, adopted upon motion of Senator Short and ordered referred for enrollment:

SR 87—By Short.

A RESOLUTION REQUESTING THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL TO REFER TO THE EDUCATION COMMITTEE, FOR STUDY DURING THE 1968 LEGISLATIVE INTERIM, THE SUBJECT OF CERTIFICATION OF TEACHERS AND DIRECTING A REPORT OF FINDINGS AND RECOMMENDATIONS.

WHEREAS, the quality of education should be the best available and in order to have well-qualified teachers we should afford them greater latitude as students in course selection while placing more responsibility on our colleges and universities to maintain high standards, and

WHEREAS, the present certification requirements imposed by rules and regulations of the State Department of Education have a rigidity that too often repels good students that otherwise might enter the teaching profession, and

WHEREAS, a teacher should be a well-educated individual with a mastery of the subject he teaches with a broad background in the arts and sciences, and

WHEREAS, Senate Bill 654 was intro-

duced which would permit greater flexibility in the professional education courses required for certification as a classroom teacher, and

WHEREAS, the subject is a matter of legislative interest and within the scope of responsibility of the Education Committee.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council be requested to refer to the Education Committee for study during the 1968 legislative interim, the subject of Teacher Certification as introduced in Senate Bill 654.

SECTION 2. That said committee submit a report to the Senate of the First Session of the Thirty-second Oklahoma Legislature.

By unanimous consent, SR 88 by Taliaferro, Terrill, McSpadden, Massad and Bradley was introduced.

SR 88 was read at length as follows, adopted upon motion of Senator Taliaferro and ordered referred for enrollment:

SR 88—By Taliaferro, Terrill, McSpadden, Massad and Bradley.

A RESOLUTION REQUESTING THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL TO REFER TO A SPECIAL COMMITTEE FOR STUDY DURING THE 1968 LEGISLATIVE INTERIM THE SUBJECT OF TAXATION RELATING TO THE TRANSPORTATION INDUSTRY; AND DIRECTING SUBMISSION OF A REPORT OF FINDINGS AND RECOMMENDATIONS.

WHEREAS, the taxation of persons and corporations engaged in the business of transporting persons, goods, merchandise and other things is of great importance, not only to the transportation industry, but to the public; and

WHEREAS, a study should be made of

the tax structure within the transportation industry in Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council be, and is hereby requested to appoint a special committee to study during the 1968 legislative interim the subject of taxation relating to the transportation industry, with particular emphasis upon the laws of other states as compared with the laws of Oklahoma.

SECTION 2. That the committee so appointed be, and is hereby directed to submit its report of findings and recommendations to the Senate of the First Session of the Thirty-second Oklahoma Legislature.

By unanimous consent, the following Resolution was introduced:

SCR 69—By Garrison and Boecher of the Senate and Barr of the House.

A Concurrent Resolution recognizing and commending the Oklahoma Historical Society for its many accomplishments; congratulating the Society on its Diamond Anniversary; and directing distribution.

Senator Garrison asked that all other members of the Senate be added as co-authors of the Resolution, which was the order.

SCR 69, as coauthored, was read at length, adopted upon motion of Senator Garrison, and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1070**, requesting Conference and referring said Bill to General Conference Committee on Appropriations when appointed.

Upon motion of Senator Baldwin, the request of the Honorable House for a conference on **HB 1070** was ordered granted,

the Bill to be referred to the General Conference Committee on Appropriations when appointed.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 579** and **580**.

HCR 579—By Patterson (Ruth), et al of the House and Ferrell of the Senate.

A Concurrent Resolution noting the significance of the anniversary of the opening for settlement of the Territory of Oklahoma; noting the progress and achievements of the State since the opening; recognizing the toil and perseverance of those who settled the State; designating April 20, 1968, as a day of celebration, requesting the Governor to proclaim said day one of celebration in recognition of our proud heritage; and directing that duly authenticated copies be transmitted to the Honorable Dewey Bartlett, Governor, and to the Honorable Mayor and City Council of Guthrie, Oklahoma.

HCR 580—By Boren, et al of the House and Nichols of the Senate.

A Concurrent Resolution recognizing the contributions of the Seminole Indian Nation in the civic and cultural life of Oklahoma; proclaiming April 17 as Seminole Nation Day; and directing distribution.

Consideration of the above Resolutions was deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 288**—Coauthored by Cate, McCune, Peterson and Patterson (Ruth).

The above numbered Bill was referred for enrollment.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 582**.

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

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 797, 1105, 1165 and 1279, requesting Conference and naming Conferees as follows:

HB 797: McCune, Odom (V. H.), and Harrison.

HB 1105: Connor, Sanguin and Derryberry.

HB 1165: Smith (Norman), Greenhaw and Thornhill.

HB 1279: Sandlin, Skeith and Hunter.

Upon motion of Senator Smith, the request of the Honorable House for Conferences on HBs 797, 1105, 1165 and 1279 was ordered granted.

CC APPOINTMENTS

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under:

HB 797: Taliaferro, Gee and Stansberry.

HB 1105: Hamilton, Garrison and McClendon.

HB 1165: Massey, Baldwin and Berry.

HB 1279: Grantham, Field and Ham.

FIRST READING

By unanimous consent, upon request of President Pro Tempore McSpadden, the following Resolutions were introduced and read for the first time:

SJR 69—By McSpadden and Garrison—A Joint Resolution authorizing the State Board of Public Affairs to initiate and operate an interagency mailing service; establishing a revolving fund for payment of necessary costs of operation; providing for allocation of costs among participating agencies; requiring reports; making appropriations; providing for ef-

fective date; making provisions of Act severable; and declaring an emergency.

SJR 70—By McSpadden, Harrison and Holden of the Senate and Wolf (Leland) of the House—A Joint Resolution relating to industrial financing; authorizing an increase in amount of State Industrial Finance Bonds that can be issued and sold by the Oklahoma Industrial Finance Authority to not more than twenty million dollars outstanding at any one time, pursuant to the provisions of Section 34, Article X of the State Constitution and Chapter 28, Title 74, O. S. 1961; making the provisions of Chapter 28, Title 74, O. S. 1961, and all Acts amendatory thereto, applicable to the additional bonds herein authorized, and to the lending of the proceeds thereof; making provisions of resolution severable; and declaring an emergency.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 63**.

The above numbered Resolution was referred for enrollment.

MEASURES RELEASED

As provided under Rule 20-c, **HJR 541** was properly signed and ordered returned to the Honorable House.

SBs 343 and 530, together with the **CCRs** thereon, were ordered transmitted to the Honorable House for consideration.

As provided under the Smith motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Fifty-eighth Legislative Day

Wednesday, April 10, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Breckinridge, Massey, Porter.—3.

The President Pro Tempore declared a quorum present.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 706**, and referring said Bill to General Conference Committee on Appropriations when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1096, 1215, 1226, 1281 and 1325, each correctly engrossed.

SBs 288, 537, 590, 617, 724, SCRs 65 and 66 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 1096, 1215, 1226, 1281 and 1325**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 288, 537, 590, 617 and 724** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 65 and 66** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTION

SR 89 by McSpadden, et al., was introduced and read as follows:

SR 89—By McSpadden, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A SENATE RESOLUTION COMMENDING AND CONGRATULATING THE HONORABLE BYRON DACUS FOR HIS MANY TALENTS AND ACHIEVEMENTS; NOTING HIS MANY YEARS AS A DEDICATED PUBLIC SERVANT; EXPRESSING APPRECIATION TO HIM FOR THE MANY CONTRIBUTIONS HE HAS MADE; AND DIRECTING DISTRIBUTION.

WHEREAS, Senator Byron Dacus is a man who has been abundantly blessed with great talents and abilities; and

WHEREAS, Senator Dacus was educated in Oklahoma, having received his

Bachelors Degree from Southwestern State College in 1925 and his Masters Degree from Oklahoma State University in 1937; and

WHEREAS, he is a man of so much energy, vitality, and perseverance that he has been successful in undertakings that would not even be attempted by the average man; and

WHEREAS, his entire life has been dedicated to public service, first as President of Oklahoma Panhandle State College of Agriculture and Applied Science from 1933 through 1936, and then as a member of the State Senate since April 10, 1944; and

WHEREAS, as a result of his many years of faithful and dedicated service in the State Senate he is now known as the Dean of the State Senate of Oklahoma; and

WHEREAS, he is a man imbued with and constantly exhibiting a high degree of integrity, principle and honor; and

WHEREAS, Senator Dacus is an inspiration to all who are fortunate enough to know him; and

WHEREAS, due to his many years of faithful and dedicated service as a public servant this Senate and the people of the State of Oklahoma owe him a debt that can never be paid.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the State Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend and congratulate the Honorable Byron Dacus for his many talents and achievements, and does hereby note his many years as a dedicated public servant, and does express appreciation to him for the many contributions that he has made.

SECTION 2. That a duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared

for and presented to the Honorable Byron Dacus.

SR 89 was adopted upon motion of President Pro Tempore McSpadden, and ordered referred for enrollment.

SECOND READING

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

SJR 69—Committee on Committees and Rules.

SJR 70—Committee on Committees and Rules.

GENERAL ORDER

HB 1138 by Howard, et al, of the House and Findeiss of the Senate was read and considered.

Senator Garrison asked to be made coauthor of HB 1138, which was the order.

Senator Field moved to amend HB 1138, page 3, line 1, by removing the Brackets on lines 1 and 3 and restoring the language therein, which amendment was declared adopted.

Upon motion of Senator Findeiss, HB 1138, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Findeiss, HB 1138, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1138 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye; Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Romang, Sel-

man, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Nay: Birdsong, Field, McClendon.—3.

Excused: Berrong, Breckinridge, Dacus, Massad, Massey, Nichols, Payne, Porter, Stipe.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Boecher, Bradley, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Nay: Birdsong, Field, McClendon.—3.

Excused: Berrong, Breckinridge, Dacus, Massad, Massey, Nichols, Payne, Porter, Stipe.—9.

The emergency was declared passed.

HB 1138, as amended, was referred for engrossment.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Smith the Conference Committee Report on SB 351 was declared adopted.

SB 351, 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: Baggett, Berry, Birdsong, Boecher, Bradley, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—34.

Nay: Baldwin, Ferrell, Field, Horn, Keels, Stansberry, Williams.—7.

Excused: Atkinson, Berrong, Breckinridge, Dacus, Massey, Porter, Stipe.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Bradley, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—34.

Nay: Baldwin, Ferrell, Field, Horn, Keels, Stansberry, Williams.—7.

Excused: Atkinson, Berrong, Breckinridge, Dacus, Massey, Porter, Stipe.—7.

The emergency was declared passed.

SB 351, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 20-c.

Senator Garrison presiding.

Senator Porter asked to be shown present, which was the order.

Upon motion of President Pro Tempore McSpadden the Conference Committee Report on SB 540 was declared adopted.

SB 540, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Graves, Selman.—2.

Excused: Breckinridge, Howard, Martin, Massad, Massey, Nichols, Smith, Stipe.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Graves, Selman.—2.

Excused: Breckinridge, Howard, Martin, Massad, Massey, Nichols, Stipe.—7.

The emergency was declared passed.

Senator Boecher asked unanimous consent that Rule 20-c be suspended for the purpose of immediately transmitting SBs 351 and 540, together with the Conference Committee Reports thereon, to the Honorable House, which was the order.

DECLARATION OF VOTES

Senators Berrong and Dacus asked that the record show, had they been present at the time of the adoption of the Conference Committee Report on SB 351 and final passage of the Bill, they would have voted NAY, which was the order.

Senator Payne presiding.

Senator Massey asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 69, HBs 1228 and 1237 each correctly engrossed.

SBs 677, 689 and 735 each correctly enrolled.

Engrossed SCR 69 was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1228 and 1237, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 677, 689 and 735 were each,

after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1146 by Patterson (Ruth), et al, of the House and Young and Short of the Senate was read and considered.

Senators Howard, Nichols, Selman and Hargrave asked to be made coauthors of HB 1146, which was the order.

Senator Hamilton moved to amend HB 1146, page 3, line 7 by changing the period to a comma after the word "district" and adding the language "provided that each District Judge shall have a court reporter," which amendment was declared adopted.

Senator Garrison, joined by Senator Ham, moved to amend HB 1146, page 4, lines 14 and 15 by striking all language after the word "serve" and substituting therefor the words "as Acting Shorthand Reporters after January 13, 1969", which amendment was declared adopted.

Senator Hargrave moved to amend HB 1146, page 3, line 7, by adding at the end of the Hamilton amendment the words "who shall serve at the pleasure of said District Judge", which amendment was declared adopted.

Senator Young moved to amend HB 1146, page 8, line 4, by adding after the word "county" the words "court fund," which amendment was declared adopted.

Senator Nichols moved to amend HB 1146, page 8, line 10, by deleting after the word "whom" the words "or a judge of the county to which," which amendment was declared adopted.

Senator Garrison moved to amend HB 1146, page 12, line 1½ by adding a new Section 8 as follows: "This Act shall become effective January 13, 1969." and renumbering following section accordingly and amending the Title to conform thereto, which amendment was declared adopted.

Senator Smalley moved to amend HB

1146, page 11, line 17, by changing the period to a semi-colon and inserting the language "provided however that no acting shorthand reporter shall receive less than the salary they were receiving as acting county court reporter prior to the effective date of this act," which amendment was tabled upon motion of Senator Baldwin.

Senator Stipe moved to amend HB 1146, page 10, line 10, by deleting after the word "duties" the remainder of the paragraph, which amendment was declared failed of adoption.

Upon motion of Senator Young, HB 1146, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, HB 1146, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1146 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Nay: Baldwin, Boecher, Dacus, Smalley.—4.

Excused: Breckinridge, McGraw, Massad, Porter, Stipe, Terrill.—6.

The bill was declared passed.

HB 1146, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 64, as amended.

HA to SCR 64 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 31, by deleting the words "appoint a special" and insert in lieu thereof "refer to an appropriate", and amend TITLE to conform.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 581—By Cole of the House and McSpadden of the Senate.

A Concurrent Resolution requesting the Executive Committee of the State Legislative Council to refer to a special subcommittee of the appropriate standing committee, for study during the 1968 Legislative Interim, the subject of the probable decline in tax collection due to the anticipated decline of oil production in the State; requesting an estimate of income from gross production tax and petroleum excise tax, franchises, and income tax; and directing a report of findings and recommendations.

HCR 583—By Bradley, et al of the House and Martin of the Senate.

A Concurrent Resolution commending Major General Ernest L. Massad for his many talents and achievements; expressing appreciation for his many years of dedicated service; and directing distribution.

HCR 584—By Goodfellow, et al of the House and Baldwin of the Senate.

A Concurrent Resolution recognizing the musical abilities and talents of "the Humdingers"; designating them as goodwill ambassadors for the State of Oklahoma; and directing distribution.

Consideration of the above Resolutions was deferred for this legislative day.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 288, 537, 590, 617 and 724.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCRs 65 and 66.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 985, 1050 and 1245 as amended.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 969, 1211 and HJR 543.

The above numbered Enrolled Bills and/or Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 677, 689 and 735.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 48, 270, 318, 402, 538, 586, 602, 665 and 717, and naming House Conferees as follows:

SB 48: Dunn, Bradley and Connor.

SB 270: McCune, Hill, Spearman, Thompson and Bamberger.

SB 318: McCune, Hill, Spearman, Thompson and Bamberger.

SB 402: McCune, Hill, Spearman, Thompson and Bamberger.

SB 538: Peterson, Thompson and Cate.

SB 586: Sparkman, Bamberger and McCune.

SB 602: Levergood, McCune, Cate, Patterson (Ruth) and Jones.

SB 665: Miskelly, Andrews and Brown.

SB 717: McCune, Hill, Spearman, Thompson and Bamberger.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 447—Coauthored by Andrews; SB 667—Coauthored by Allard, Trent, Tarwater, Hutchins (Walter), Ford, Hopkins, Bamberger, Brown, Bradley, Hunter, Cox and Wixson; SB 669; SB 708; SB 728; SB 743; and SB 751, each as amended.

HAs to SB 447 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, SECTION 1, Line 29, by striking the words "exclusively vested" and inserting in lieu thereof, the word "charged".

AMENDMENT NO. 2. Amend Page 2, SECTION 1, Line 32, by striking the word "board" and inserting in lieu thereof, the word "employees".

AMENDMENT NO. 3. Amend TITLE, by striking the Title and inserting in lieu thereof, the following: "AN ACT RELATING TO ELECTIONS; EMERGENCY."

HAs to SB 667 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 13-36, by striking all of Section 1 and inserting in lieu thereof the following:

"SECTION 1. The State Highway Department shall numerically designate each section line in the State of Oklahoma according to the following system:

The first section line running north and

south at the west end of the state shall be designated NS1; each succeeding section line shall have the number changed in numerical order, the prefix NS remaining the same, until a number has been assigned to the last section line paralleling the Arkansas border. In like manner the first section line running east and west below the northern border of Oklahoma shall be designated EW1; and each succeeding section line shall be changed in numerical sequence, the prefix EW remaining the same until the last section line north of the Red River has been designated."

AMENDMENT NO. 2. Amend Page 2, Section 3, Line 11, after the words "each county" change the word "shall" to "may".

Amend Title to conform.

HAs to SB 669 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 19, by inserting after the word "officer" and before the word "shall" the following language: "and, if authorized by appropriate ordinance of the city, the city health officer shall have such authority as to any private premises within the corporate limits of the city, and"

and on lines 21, 22 and 23, delete the following language: "and, if authorized by appropriate ordinance of the city, the city health officer shall have such authority as to any private premises within the corporate limits of the city".

AMENDMENT NO. 2. Amend Page 2, Section 1, Line 2, by inserting a new sentence after the word "county." to read as follows: "In the event of any conflict between the city health officer and the local health officer of the county, the county shall prevail."

HA to SB 708 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the Title and entire bill and insert the following:

AN ACT RELATING TO PUBLIC HEALTH; AMENDING SECTION 103 (a), ARTICLE 1, CHAPTER 325, AND SECTION 201, ARTICLE 2, CHAPTER 325, O. S. L. 1963, (63 O. S. SUPP. 1967, § § 1-103 (a) AND 1-201), TO PROVIDE THE STATE BOARD OF HEALTH CREATED BY SAID CHAPTER SHALL BE CONSTITUTED OF MEMBERS OF CERTAIN SPECIFIED PROFESSIONS; AND TO PROVIDE A REGISTERED PHARMACIST MAY BE, UNDER CERTAIN CONDITIONS, A MEMBER OF A COUNTY BOARD OF HEALTH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 103 (a), Article 1, Chapter 325, O. S. L. 1963, (63 O. S. Supp. 1967, § 1-103 (a)), is amended to read as follows:

(a) There is hereby created the State Board of Health, which shall consist of nine (9) members appointed by the Governor and confirmed by the Senate for regular terms of nine (9) years, except as hereinafter otherwise indicated; provided, however, that members serving on the State Board of Health created by 63 O. S. 1961, § 1.1, when this Code becomes effective shall continue to serve as members of the State Board of Health created by this Section for the terms for which they were appointed. Not less than four (4) members shall be licensed as physicians and surgeons by the State Board of Medical Examiners and shall be members of the Oklahoma State Medical Association [.] One (1) member [of which] shall be a diplomate of the American Board of Psychiatry and Neurology or be similarly qualified. ONE (1) MEMBER SHALL BE A REGISTERED PHARMACIST WHO SHALL BE A GRADUATE OF AN ACCREDITED COLLEGE OF PHARMACY. ONE (1) MEMBER SHALL BE AN OSTEOPATHIC PHYSICIAN, OR AN OSTEOPATHIC PHYSICIAN AND SURGEON, REGULARLY LICENSED BY, AND IN GOOD STANDING WITH,

THE OKLAHOMA OSTEOPATHIC ASSOCIATION. ONE (1) MEMBER SHALL BE A LICENSED AND REGISTERED DENTIST OF THIS STATE. ONE (1) MEMBER SHALL BE THE ACTUAL ADMINISTRATOR OF A HOSPITAL WITHIN THIS STATE, REGULARLY LICENSED BY THE STATE BOARD OF HEALTH AS A GENERAL HOSPITAL.

SECTION 2. Section 201, Article 2, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-201), is amended to read as follows:

§ 1-201. There is hereby created in each county of the State a County Board of Health, which shall consist of five (5) members, who shall serve without compensation, and who shall be residents of the county, appointed as follows:

(a) The State Commissioner of Health shall appoint one (1) member, whose term shall expire on June 30, 1964, and each four (4) years thereafter.

(b) The State Commissioner of Health shall appoint another member, whose term shall expire on June 30, 1965, and each four (4) years thereafter.

(c) The county ~~judge~~ MAYOR OF THE LARGEST CITY shall appoint one (1) member, who shall be the holder of a school administrator's certificate issued by the State Board of Education, and whose term of office shall expire on June 30, 1966, and each four (4) years thereafter.

(d) The board of county commissioners shall appoint one (1) member, who shall be a Doctor of Medicine, Doctor of Osteopathy, OR A REGISTERED PHARMACIST, WHO SHALL BE A GRADUATE OF AN ACCREDITED COLLEGE OF PHARMACY, or, if no Doctor of Medicine or Doctor of Osteopathy OR REGISTERED PHARMACIST, WHO IS A GRADUATE OF AN ACCREDITED SCHOOL OF PHARMACY, is available, the board of county commissioners may appoint a dentist, optometrist, or registered nurse. The term of office of such

member shall expire on June 30, 1967, and each four (4) years thereafter.

(e) The board of county commissioners shall appoint another member who may be a member of the board of county commissioners, and who shall serve at the pleasure of the board of county commissioners.

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.

HA to SB 728 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 21 and 22 by restoring all deleted language in lines 21 and 22 and add the word "or" after the word "divorce", and insert after the word "ability" on line 22, the following: ", if no provision for support is provided in the decree,".

HA to SB 743 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 14, 15 and 16, by deleting the language after the word "highways" on line 14, all of line 15 and line 16 through the words "on highways", and adding the word "that" before the word "form" on line 16.

HA to SB 751 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 3, Section 1, Line 36, by adding the following language after the word "commissioners." "This Act shall apply to all counties having a population of over three hundred thousand (300,000) according to the last decennial census."

Amend Title to conform.

GENERAL ORDER

HB 540 by Barr was read and considered.

Senators Boecher, Berry and Dacus asked to be made coauthors of **HB 540**, which was the order.

Senator Dacus moved to amend **HB 540**, page 2, line 17 by deleting Section 4 and inserting a new Section 4 to read as follows:

"SECTION 4. (a) The Pork Commission shall consist of:

(1) six members who are at least twenty-five years of age and residents of Oklahoma, and have been actually engaged in producing pork in this state for a period of at least three (3) years.

(2) three members appointed by the Governor to represent the marketing, packing and retail industries.

(3) three ex officio members who shall be the President of the Oklahoma State Board of Agriculture and the Director of the State Experiment Stations, and the President of the Oklahoma Swine Breeder's Association.

(b) The six elected members of the commission, referred to in subsection (a) of this Section, shall be residents of those areas of the State designated below as Districts I and VI, one from each district;

(1) District I, consisting of Alfalfa, Beaver, Cimarron, Custer, Dewey, Ellis, Harper, Major, Roger Mills, Texas, Woods and Woodward counties;

(2) District II, consisting of Garfield, Grant, Kay, Noble, Osage, Pawnee and Washington counties;

(3) District III, consisting of Adair, Cherokee, Craig, Delaware, Mayes, Muskogee, Nowata, Okmulgee, Ottawa, Rogers and Wagoner counties;

(4) District IV, consisting of Atoka, Bryan, Choctaw, Cleveland, Coal, Garvin, Haskell, Hughes, Johnston, Latimer, Leflore, McClain, McCurtain, McIntosh, Marshall, Murray, Pittsburg, Pontotoc, Pottawatomie, Pushmataha, Seminole and Sequoyah counties;

(5) District V, consisting of Blaine, Canadian, Creek, Kingfisher, Lincoln, Logan, Okfuskee, Oklahoma, Payne and Tulsa counties; and

(6) District VI, consisting of Beckham, Caddo, Carter, Comanche, Cotton, Grady, Greer, Harmon, Jackson, Jefferson, Kiowa, Love, Stephens, Tillman and Washita counties.

(c) The Oklahoma Swine Breeder's Association shall call the original election of members to the commission provided that all subsequent elections shall be called by the Oklahoma Pork Commission. All growers who have paid a fee during the current year, as provided in Section 10 hereof, shall be eligible to vote in said meetings for their respective districts; provided, however, that all pork producers in the State as defined in Section 3 (b) hereof shall be eligible to vote in the selection of nominees for the initial appointments to the commission. It shall be the responsibility of the producer to prove his eligibility to vote.", which amendment was declared adopted.

Senator Massad moved to amend **HB 540**, page 8, line 15 by changing the period to a comma after the word "effective" and adding the language "as to all persons electing in writing that they desire to come under the provisions of this act", which amendment was tabled upon motion of Senator Dacus.

Upon motion of Senator Dacus, **HB 540**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dacus, **HB 540**, as amended, 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: Atkinson, Baggett, Berry, Bird-

song, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Keels, McGraw, Nichols, Payne, Romang, Short, Smith, Taliaferro, Terrill.—26.

Nay: Gee, Hamilton, Hargrave, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Selman, Stipe, Williams, Young.—16.

Excused: Baldwin, Berrong, Breckinridge, Porter, Smalley, Stansberry.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, McGraw, Massad, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill.—33.

Nay: Gee, Howard, Luton, McClendon, McSpadden, Martin, Massey, Miller, Williams, Young.—10.

Excused: Baldwin, Berrong, Breckinridge, Porter, Smalley.—5.

The emergency was declared passed.

HB 540, as amended, was referred for engrossment.

Senator Boecher moved that the Senate stand recessed until 1:45 p.m., which motion was declared adopted.

*

At 1:45 p.m., the Senate reassembled with Senator Payne presiding.

GENERAL ORDER

HB 783 by Briscoe of the House and McSpadden of the Senate was read and considered.

President Pro Tempore McSpadden moved to amend **HB 783**, page 4, line 3, by adding after the word "the" and before the word "Commission" the words "city-county cooperative planning", which amendment was declared adopted.

President Pro Tempore McSpadden mov-

ed to amend **HB 783**, page 5, line 5, by adding after the word "the" and before the word "commission" the words "city-county cooperative planning", which amendment was declared adopted.

Upon motion of President Pro Tempore McSpadden, **HB 783**, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, **HB 983**, as amended, was considered engrossed and placed upon third reading and final passage.

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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Selman, Short, Smalley, Smith, Terrill, Williams.—37.

Excused: Baggett, Breckinridge, Garrison, Howard, Murphy, Porter, Romang, Stansberry, Stipe, Taliaferro, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Selman, Short, Smalley, Smith, Terrill, Williams.—37.

Excused: Baggett, Breckinridge, Garrison, Howard, Murphy, Porter, Romang, Stansberry, Stipe, Taliaferro, Young.—11.

The emergency was declared passed.

HB 783, as amended, was referred for engrossment.

GENERAL ORDER

HB 1157 by Abbott of the House and Miller, Keels and Birdsong of the Senate was read and considered.

Senator Garrison asked to be made coauthor of **HB 1157**, which was the order.

Upon motion of Senator Miller, **HB 1157**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 1157**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1157 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—40.

Nay: Baldwin.—1.

Excused: Breckinridge, Garrett, Porter, Smalley, Stansberry, Taliaferro, Young.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—40.

Nay: Baldwin.—1.

Excused: Breckinridge, Garrett, Porter, Smalley, Stansberry, Taliaferro, Young.—7.

The emergency was declared passed.

HB 1157, as amended, was referred for engrossment.

Senator Massad presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 63, **SRs 86, 87 and 88** each correctly enrolled.

Enrolled **SCR 63** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SRs 86, 87 and 88** were properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1017 and 1052**, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 46, 49 and SJR 68**—Coauthored by Patterson (Ruth), Townsend, Al-lard and Connor.

The above numbered Resolutions were referred for enrollment.

GENERAL ORDER

HJR 505 by Poulos of the House and Murphy, Smith, Smalley, Howard, Breckinridge, Gee, Berrong and Baggett of the Senate was called up for further consideration.

Senator Smalley raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

Senator McClendon moved to amend **HJR 505**, the Murphy amendment thereto which was adopted on the last legislative

day, by placing a period after the word "prescribe" and striking the remainder of the first sentence, and amending the second sentence thereof, by striking the remainder of the sentence following the word "be" and substituting therefor the language "the first \$1,000.00 of the assessed valuation" which amendment was tabled upon motion of Senator Murphy upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—23.

Nay: Berry, Birdsong, Bradley, Dacus, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Payne, Porter, Stipe, Young.—20.

Excused: Baldwin, Boecher, Breckinridge, Stansberry, Taliaferro.—5.

Senator Smalley moved that **HJR 505** be advanced to engrossment.

Senator Stipe moved to table the Smalley motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berry, Birdsong, Dacus, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Stipe, Terrill, Young.—21.

Nay: Atkinson, Baggett, Berrong, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Murphy, Romang, Selman, Short, Smalley, Smith, Williams.—22.

Excused: Baldwin, Boecher, Breckinridge, Stansberry, Taliaferro.—5.

Senator Luton moved that when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berry, Birdsong, Graves, Ham,

Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Stipe, Young.—19.

Nay: Atkinson, Baggett, Berrong, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Murphy, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—24.

Excused: Baldwin, Boecher, Breckinridge, Stansberry, Taliaferro.—5.

Senator Stipe moved that when the Clerk's desk is cleared, the Senate stand adjourned until 9:30 a.m., tomorrow.

Senator Smalley moved to table the Stipe motion, which motion the Chair overruled, citing Rule 30-a.

The vote occurring upon the Stipe motion, it was declared failed of adoption upon a roll call as follows:

Aye: Berry, Birdsong, Dacus, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Martin, Massey, Miller, Payne, Porter, Stipe, Taliaferro, Young.—19.

Nay: Atkinson, Baggett, Berrong, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Massad, Murphy, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—24.

Excused: Baldwin, Boecher, Breckinridge, Nichols, Stansberry.—5.

Senator Stipe moved that the Senate stand adjourned until 10:00 a.m., tomorrow.

President Pro Tempore McSpadden, citing Rule 30, raised a point of order, which was sustained, against consideration of the Stipe motion, stating that no business had been transacted since such a motion had been last voted upon.

Senator Stipe asked unanimous consent, which was granted, that his pending amendments to **HJR 505** be entered in the Journal as having been offered, but not considered, and which read as follows:

"I move to amend **HJR 505**, page 4, line 2, by inserting after the word 'collected' the following: 'There shall be levied a tax on natural gas at the well head at the rate of \$.05 per 1000 cubic feet' and amend the ballot title and the title of the act to conform thereto."

"I move to amend **HJR 505**, page 2, line 5, by striking after the word 'shall' and before the word 'be' the word 'not', and striking after the word 'tax' and before the word 'to' the word 'or' and substitute in lieu thereof the word 'and'."

Senator Young asked unanimous consent, which was granted, to have entered in the Journal his pending amendment to **HJR 505**, which reads as follows:

"I move to amend **HJR 505**, page 4, line 3, after the figure '2' and before the word 'Article', by striking the remainder of the section and substitute in lieu thereof the following: 'alcohol, wine, and whiskey taxes shall be increased 50% of present rates'."

Senator Garrison pressed for a vote on the Smalley motion to advance **HJR 505**.

Senator Hamilton raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

Senator Stipe asked to be recognized on "personal privilege" which was the order.

Senator Stipe yielded the Floor to Senator Massey who moved that the Senate stand adjourned until 9:31 a.m., tomorrow.

Senator Garrison raised a point of order against the Massey motion, which point of order was overruled by the Chair, citing Rule 30, and stating that business has been transacted after the last such motion had been voted upon.

The vote occurring upon the Massey motion, it was declared failed of adoption upon a roll call as follows:

Aye: Berry, Birdsong, Dacus, Graves, Ham, Hamilton, Holden, Horn, Luton, Mc-

Clendon, McSpadden, Massad, Massey, Miller, Nichols, Stipe, Young.—17.

Nay: Atkinson, Baggett, Boecher, Bradley, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Murphy, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—22.

Excused: Baldwin, Berrong, Breckinridge, Field, Martin, Payne, Porter, Stansberry, Taliaferro.—9.

Senator Smalley raised a point of order against Senator Stipe resuming the Floor on "personal privilege" which point of order the Chair overruled, stating that Senator Stipe still had the Floor as he had yielded only for a "priority motion".

Senator Smalley appealed the ruling of the Chair.

The question was put, and the ruling of the Chair was sustained upon a roll call as follows:

Aye: Berry, Birdsong, Boecher, Bradley, Dacus, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClen-don, McSpadden, Martin, Massad, Massey, Miller, Nichols, Romang, Stipe, Taliaferro, Terrill, Young.—24.

Nay: Atkinson, Baggett, Ferrell, Findeiss, Garrett, Garrison, Hargrave, Howard, Keels, McGraw, Murphy, Selman, Short, Smalley, Smith, Williams.—16.

Excused: Baldwin, Berrong, Breckinridge, Field, Payne, Porter, Stansberry, Taliaferro.—8.

Senator Massey moved that the Senate stand adjourned until 9:30 a.m., tomorrow, which motion the Chair ruled out of order, stating no business has been transacted following the last such motion.

President Pro Tempore McSpadden asked unanimous consent, which was granted, that Senator Stipe be allowed to yield the floor in order that action might be taken on the request of the Honorable House for a Conference on **HB 1208**, and appointment of Conferees.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1208, requesting Conference and naming Conferees as follows: Boren, Cate and McCune.

Upon motion of President Pro Tempore McSpadden, the request of the Honorable House for a conference on HB 1208 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under HB 1208: Gee, Young and Massey.

Senator Smalley moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:01 tomorrow, at which time HJR 505 be considered further, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SB 721.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 63.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HJR 561, as amended.

CONFERENCE COMMITTEE REPORTS

The following CCR on SB 416 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 416, and Engrossed House Amendments thereto, by Garrett, Miller,

Berry, Birdsong, Grantham and Hargrave of the Senate and Mountford of the House entitled:

AN ACT RELATING TO WORKMEN'S COMPENSATION; AMENDING 85 O. S. 1961, § 14, BY CLARIFYING THE LIABILITY OF PAYMENT FOR MEDICAL ATTENTION IN THE CASE OF DECEASED EMPLOYEES; 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:

AMENDMENT 1. That the House recede from Engrossed House Amendment No. 1.

AMENDMENT 2. Page 1, line 17, change "commission" to "court"

AMENDMENT 3. Page 1, line 24, after the word "deceased" insert WHETHER OR NOT HE HAS FILED A CLAIM.

AMENDMENT 4. Strike line 26, page 1

AMENDMENT 5, Page 1, line 27, strike "of the section" and substitute ENTITLED TO SUCH BENEFITS

AMENDMENT 6. Page 1, line 31, substitute the word "court" for "commission"

AMENDMENT 7, Page 1, line 34, substitute the word "court" for "commission"

AMENDMENT 8. Page 2, line 5, substitute the word "court" for "commission"

FOR THE HOUSE: Finch, Tarwater and Spearman.

FOR THE SENATE: Garrett, Smith and Birdsong.

The following CCR on SB 538 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your Conference Committee to

whom was referred ENGROSSED SENATE BILL NO. 538, and Engrossed House Amendments thereto entitled:

AN ACT RELATING TO PROBATE PROCEDURE; AMENDING 58 O. S. 1961, § § 721, 723 and 724; PROVIDING GROUNDS FOR APPEAL FROM JUDGMENTS OR ORDERS OF THE DISTRICT COURT; PROVIDING GROUNDS FOR MOTION TO VACATE JUDGMENT; PRESCRIBING PROCEDURE FOR APPEAL; REPEALING 58 O. S. 1961 § § 725 THROUGH 730, INCLUSIVE, AND 733 THROUGH 740, INCLUSIVE; AND PROVIDING FOR EFFECTIVE DATE,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. The Honorable Senate concurs in Amendment No. 1.

2. That the following amendment be adopted: Page 3, lines 9 and 22. That the language "District Judge or associate district" be stricken as it appears on each of these lines.

FOR THE SENATE: Gee, Grantham, Garrett.

FOR THE HOUSE: Peterson, Boren, Cate.

The following CCR on SB 586 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 586, and Engrossed House Amendments thereto, Entitled:

AN ACT RELATING TO CIVIL PROCEDURE; AMENDING 12 O. S. 1961, § 153, AS AMENDED BY SECTION 1, CHAPTER 355, O. S. L. 1967; PRESCRIBING REQUISITES OF SUMMONS, PROVIDING SUMMONS MAY BE SERVED BY SHERIFF OR BY MAIL BY COURT CLERK AND RESTRICTING AMOUNT FOR WHICH JUDGMENT MAY BE TAKEN TO ACCORD WITH THE AMOUNT ENDORSED; REPEALING 12 O. S. 1961, § 160; 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. The Honorable House recedes from Amendment No. 1.

FOR THE SENATE: Gee, Short, Smalley.

FOR THE HOUSE: Sparkman, Bamberger, McCune.

As provided under the Smalley motion, the Senate was declared adjourned until 9:01 a.m., tomorrow.

Fifty-ninth Legislative Day

Thursday, April 11, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Baggett, Martin, Payne, Stansberry.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Gee, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Alvin Krumrey.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 996, 1221, 1281 and HJR 538, as amended.

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 540.

The above numbered Bill, as amended in Conference, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 69—Coauthored by entire House Membership.

The above numbered Resolution 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 343 and 530.

The above numbered Bills as amended in Conference, were referred for enrollment.

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 1248.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on HB 1248 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1248, and Engrossed Senate Amendments thereto, by Bernard, entitled:

AN ACT RELATING TO INSURANCE; AMENDING PARAGRAPH A OF 36 O. S. 1961, § 321, AS AMENDED BY SECTION 6, CHAPTER 60, O. S. L. 1965, AND BY SECTION 1, CHAPTER 389, O. S. L. 1967; PRESCRIBING FEES AND CHARGES; 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 following conference committee substitute be adopted:

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 1248—By Bernard.

AN ACT RELATING TO INSURANCE; AMENDING PARAGRAPH A OF 36 O. S. 1961, § 321, AS AMENDED BY SECTION 6, CHAPTER 60, O. S. L. 1965, AND BY SECTION 1, CHAPTER 389, O. S. L. 1967; PRESCRIBING FEES AND CHARGES; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Paragraph A of 36 O. S. 1961, § 321, as amended by Section 6, Chapter 60, O. S. L. 1965, and by Section 1, Chapter 389, O. S. L. 1967, is amended to read as follows:

A. The Insurance Commissioner shall collect in advance the following fees and licenses:

1. For filing charter documents:

(a) Original charter documents, articles of incorporation, bylaws, or record of organization of alien or foreign insurers, or certified copies thereof - \$ 30.00

2. Certificate of Authority:

(a) Issuance:

Fraternal benefit societies,
alien or foreign ----- 100.00

Hospital services and medical indemnity corporations,
alien or foreign ----- 100.00

All other alien or foreign insurers ----- 100.00

(b) Renewal:

Fraternal benefit societies,
alien or foreign ----- 100.00

Hospital services and medical indemnity corporations,
alien or foreign ----- 100.00

All other alien or foreign insurers ----- 100.00

3. For filing appointment of Insurance Commissioner as agent for service of process ---- 3.00

4. Miscellaneous:

(a) Certificate of Commissioner, under seal ----- 1.00

(b) Agent's Study Manual ---- **[1.00]**

LIFE, ACCIDENT & HEALTH ----- 2.00

PROPERTY, CASUALTY, ACCIDENT AND HEALTH ----- 3.00

(c) Copies of records, per page ----- .40

(d) Amended charter documents, articles of incorporation or bylaws of alien or foreign insurers ----- 3.00

5. Examination for license, agents and solicitors:

(a) For each examination covering laws and one kind of insurance ----- 5.00

(b) For each examination covering laws and two or more kinds of insurance ----- 10.00

(c) For the purpose of this section an application for an examination to cover life and accident and health insurance to be written for a life insurance company shall be consid-

ered to cover only one kind of insurance and the fee for such examination shall be ----- 5.00

6. Licenses:

(a) Agent's license issued pursuant to Article 13 of this Code, each year ----- 5.00

(b) Solicitor's license, each year ----- 5.00

(c) Limited license as travel insurance agent, each year ----- 2.00

(d) Temporary license as agent ----- 2.00

(e) Adjuster's license, each year ----- 5.00

(f) Managing general agent's license, each year ----- 5.00

(g) Service representative's license, each year ----- 5.00

(h) Surplus line broker's license, each year ----- 10.00

(i) Insurance vending machine, each machine, each year ----- 10.00

7. Filing notice of appointment of agent by alien or foreign insurer, each agent, each year ----- 2.00

8. Filing notice of appointment of agent by domestic insurer, each agent, each year --- 1.00

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

FOR THE HOUSE: Bernard, Greenhaw, Mountford.

FOR THE SENATE: Field, Smith.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1138 and 1157 each correctly engrossed.

SBs 315, 599 and 741 each correctly enrolled.

Engrossed SAs to and Engrossed HBs 1138 and 1157, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 315, 599 and 741 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SJR 69—Committee on Committees and Rules.

SJR 70—Committee on Committees and Rules.

RESOLUTIONS

SCR 70 by Garrison was introduced and read as follows:

A Concurrent Resolution recognizing the importance and value of libraries to our State and citizens; noting the observance of National Library Week 1968; giving support and encouragement to the libraries of the State; and directing distribution of the Resolution.

By unanimous consent, upon request of Senator Garrison, all other members of the Senate were made coauthors of the Resolution.

SCR 70, as coauthored, was read at length, adopted upon motion of Senator Garrison, and ordered referred for engrossment.

SR 90 by Smith was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 90—By Smith.

A Resolution directing the State Board of Affairs to reserve the North Circle of the Oklahoma State Capitol grounds for parking space for members of the Oklahoma State Senate; and directing the Capitol Police to enforce same.

BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the State Board of Public Affairs be and is hereby directed to reserve the north circle, in the vicinity of the north door of the Oklahoma State Capitol Building for vehicles used by members of the Oklahoma State Senate and require the Capitol Police to enforce same.

SECTION 2. That copies of this Resolution, after consideration and enrollment be distributed to the State Board of Public Affairs.

SR 91 by Selman was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 91—By Selman.

A Resolution directing the Executive Committee of the State Legislative Council to refer to the appropriate standing committee for interim study State Statutes relating to bail bonds and requiring a report; and directing court clerks and prosecutors to render assistance to the committee.

WHEREAS, upon numerous occasions newspapers of Oklahoma City, Tulsa, and other cities have printed news items and feature stories to the effect that prosecutors allege present bail bond statutes are either unworkable or inadequate; and

WHEREAS, the Tulsa Tribune of April 9, 1968, in an editorial entitled "Bail Bond Mess" reported that it not only is possible, but one person actually has recently secured approximately Three Hundred and Eighty Thousand Dollars (\$380,000.00) of bail bonds against one property worth approximately Thirty-two Thousand Dollars (\$32,000.00); and

WHEREAS, it appears that the present statutes concerning bail bonds are in need of revision.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE

SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council is hereby directed to refer to the appropriate standing committee for interim study the review of present statutes of Oklahoma relative to bail bonds and prepare such recommendations as may be desirable for the proper function and workability of bail bonds, and file report with the Executive Committee of the Legislative Council of the First Session of the Thirty-Second Oklahoma Legislature.

SECTION 2. That the several court clerks and district attorneys of this State are directed to provide such information and assistance as the committee may require.

SCR 71 by Stipe of the Senate and Jones of the House was introduced and considered.

Senator Massad asked unanimous consent, which was granted, that all other members of the Senate be made coauthors of the Resolution, which was the order.

SCR 71, as coauthored, was read at length as follows, adopted upon motion of Senator Stipe and ordered referred for engrossment:

SCR 71—By Stipe, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams and Young of the Senate and Jones of the House.

A CONCURRENT RESOLUTION MEMORIALIZING THE UNITED STATES SECRETARY OF AGRICULTURE, THE DEPARTMENT OF AGRICULTURE, AND THE OKLAHOMA CONGRESSIONAL DELEGATION TO THE UNITED STATES CONGRESS TO SEEK A SUB-

STANTIAL REDUCTION IN THIS NATION'S IMPORTS OF CATTLE AND BEEF; AND DIRECTING DISTRIBUTION.

WHEREAS, the economy of this State is in large manner dependent upon agriculture, including the production of cattle or beef; and

WHEREAS, imports to this country of cattle or beef operate to make the supply thereof more disproportionate to the demand to the disadvantage of cattle and beef producers in this country when the domestic supply is at a high; and

WHEREAS, the supply of cattle and beef in this Nation is now near peak numbers, and there are within this State so many cattle as to number in excess of one million, nine hundred and twenty-three thousand (1,923,000); and

WHEREAS, sixty-five percent (65%) of the cattle owners in this State are possessed of herds smaller than fifty (50) head of cattle, it appears inequitable that the demand for their product be depressed as a result of imports.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That the Secretary of Agriculture and the Department of Agriculture of the United States of America and the Oklahoma Delegation to the United States Congress are hereby memorialized to seek a substantial reduction in imports of cattle and beef to this country.

SECTION 2. That duly authenticated copies of this Resolution be forwarded to the Secretary of Agriculture and the Department of Agriculture of the United States of America, and to each member of the Oklahoma Delegation to the Congress of the United States of America.

UNANIMOUS CONSENT REQUEST

Senator Terrill, pursuant to the Smalley motion submitted on the last legislative day, asked unanimous consent that consideration of **HJR 505** be deferred temporarily, which was the order.

GENERAL ORDER

HB 981 by Thompson of the House and Garrison, Gee, Baggett, Short, McGraw and Ham of the Senate was read and considered.

Senator Luton asked to be made co-author of **HB 981**, which was the order.

Senator Ham moved to amend **HB 981**, page 2, line 15 by striking line 15, and on line 17 by inserting the letter "a" after the figure "2", which amendment was declared adopted.

Upon motion of Senator Garrison, **HB 981**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 981**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 981 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Keels.—1.

Excused: Baggett, Field, Martin, Payne, Stansberry.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Keels.—1.

Excused: Baggett, Field, Martin, Payne, Stansberry.—5.

The emergency was declared passed.

HB 981, as amended, was referred for engrossment.

Senator Garrison asked unanimous consent, which was granted, that **HB 981** be ordered engrossed to reflect the coauthors as shown on the Committee Substitute therefor, printed under date of April 9, 1968.

Senator Baggett asked to be shown present, which was the order.

GENERAL ORDER

HB 1273 by Smith (E. W.) of the House and Birdsong of the Senate was read and considered.

Senator Birdsong moved to amend **HB 1273**, page 2, line 9 by adding after the word "day" the sentence "No person shall be eligible to take the examination for an Operator's License unless such person be at least seventeen (17) years of age or a High School graduate", which amendment was declared adopted.

Upon motion of Senator Birdsong, **HB 1273**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **HB 1273**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1273 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Field, Martin, Payne, Stansberry.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Field, Martin, Payne, Stansberry.—4.

The emergency was declared passed.

HB 1273, as amended, was referred for engrossment.

Senators Payne and Stansberry asked to be shown present, which was the order.

GENERAL ORDER

HB 1176 by Howard of the House and Findeiss of the Senate was read and considered.

Senator Ferrell asked to be made co-author of **HB 1176**, which was the order.

Senator Findeiss moved to amend **HB 1176**, page 5, line 18 by striking after the word "receiver" and before the word "shall", on line 1, page 6, the words

"after the payment of court costs", which amendment was declared adopted.

President Pro Tempore McSpadden presiding.

Senator Smith moved to amend **HB 1176**, page 2, line 2, by striking after the word "own" and before the word "interest" the word "an" and substituting the words "a majority", which amendment was declared adopted.

Senator Smith moved to amend **HB 1176**, page 2, line 2, by inserting after the word "own" and before the word "a" the words "in the aggregate", which amendment was declared adopted.

Senator Massad moved to amend **HB 1176**, page 6, line 9½ by adding a new Section 4 as follows: "There is hereby levied a tax of ten cents (10c) per acre per year on all non-producing interests which have been severed from the surface interests. Said tax shall be due and payable as ad valorem taxes. In the event the owner of non-producing severed interests fails or refuses to pay said tax for three (3) successive years, then such non-producing several mineral interests shall be sold in the same manner as provided by law for sale of land for delinquent ad valorem taxes" and by renumbering the succeeding sections accordingly, which amendment was tabled upon motion of Senator Findeiss upon roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Graves, Ham, Horn, Luton, McGraw, Massey, Murphy, Romang, Selman, Short, Smith, Stansberry, Young.—22.

Nay: Birdsong, Boecher, Dacus, Field, Garrett, Grantham, Hamilton, Holden, Howard, Keels, McClendon, McSpadden, Massad, Miller, Nichols, Payne, Smalley, Taliaferro, Terrill, Williams.—20.

Excused: Baggett, Bradley, Hargrave, Martin, Porter, Stipe.—6.

Senator Baldwin moved to amend **HB 1176**, page 2, line 2, by striking the words

"lands or in the", which amendment was declared adopted.

Senator Field moved to amend **HB 1176**, page 6, line 9½ by adding a new Section as follows: "However, if only a portion of the land covered by any oil and gas lease is included within a drilling and spacing unit or units established by the commission, said lease will be extended beyond the primary term thereof by production from said drilling and spacing unit or units only as to that portion of the land included within the drilling and spacing unit or units upon which a well has been drilled and is producing; and provided further that the oil and gas lease will be severed into separate oil and gas leases one (1) covering those lands included within the drilling and spacing unit or units upon which a well has been drilled and is producing, and the other covering the remaining portion of said lands included within said oil and gas lease not included within a drilling and spacing unit or units upon which a well has been drilled and is producing.", which amendment was tabled upon motion of Senator Garrison.

Upon motion of Senator Findeiss, **HB 1176**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Findeiss, **HB 1176**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1176 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Field, Hamilton, Massad, Murphy, Smith, Stipe.—6.

Excused: Baldwin, Berrong, Hargrave, Martin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Nay: Field, Hamilton, Massad, Murphy, Smith, Stipe.—6.

Excused: Baldwin, Berrong, Hargrave, Martin.—4.

The emergency was declared passed.

HB 1176, as amended, was referred for engrossment.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 985, 1017, 1050, 1052, 1245** and **HJR 541** and **561**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 315, 599** and **741**.

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

HB 1200 by Cate of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1200** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1200** was placed upon third reading and final passage.

THIRD READING

HB 1200 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Ferrell, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—40.

Nay: Dacus, Field.—2.

Excused: Bradley, Garrison, Hargrave, Martin, Massey, Young.—6.

The bill was declared passed.

HB 1200 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1191 by Spearman, et al, of the House and Romang and Gee of the Senate was read and considered.

Senator Nichols moved to amend **HB 1191**, page 4, line 1 by striking after the word "treasurer" and before the word "who" all the language therein and amending the Title to conform thereto.

Senator Gee moved to table the Nichols amendment, which motion failed of adoption upon a roll call as follows:

Aye: Berry, Dacus, Ferrell, Field, Gee, Grantham, Graves, Ham, Hamilton, Horn, McClendon, McSpadden, Massad, Massey, Miller, Stipe, Taliaferro, Terrill, Young.—19.

Nay: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Findeiss, Garrett, Garrison, Howard, Keels, Luton, McGraw, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Williams.—21.

Excused: Boecher, Bradley, Hargrave, Holden, Martin, Murphy, Payne, Smalley.—8.

Senator Terrill moved that the Senate stand recessed until 1:30 p.m., which motion was declared adopted.

*

At 1:30 p.m., the Senate reassembled with President Pro Tempore McSpadden presiding.

Senator Terrill asked unanimous consent that consideration of **HB 1191**, together with pending amendments thereto, be deferred temporarily, which was the order.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Terrill, on behalf of Senator Short, the Conference Committee Report on **SB 135** was declared adopted.

SB 135, 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: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Breckinridge, Da-
cus, Ferrell Field, Garrett, Garrison, Gee,
Grantham, Graves, Hamilton, Holden,
Howard, Keels, Luton, McSpadden, Mas-
sey, Miller, Murphy, Nichols, Payne, Ro-
mang, Selman, Short, Taliaferro, Terrill,
Williams, Young.—33.

Nay: Smith.—1.

Excused: Boecher, Bradley, Findeiss,
Ham, Hargrave, Horn, McClendon, Mc-
Graw, Martin, Massad, Porter, Smalley,
Stansberry, Stipe.—14.

The Bill as amended in Conference, was declared passed.

SB 135, together with Conference Com-
mittee Report thereon, was ordered with-
held pursuant to Rule 20-c.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 540, 783 and 1146 each correctly engrossed.

SJR 46, 49, 68 and SR 89 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 540, 783 and 1146**, as amended, were prop-

erly signed and ordered returned to the Honorable House.

Enrolled **SJR 46, 49 and 68** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 89** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1191 was considered further.

Senator Nichols, as a substitute for his pending amendment, moved to amend **HB 1191**, page 5, line 5½ by inserting the following new Sections 2, 3 and 4: "Section 2. The office of county superintendent of schools in and for each county in Oklahoma is hereby abolished effective as of the last day of the current term of such office on the day before the first Monday in July of 1969. Section 3. The functions and duties of the office of county superintendent of schools is hereby made the responsibility of the State Board of Education. Section 4. 70 O. S. 1961, § 3-1 through 3-7, 35a, 35b and 35c, and all other laws or parts of laws in conflict herewith are hereby repealed."

Senator Hamilton moved that **HB 1191** be ordered stricken from the Calendar, which motion was tabled upon motion of Senator Garrison upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Berry, Birdsong, Breckinridge, Fer-
rell, Findeiss, Garrett, Garrison, Gee,
Grantham, Howard, Keels, Luton, Nich-
ols, Romang, Selman, Short, Smith, Talia-
ferro, Terrill, Williams.—24.

Nay: Dacus, Field, Graves, Ham, Ham-
ilton, Horn, McClendon, McSpadden, Mas-
sey, Miller, Payne, Young.—12.

Excused: Boecher, Bradley, Hargrave,
Holden, McGraw, Martin, Massad, Mur-
phy, Porter, Smalley, Stansberry, Stipe.
—12.

Senator Gee moved that the previous

question be now put, which motion was declared adopted.

The vote occurring upon the Nichols amendment, it was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Breckinridge, Ferrell, Fin-deiss, Garrett, Garrison, Howard, Keels, Luton, Nichols, Porter, Romang, Selman, Short, Williams.—19.

Nay: Berry, Dacus, Field, Gee, Gran-tham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Massad, Massey, Miller, Murphy, Smith, Stipe, Taliaferro, Terrill.—20.

Excused: Boecher, Bradley, Hargrave, McGraw, Martin, Payne, Smalley, Stans-berry, Young.—9.

Upon motion of Senator Romang, **HB 1191** was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **HB 1191** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1191 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Breckinridge, Da-cus, Ferrell, Field, Findeiss, Garrett, Gar-rison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Boecher, Bradley, Hargrave, McGraw, Martin, Payne, Smalley, Stans-berry.—8.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Breckinridge, Da-cus, Ferrell, Field, Findeiss, Garrett, Gar-

rison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Boecher, Bradley, Hargrave, McGraw, Martin, Payne, Smalley, Stans-berry.—8.

The emergency was declared passed.

HB 1191, as amended, was referred for engrossment.

PENDING CONSIDERATION OF HAS

Senator Terrill moved that the Senate refuse to concur in **HAs** to **SB 569** and request the Honorable House to grant a conference thereon, which motion was de-clared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Con-ferees under **SB 569**: Smith, Hamilton and Gee.

PENDING CONSIDERATION OF HAS

Senator Terrill moved that the Senate refuse to concur in **HAs** to **SB 628** and request the H o n o r a b l e House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Con-ferees under **SB 628**: Howard, Nichols and Gee.

MESSAGE FROM THE HOUSE

Pursuant to Enrolled **HCR 582**, Enrolled **HB 1037** has been returned to the House for reconsideration; the House has re-considered Fourth Reading and signing of said Bill and transmits same to the Hon-orable Senate for further consideration.

MOTION

Pursuant to the request of the Honorable House, upon motion of Senator Miller, the Senate rescinded its fourth reading of **HB 1037**.

MOTION TO RECONSIDER VOTE

Senator Miller moved to reconsider the vote by which **HB 1037** passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Boecher, Bradley, Field, Hargrave, McGraw, Martin, Massad, Nichols, Smalley, Stansberry.—10.

Senator Miller moved to reconsider the vote by which the Emergency Section of **HB 1037** passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massey, Miller, Murphy, Payne, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Boecher, Bradley, Field, Hargrave, McGraw, Martin, Massad, Nichols, Smalley, Stansberry.—10.

THIRD READING

Upon motion of Senator Miller, the vote was reconsidered by which **HB 1037** was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Miller, the vote was reconsidered by which **HB 1037** was advanced to engrossment.

GENERAL ORDER

HB 1037 was considered further.

Senator Miller moved to amend **HB 1037**, page 3, line 9 by adding after the word "same" on line 9, and before the word "any" on line 14 the sentence, "It shall be the mandatory duty of the members of the State Election Board to adopt necessary rules and regulations to insure prompt compliance with the terms of this Act." and amending Title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Miller, **HB 1037**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 1037**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1037 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Berrong, Boecher, Bradley, Field, Hargrave, McGraw, Martin, Smalley, Stansberry.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang,

Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Berrong, Boecher, Bradley, Field, Hargrave, McGraw, Martin, Smalley, Stansberry.—10.

The emergency was declared passed.

HB 1037, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 52**—Coauthored by Clemons and Cate, as amended.

HAs to **SJR 52** read as follows:

AMENDMENT NO. 1. Amend Page 1, lines 22 and 23, by deleting the words and figures "One Hundred Six Million, Seven Hundred Ninety-three Thousand Dollars (\$106,793,000.00)" and inserting in lieu thereof the words and figures "Ninety-two Million, Two Hundred Eight Thousand Dollars (\$92,208,000.00)".

AMENDMENT NO. 2. Amend Page 1, line 32, after the word "institutions" insert the following: ", with an amount not to exceed One Million Dollars (\$1,000,000.00) to be allocated for the Oklahoma State University Technical Institute at Oklahoma City".

AMENDMENT NO. 3. Amend Page 1, line 32, by deleting the figures "46,000,000.00" and inserting in lieu thereof the figures "34,000,000.00".

AMENDMENT NO. 4. Amend Page 1, line 35, by deleting after the word "Oklahoma" the following language: "and a medical center to be constructed in Tulsa, Oklahoma".

AMENDMENT NO. 5. Amend Page 2, line 5, after the word "colleges" insert the words "in Tulsa and Midwest City and for other junior colleges which meet the criteria and conditions set up by the Oklahoma State Regents for Higher Education".

AMENDMENT NO. 6. Amend Page 2, Line 10, after the word "Hospital" insert

"and for constructing and equipping community mental health centers".

AMENDMENT NO. 7. Amend Page 2, Line 10, by deleting the figure "8,960,000.00" and inserting in lieu thereof the figure "8,000,000.00".

AMENDMENT NO. 8. Amend Page 2, Line 22, by deleting all of Lines 22 through 25.

AMENDMENT NO. 9. Amend Page 2, Line 30, by deleting all of Lines 30 and 31.

AMENDMENT NO. 10. Amend Page 3, Line 21, after the word "center" insert the words "and other capital improvements". Also on Line 21, after the word "Oklahoma" insert the following: ", \$1,000,000.00, and for constructing, renovating and equipping academic and vocational school facilities and other capital projects at Granite Reformatory \$750,000.00". Change total on Line 21 to read \$1,750,000.00" instead of \$3,000,000.00."

AMENDMENT NO. 11. Amend Page 3, Line 27, following "\$250,000.00" add the following: "and to the East Central Oklahoma Community Health and Social Service Center near Ada, Oklahoma, \$50,000.00".

AMENDMENT NO. 12. Amend Page 3, Line 27, by striking the figures \$500,000.00" and inserting in lieu thereof the figures "1,000,000.00".

AMENDMENT NO. 13. Amend Page 3, Line 28, by deleting all of this line.

AMENDMENT NO. 14. Amend Page 5, Section 2, Lines 2 and 3, by striking the words and figures "One Hundred Six Million, Seven Hundred Ninety-three Thousand Dollars (\$106,793,000.00)" and inserting in lieu thereof the words and figures "Ninety-two Million, Two Hundred Eight Thousand Dollars (\$92,208,000.00)".

Renumber all Lines accordingly.

PENDING CONSIDERATION OF HAS

Senator Terrill moved that the Senate refuse to concur in **HAs** to **SJR 52** and request the Honorable House to grant a

conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SJR 52**: Baggett, Nichols, Miller, Smalley and Smith.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 561**, as amended.

HAs to SB 561 read as follows:

AMENDMENT NO. 1. Amend Title as follows: Lines 8 and 9, delete the following words: "THE STATE DEPARTMENT OF VOCATIONAL EDUCATION".

AMENDMENT NO. 2. Amend Page 1, Line 16, by striking the enacting clause.

AMENDMENT NO. 3. Amend Page 2, Lines 1 and 2, and 12 and 13, by deleting the following words: "and the State Department of Vocational Education".

AMENDMENT NO. 4. Amend Page 2, Line 29, after the word "Building" and before the following comma, insert the words "and the State Capitol Building".

AMENDMENT NO. 5. Amend Page 3, Section 3, Lines 9 through 13, by striking all of Section 3, and renumbering the succeeding sections to conform.

AMENDMENT NO. 6. Amend Page 3, beginning at Line 19, by deleting all of Section 5 and renumber following Section.

And amend Title to conform.

PENDING CONSIDERATION OF HAS

Senator Terrill moved that the Senate refuse to concur in **HAs to SB 561** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 561**: Baggett, Nichols, Garrison, Boecher and Murphy.

GENERAL ORDER

HJR 505 by Poulos of the House and Murphy, Smith, Smalley, Howard, Breckinridge, Gee, Berrong and Baggett of the Senate was called up for further consideration.

Senator Murphy moved to amend **HJR 505** by deleting the "Murphy amendment", adopted on the fifty-seventh legislative day, from the Resolution and all reference in the Resolution to "homestead exemption" and amending the title to conform thereto.

Senator Baggett, as a substitute for the second Murphy amendment, moved to amend **HJR 505**, page 3, line 17½ by striking the new language only of the Murphy amendment previously adopted and substituting therefor the language "The homestead exemption from ad valorem taxation shall not apply to any tax levies made for or on behalf of school districts or for school purposes" and by amending the title of the Resolution and the ballot title to conform, which amendment was tabled upon motion of Senator Hamilton upon a roll call as follows:

Aye: Baldwin, Birdsong, Dacus, Ferrell, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Mas-sad, Massey, Payne, Porter, Romang, Stipe, Young.—19.

Nay: Atkinson, Baggett, Berry, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Howard, Keels, Murphy, Selman, Short, Smith, Taliaferro, Terrill, Williams.—18.

Excused: Berrong, Boecher, Bradley, Field, Hargrave, McGraw, Martin, Miller, Nichols, Smalley, Stansberry.—11.

Senator Gee was recognized to speak in relation to the Murphy amendment.

Senator Stipe moved that when the desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was overruled by the Chair, who stated that Senator Gee had not yet yielded the floor.

Senator Murphy asked unanimous consent to withdraw his amendment, to which Senator Stipe objected.

Senator Gee raised a point of order, which was sustained, stating that the withdrawal of an amendment does not require the consent of the Senate.

Senator Gee moved that **HJR 505** be advanced to engrossment.

Senator Stipe, as a point of order against the withdrawal of the amendment, stated that he was a coauthor of same.

Senator Stipe moved that the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared failed of adoption.

The vote occurring upon the Gee motion, it was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Baldwin, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Howard, Keels, Murphy, Romang, Selman, Short, Smith, Stansberry, Williams.—18.

Nay: Atkinson, Berry, Birdsong, Dacus, Graves, Ham, Hamilton, Horn, Luton, McClendon, McSpadden, Massad, Massey, Miller, Payne, Porter, Stipe, Taliaferro, Terrill, Young.—20.

Excused: Berrong, Boecher, Bradley, Field, Hargrave, Holden, McGraw, Martin, Nichols, Smalley.—10.

Senator Baldwin moved that **HJR 505** be ordered stricken from the Calendar.

Senator Ham, as a substitute, moved to recommit **HJR 505** to the Committee on Governmental Affairs with instructions to insert therein the Murphy amendment taking out all references to homestead exemption.

Senator Garrison moved that the previous question be now put.

Senator Ham asked unanimous consent which was granted, that consideration of his motion be deferred temporarily for the purpose of considering the Baldwin motion.

The vote occurring upon the Baldwin motion, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berry, Birdsong, Dacus, Ham, Hamilton, Horn, Luton, McClendon, Massad, Massey, Miller, Payne, Stipe, Taliaferro, Young.—16.

Nay: Atkinson, Baggett, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Howard, Keels, McSpadden, Murphy, Porter, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams.—22.

Excused: Berrong, Boecher, Bradley, Field, Hargrave, Holden, McGraw, Martin, Nichols, Smalley.—10.

Senator Ham asked for consideration of his motion.

Senator Baggett, as a prior motion, moved to recommit **HJR 505** to the Committee on Governmental Affairs without instructions, which motion was declared failed of adoption.

Senator Garrison, as a prior motion, moved that **HJR 505** be recommitted to the Judiciary Committee.

Senator Ham raised a point of order against consideration of the Garrison motion stating that it was not in writing, which motion Senator Garrison did not pursue.

Senator Garrison moved that **HJR 505** be advanced to engrossment.

Senator Stipe moved to table the Garrison motion.

Senator Ham, as a substitute for all pending motions, moved that the Senate stand adjourned until 10:00 a.m. Monday, which motion was declared failed of adoption.

The vote occurring on the Stipe motion, it was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Berry, Birdsong, Dacus, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Massad,

Massey, Miller, Porter, Stipe, Taliaferro, Young.—19.

Nay: Baggett, Baldwin, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Howard, Keels, Murphy, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams.—19.

Excused: Berrong, Boecher, Bradley, Field, Hargrave, McGraw, Martin, Nichols, Payne, Smalley.—10.

The vote occurring upon the Garrison motion, it was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Baldwin, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Howard, Keels, Murphy, Romang, Selman, Short, Smith, Stansberry, Williams.—18.

Nay: Atkinson, Berry, Birdsong, Dacus, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McSpadden, Massad, Massey, Miller, Porter, Stipe, Taliaferro, Terrill, Young.—20.

Excused: Berrong, Boecher, Bradley, Field, Hargrave, McGraw, Martin, Nichols, Payne, Smalley.—10.

Senator Baldwin moved that **HJR 505** be ordered stricken from the Calendar, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berry, Birdsong, Dacus, Ham, Hamilton, Horn, Luton, McClendon, McSpadden, Massad, Massey, Miller, Porter, Stipe, Taliaferro, Young.—17.

Nay: Atkinson, Baggett, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Keels, Murphy, Romang, Selman, Short, Smith, Stansberry, Terrill, Williams.—21.

Excused: Berrong, Boecher, Bradley, Field, Hargrave, McGraw, Martin, Nichols, Payne, Smalley.—10.

Senator Luton moved that further consideration of **HJR 505** be deferred at this time and that the Resolution be set for Special Order at 10:00 a.m., May 6, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berry, Birdsong, Dacus, Ham, Hamilton, Horn, Luton, McClendon, Massad, Massey, Miller, Porter, Stipe.—14.

Nay: Atkinson, Baggett, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Keels, McSpadden, Murphy, Romang, Selman, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—24.

Excused: Berrong, Boecher, Bradley, Field, Hargrave, McGraw, Martin, Nichols, Payne, Smalley.—10.

Senator Murphy moved that **HJR 505** be set for Special Order at 10:30 a.m., Monday, which motion was declared adopted.

RESOLUTION

By unanimous consent **SR 92** by Baldwin was introduced.

Senator Baldwin asked unanimous consent that all other members of the Senate be made coauthors of the Resolution, which was the order.

SR 92, as coauthored, was read at length as follows, adopted upon motion of Senator Baldwin and ordered referred for enrollment:

SR 92—By Baldwin and all other members of the Senate.

A Resolution commending the Honorable Donald Joe Greve upon his accomplishments in initiating and successfully carrying on, in several communities, businesses which add to the industrial growth of the state of Oklahoma, and expressing appreciation of his citizenship; and directing distribution.

WHEREAS, Donald Joe Greve, (Don Greve), has successfully founded and established Sequoyah Carpet Mills, Anadarko, Oklahoma, Sequoyah Furniture Manufacturing Company, Elk City, Oklahoma and Sequoyah Furniture and Bedding Manufacturing Company, Oklahoma City, Oklahoma and thereby afforded employment and source of livelihood to persons in said communities in the manu-

facture of products useful and beneficial to society in general; and

WHEREAS, said industries constitute a contribution to the economy of the State of Oklahoma, the endeavors of Donald Joe Greve should be noted and appreciation be expressed by this Body: and

WHEREAS, honor and credit have been brought the State of Oklahoma by its said citizen being selected by The United States Jaycees as one of America's Ten Outstanding Young Men of 1967, by his being selected by the National Council for Small Business Management Development as this Nation's Outstanding Small Businessman of 1966, and by the publication in numerous newspapers and magazines, including Reader's Digest, Parade Magazine and Together Magazine, feature stories of his work in industrial and community development; and

WHEREAS, Donald Joe Greve and his wife, Jan, the former Jan McGee, their daughter, Kim, and son, John, are people of whom this State should be rightly proud.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the sincere respect, admiration, appreciation and commendations of this Legislative Body are hereby tendered to the Honorable Donald Joe Greve (Don Greve) in recognition of his initiating and successfully carrying on in several communities in this State businesses which add to the industrial growth of the State of Oklahoma, and his exemplary citizenship of this State.

SECTION 2. That duly authenticated copies of this Resolution be prepared for and transmitted to Donald Joe Greve.

Senator Terrill moved that when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 291**—Coauthored by Connor, as amended.

HAs to SB 291 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 19, by adding after the word "exempted" and before the comma the language: "IN 47 O. S. 1961, § 6-102".

AMENDMENT NO. 2. Amend Page 2, Section 1, Line 12, by inserting after the period the language: "EXCEPT AS HEREINAFTER PROVIDED."

AMENDMENT NO. 3. Amend Page 2, Section 1, Lines 13 through 20 by changing the "comma" at the end of Line 13 to a "period" and striking all of the language on Lines 14 through the "period" on Line 20.

AMENDMENT NO. 4. Amend Page 2, Section 1, Lines 20 and 21 by striking the word "Every" and substituting the word "EACH" and striking the words "Commission agent or" after the word "EACH" on Line 20, and before the word "motor" on Line 21.

AMENDMENT NO. 5. Amend Page 2, Section 1, Lines 28 through 31, by striking all language after the word "Commission" on Line 28 through the word "Department" on Line 31, and substituting the words: "TO THE CREDIT OF THE GENERAL REVENUE FUND".

AMENDMENT NO. 6. Amend Page 2, Section 1, Line 31, by creating a new subsection (I) after the word "Department" to include all the subsequent language through Line 4 on Page 3, renumbering the subsequent subsections to conform.

AMENDMENT NO. 7. Amend Page 2, Section 1, Line 36 through Page 3, Line 4, by striking all language after the word "Treasurer" to the end of the paragraph and substitute the following: "TO THE CREDIT OF THE GENERAL REVENUE FUND".

AMENDMENT NO. 8. Amend Page 3,

new subsection (k), Line 15, by changing the “(i)” to “(J)”.

Amend TITLE to conform.

MEASURES RELEASED

As provided under Rule 20-c, **HB 1200** was properly signed and ordered returned to the Honorable House.

SB 135, together with the **CCR** thereon, was ordered transmitted to the Honorable House for consideration.

As provided under the Terrill motion, the Senate was declared adjourned until 10:00 a.m., Monday, April 15, 1968.

Sixtieth Legislative Day

Monday, April 15, 1968

Pursuant to adjournment, the Senate was called to order by Senator Field, designated by President Pro Tempore McSpadden so to do.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Excused: Birdsong, McClendon.—2.

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Joe A. Dickens, Pastor of the John Calvin Presbyterian Church, Tulsa, Oklahoma.

The Journal for the last legislative day was declared approved.

President Pro Tempore McSpadden presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 70 and 71 and HBs 981, 1037, 1176, 1191 and 1273 each correctly engrossed.

SBs 343, 530, 540, SCR 69, SRs 90, 91 and 92 each correctly enrolled.

Engrossed SCRs 70 and 71 were proper-

ly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 981, 1037, 1176, 1191 and 1273, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 343, 530 and 540 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 69 was properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

Enrolled SRs 90, 91 and 92 were properly signed and ordered transmitted to the Secretary of State.

President Nigh presiding.

PENDING SENATE ACTION

HCR 560 by Hatchett, et al, of the House and Massad of the Senate was called up for consideration.

Senator Miller asked to be made co-author of the Resolution, which was the order.

Upon motion of Senator Massad, further consideration of HCR 560, as coauthored, was deferred for this legislative day.

HCR 584 by Goodfellow, et al, of the House and Baldwin of the Senate was called up for consideration.

HCR 584 was read at length, adopted upon motion of Senator Baldwin, properly signed and ordered returned to the Honorable House.

HCR 583 by Bradley, et al, of the House and Martin of the Senate was called up for consideration.

Senator Martin asked unanimous con-

sent, which was granted, that all other members of the Senate be added as co-authors of the Resolution.

HCR 583, as coauthored, was read at length, and adopted upon motion of Senator Martin.

HCR 583 was properly signed and ordered returned to the Honorable House.

HCR 580 by Boren, et al, of the House and Nichols of the Senate was taken up for consideration.

Senator Hargrave asked to be made co-author of the Resolution, which was the order.

HCR 580, as coauthored, was read at length and adopted upon motion of Senator Nichols.

HCR 580 was properly signed and ordered returned to the Honorable House.

RESOLUTION

SR 93 by Baldwin was introduced.

Senator Baldwin asked unanimous consent, which was granted, that all other members of the Senate be added as co-authors of the Resolution.

SR 93, as coauthored, was read at length as follows, adopted upon motion of Senator Baldwin, and ordered referred for enrollment:

SR 93—By Baldwin, Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A Resolution congratulating the Oklahoma College of Liberal Arts in securing Dr. Robert L. Martin as its president; commending and congratulating Dr. Martin on his many talents and accomplishments; and directing distribution.

WHEREAS, the Oklahoma College of

Liberal Arts is one of the great institutions of higher learning in the State of Oklahoma; and

WHEREAS, the foresight and the emphasis upon academic excellence that exist at this institution is exemplified by the recent appointment of Dr. Robert L. Martin as its President; and

WHEREAS, Dr. Martin is a man of many interests, talents and accomplishments; and

WHEREAS, his career as a scholar and an educator is second to none; and

WHEREAS, he is a man who is also interested and participates actively in religious and community affairs; and

WHEREAS, the Oklahoma College of Liberal Arts and the entire State of Oklahoma is indeed fortunate to have the opportunity of installing Dr. Martin as the President of this fine institution of higher education.

Now, therefore, be it resolved by the Senate of the Second Session of the Thirty-first Oklahoma Legislature:

SECTION 1. That the Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby congratulate the Oklahoma College of Liberal Arts in obtaining Dr. Robert L. Martin as President of the Oklahoma College of Liberal Arts, and does hereby commend and congratulate Dr. Martin for his many talents and accomplishments.

SECTION 2. That a duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared for and presented to Dr. Robert L. Martin.

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

*

The Senate reassembled in open session with President Nigh 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 Dr. WILLA STRONG, of McAlester, as member, Oklahoma Human Rights Commission, to serve a three (3) year term ending July 15, 1969, and effective upon Senate confirmation. Dr. Strong succeeds Dr. Bellamy.

The Senate, in executive session and upon motion of Senator Howard, advised and consented to the confirmation of the executive nomination of R. C. STOOPS, of Tulsa, as member, Wage and Hour Commission, to serve a four (4) year term ending co-terminously with the appointing Governor, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of President Pro Tempore McSpadden, advised and consented to the confirmation of the executive nomination of NORMAN CLAWSON, of Claremore, as member, Oklahoma Industrial Finance Authority, to serve the remainder of a six (6) year term ending October 11, 1968, and effective upon Senate confirmation. Mr. Clawson succeeds Mr. Beesley, who resigned.

The Senate, in executive session and upon motion of Senator Smith, advised and consented to the confirmation of ARTHUR E. RUBIN, of Tulsa, as member, Oklahoma Industrial Finance Authority, to serve a remaining six (6) year term ending October 11, 1967 and effective upon Senate confirmation. Mr. Rubin succeeds Mr. Stephenson.

The Senate, in executive session and upon motion of Senator Smith, advised and consented to the confirmation of ARTHUR E. RUBIN, of Tulsa, as member, Oklahoma Industrial Finance Authority, to serve a six (6) year term ending October 11, 1973, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Gee, advised and consented to the confirmation of Judge R. W. SMITH, of Miami, as member,

Court of Bank Review, to serve a two (2) year term ending June 1, 1969, and effective upon Senate confirmation. Judge Smith succeeds Judge Miracle.

The Senate, in executive session and upon motion of Senator Smith, advised and consented to the confirmation of the executive nomination of GLENN Z. REYNOLDS, of Tulsa, as member, Liquefied Petroleum Board, to serve a four (4) year term ending June 30, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Smith, advised and consented to the confirmation of the executive nomination of CHARLES McCUNE, of Tulsa, as member, Securities Commission, to serve a six (6) year term ending July 17, 1973, and effective upon Senate confirmation. Mr. McCune succeeds himself.

The Senate, in executive session and upon motion of Senator Field, advised and consented to the confirmation of ROY HANES, of Keyes, Oklahoma, as member, Board of Agriculture, to serve a five (5) year term ending April 26, 1971, and effective upon Senate confirmation. Mr. Hanes succeeds Mr. Jeffries.

The Senate, in executive session and upon motion of Senator Massad, advised and consented to the confirmation of CARL HATTON, of Altus, as member, LPG Board, to serve a four (4) year term ending June 30, 1971, and effective upon Senate confirmation. Mr. Hatton succeeds Ersu Kiker.

The Senate, in executive session and upon motion of Senator Luton, advised and consented to the confirmation of the executive nomination of ELMER E. HOFFMAN, Jr., of Muskogee, as member, CPA Board, to serve a five (5) year term ending June 30, 1972, and effective upon Senate confirmation. Mr. Hoffman succeeds Mr. Frank Ephriam.

The Senate, in executive session and upon motion of Senator McGraw, advised and consented to the confirmation of ex-

ecutive nomination of HOWARD G. BARNETT, of Tulsa, as member, Banking Board, to serve a six (6) year term ending June 1, 1973, effective upon Senate confirmation. Mr. Barnett succeeds himself.

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of Colonel RALPH L. STEVENSON, of Norman, as Director, Oklahoma Alcoholic Control Board, to serve at the pleasure of the Board, and effective upon Senate confirmation. Colonel Stevenson succeeds Mr. Parham, who resigned.

The Senate, in executive session and upon motion of Senator Williams, advised and consented to the confirmation of the executive nomination of L. W. JOHNSON, Jr., of Woodward, as member, Wage and Hour Commission, to serve a four (4) year term ending co-terminuously with the appointing Governor and effective upon Senate confirmation. Mr. Johnson succeeds Mr. Propst.

The Senate, in executive session and upon motion of Senator Luton, advised and consented to the confirmation of the executive nomination of JOHN GRIFFIN, of Muskogee, as member, Industrial Development and Parks Commission to serve a six (6) year term ending August 1, 1973, and effective upon Senate confirmation. Mr. Griffin succeeds himself.

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of the executive nomination of RICHARD G. TAFT, of Norman, as member, State Board of Corrections, to serve a six (6) year term ending March 15, 1973, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Holden, advised and consented to the confirmation of the executive nomination of G. D. McENROE, of Duncan, as member, State Board of Corrections, to serve a two (2) year

term ending March 15, 1969, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Luton, advised and consented to the confirmation of the executive nomination of HERMAN E. DUNCAN, of Muskogee, as member, Regents for A&M Colleges, to serve an eight (8) year term ending April 12, 1975, and effective upon Senate confirmation. Mr. Duncan succeeds O. L. Lackey.

The Senate, in executive session and upon motion of Senator McGraw, advised and consented to the confirmation of the executive nomination of BOB LENGACHER, of Tulsa, as member, Board of Regents—OMA, to serve a five (5) year term ending June 30, 1972, and effective upon Senate confirmation. Mr. Lengacher succeeds himself.

The Senate, in executive session and upon motion of Senator Smith, advised and consented to the confirmation of the executive nomination of Mrs. EARL (Mary) CHERRY, of Tulsa, as Member, Board of Regents, Oklahoma Colleges, to serve a nine (9) year term ending June 10, 1976, and effective upon Senate confirmation. Mrs. Cherry succeeds Merle Jennings.

The Senate, in executive session and upon motion of Senator Martin, advised and consented to the confirmation of the executive nomination of J. CLAUDE BRANNON, of Marietta, as member, Soil Conservation Board, to serve a five (5) year term ending June 30, 1972, and effective upon Senate confirmation. Mr. Brannon succeeds himself.

The Senate, in executive session and upon motion of Senator Ferrell, advised and consented to the confirmation of the executive nomination of CHARLES GERLACH, of Guthrie, as member, State Library Board, to serve the remainder of a three (3) year term ending July 1, 1969, and effective upon Senate confirmation. Mr. Gerlach succeeds Mrs. Milburn, who resigned.

The Senate, in executive session and upon motion of Senator Selman, advised and consented to the confirmation of the executive nomination of JOHN BENNETT SHAW, of Tulsa, as member, Library Board, to serve a two (2) year term ending July 1, 1969, and effective upon Senate confirmation. Mr. Shaw succeeds himself.

The Senate, in executive session and upon motion of Senator Miller, advised and consented to the confirmation of the executive nomination of Dr. CHARLES F. SPENCER, of Ada, as member, Oklahoma Educational Television Authority, to serve a seven (7) year term ending June 30, 1973, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Ferrell, advised and consented to the confirmation of the executive nomination of Mrs. O. C. BURROW, of Guthrie, as member, Oklahoma Educational Television Authority, to serve a seven (7) year term ending June 30, 1972, and effective upon Senate confirmation. Mrs. Burrow succeeds Mrs. Kobs.

The Senate, in executive session and upon motion of Senator McGraw, advised and consented to the confirmation of the executive nomination of PAT MALLOY, of Tulsa, as member, State Board of Corrections, to serve a four (4) year term ending March 15, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Findeiss, advised and consented to the confirmation of the executive nomination of JAMES GILL, of Oklahoma City, as member, State Board of Corrections, to serve a six (6) year term ending March 15, 1973, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the executive nomination of Dr. LLOYD CHURCH, of Wilburton, as member, Oklahoma Water Resources Board, to serve a

seven (7) year term ending May 14, 1974, and effective upon Senate confirmation. Dr. Church succeeds himself.

The Senate, in executive session and upon motion of Senator Miller, advised and consented to the confirmation of the executive nomination of WILLIAM VERDO HOOKER, of Ada, as member, State Board of Registration for Foresters, to serve a remaining five (5) year term ending June 1, 1969, and effective upon Senate confirmation. Mr. Hooker succeeds Mr. Trompler.

The Senate, in executive session and upon motion of Senator Young, advised and consented to the confirmation of the executive nomination of R. R. KIRCHNER, of Bristow, as member, Educational Television Authority, to serve a remaining seven (7) year term ending June 30, 1968, and effective upon Senate confirmation. Mr. Kirchner succeeds Mr. Stevens.

The Senate, in executive session and upon motion of Senator Breckinridge, advised and consented to the confirmation of the executive nomination of GEORGE STEVENS, of Tulsa, as member, Oklahoma Industrial Development and Park Commission, to serve a seven (7) year term ending August 1, 1972, and effective upon Senate confirmation. Mr. Stevens succeeds Mr. Malzahn.

The Senate, in executive session and upon motion of Senator Breckinridge, advised and consented to the confirmation of the executive nomination of JAMES D. JOHNSON, of Broken Arrow, as member, Indian Affairs Commission, to serve a three (3) year term ending August 15, 1970, and effective upon Senate confirmation. Mr. Johnson is an initial appointee to the new Indian Affairs Commission. (Re: SB 69).

The Senate, in executive session and upon motion of Senator Breckinridge, advised and consented to the confirmation of the executive nomination of KENNETH ANQUOE, of Tulsa, as member, Indian Affairs Commission, to serve a two (2)

year term ending August 15, 1969, effective upon Senate confirmation. Mr. Anquoe is an initial appointee to the new Indian Affairs Commission. (Re: SB 69).

The Senate, in executive session and upon motion of Senator Baldwin, advised and consented to the confirmation of the executive nomination of GEORGE MORAN, of Anadarko, as member, Indian Affairs Commission, to serve a one (1) year term ending August 15, 1968, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of the executive nomination of ROBERT L. MILLER, of Norman, as member, Indian Affairs Commission, to serve a two (2) year term ending August 15, 1969, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Berrong, advised and consented to the confirmation of the executive nomination of LAWRENCE HART, of Clinton, as member, Oklahoma Indian Affairs Commission, to serve the remainder of a two (2) year term ending August 15, 1969, and effective upon Senate confirmation. Mr. Hart succeeds Mr. Shunatona, who resigned.

The Senate, in executive session and upon motion of Senator Massad, advised and consented to the confirmation of the executive nomination of LAWRENCE TOMAH, Jr., of Walters, as member, Oklahoma Indian Affairs Commission, to serve a one (1) year term ending August 13, 1968, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Grantham, advised and consented to the confirmation of the executive nomination of ETHAN GRAHAM, of Blackwell, as member, State Board of Corrections, to serve the remainder of a two (2) year term ending March 15, 1969, and effective upon Senate confirmation. Mr. Graham succeeds Mr. Kelly, who resigned.

The Senate, in executive session and upon motion of Senator Terrill, advised and consented to the confirmation of the executive nomination of BENJAMIN O. FLOWERS, of Lawton, as member, Air Pollution Council, to serve a six (6) year term ending June 15, 1973, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Breckinridge, advised and consented to the confirmation of JESS HIGHTOWER, of Tulsa, as member, Air Pollution Council, to serve a seven (7) year term ending June 15, 1974, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Grantham, advised and consented to the confirmation of the executive nomination of Dr. JIM KIRK, of Ponca City, as member, Air Pollution Council, to serve a three (3) year term ending June 15, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Baldwin, advised and consented to the confirmation of the executive nomination of LOYN MARVEL, of Anadarko, as member, Air Pollution Council, to serve a one (1) year term ending June 15, 1968, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Murphy, advised and consented to the confirmation of the executive nomination of Dr. RAYMOND MILLS, of Stillwater, as member, Air Pollution Council, to serve a two (2) year term ending June 15, 1969, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Garrison advised and consented to the confirmation of the executive nomination of W. A. ROBERTS, Jr., of Bartlesville, as member, Air Pollution Council, to serve a four (4) year term ending June 15, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Stipe, advised and

consented to the confirmation of the executive nomination of HAROLD TOAZ, of Kiowa, as member, State Board of Health, to serve a nine (9) year term ending June 30, 1975, and effective upon Senate confirmation. Mr. Toaz succeeds Dr. Robert Loftin.

The Senate, in executive session and upon motion of Senator Romang, advised and consented to the confirmation of the executive nomination of OTHO WHITE-NECK, of Enid, as member, State Board of Health, to serve a nine (9) year term ending June 30, 1976, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Massad, advised and consented to the confirmation of the executive nomination of J. F. SOUTHALL, of Altus, as member, Fire Marshal Commission, to serve a five (5) year term ending July 1, 1972, and effective upon Senate confirmation. Mr. Southall succeeds himself.

The Senate, in executive session and upon motion of Senator Smith, advised and consented to the confirmation of the executive nomination of Mrs. MARY DEMAREE, of Tulsa, as member, Board of Electrology, to serve a three (3) year term ending May 10, 1970, and effective upon Senate confirmation. Mrs. Demaree succeeds Mrs. Stines.

The Senate, in executive session and upon motion of Senator Williams, advised and consented to the confirmation of the executive nomination of R. H. BURG-TORF, of Shattuck, as member, State Board of Electrology, to serve a three (3) year term ending May 10, 1970, and effective upon Senate confirmation. Mr. Burgtorf succeeds Mrs. Bell.

The Senate, in executive session and upon motion of Senator Garrison, advised and consented to the confirmation of ROY HUGHES, of Bartlesville, as member, Motor Vehicle Commission, to serve a six (6) year term ending June 30, 1973, and

effective upon Senate confirmation. Mr. Hughes succeeds himself.

SPECIAL ORDER

The Hour of 10:30 a.m. having arrived, at which time **HJR 505** had been set for Special Order, it was called up for further consideration.

President Pro Tempore McSpadden asked unanimous consent that debate on the amendments to **HJR 505** be limited to 10 minutes, to which Senator Stipe objected.

President Pro Tempore McSpadden moved that the Rules be suspended and that debate on the amendments to **HJR 505** be limited to 10 minutes, with 5 minutes to the side, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Boecher, Bradley, Breckin-ridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, How-ard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stans-berly, Terrill, Williams, Young.—34.

Nay: Dacus, Ham, Hamilton, Holden, Horn, Massad, Short, Stipe.—8.

Excused: Birdsong, Ferrell, McClendon, Payne, Porter, Taliaferro.—6.

Senator Smalley moved to table the Mur-phy amendment submitted on the last legislative day.

Senator Stipe raised a point of order, which was overruled, stating there were amendments pending which should be con-sidered in their order.

Senator Hamilton, as a substitute for the Smalley motion, moved that the Mur-phy amendment be deferred until all oth-er amendments to the Bill be considered which motion was ruled out of order by the Chair, stating that the tabling motion was before the Senate.

The vote occurring on the Smalley

motion, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams.—27.

Nay: Atkinson, Berry, Dacus, Graves, Ham, Hamilton, Holden, Horn, Luton, McSpadden, Martin, Massad, Massey, Porter, Stipe, Taliaferro, Young.—17.

Excused: Birdsong, Ferrell, Field, McClendon.—4.

Senator Baldwin moved that **HJR 505** be advanced to engrossment, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams.—25.

Nay: Atkinson, Berry, Dacus, Graves, Ham, Hamilton, Holden, Horn, McSpadden, Martin, Massad, Massey, Miller, Payne, Stipe, Taliaferro, Terrill, Young.—18.

Excused: Birdsong, Ferrell, McClendon, Nichols, Porter.—5.

Senator Murphy asked unanimous consent that **HJR 505** be considered engrossed and placed upon third reading and final passage, to which Senator Stipe objected.

Senator Murphy moved that the Rules be suspended and that **HJR 505** be considered engrossed and placed upon third reading and final passage, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams.—25.

Nay: Atkinson, Berry, Dacus, Graves, Ham, Hamilton, Holden, Horn, Luton, McSpadden, Martin, Massad, Massey, Miller, Payne, Porter, Stipe, Taliaferro, Young.—19.

Excused: Birdsong, Ferrell, McClendon, Nichols.—4.

HJR 505 was referred for engrossment.

GENERAL ORDER

HB 1090 by Green, et al, of the House and Massad of the Senate was read and considered.

Senator Terrill asked to be made co-author of **HB 1090**, which was the order.

Senator Massad, joined by Senator Terrill, moved to amend **HB 1090**, page 2, line 4, by striking the words and figures "Five Hundred Dollars (\$500.00)" and inserting in lieu thereof the words and figures "Two Hundred Fifty Dollars (\$250.00)", which amendment was declared adopted.

Senator Massad moved to amend **HB 1090**, page 5, line 10, by striking the words and figures "Five Hundred Dollars (\$500.00)" and inserting in lieu thereof the words and figures "Two Hundred Fifty Dollars (\$250.00)", which amendment was declared adopted.

Senator Massad, joined by Senator Terrill, moved to amend **HB 1090**, page 4, line 1, by striking the words and figures "Five Hundred Dollars (\$500.00)" and inserting in lieu thereof the words and figures "Two Hundred Fifty Dollars (\$250.00)", which amendment was declared adopted.

Senator Massad, joined by Senator Terrill, moved to amend **HB 1090**, page 5, line 1 by striking the words and figures "Five Hundred Dollars (\$500.00)" and inserting in lieu thereof the words and figures "Two Hundred Fifty Dollars (\$250.00)", which amendment was declared adopted.

Senator Smith presiding.

Upon motion of Senator Massad, **HB 1090**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, **HB 1090**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1090 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Birdsong, Ferrell, Ham, McClendon, Payne, Porter.—6.

Excused from voting: Bradley.—1.

(Art. 5, Sec. 24, Const.)

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Birdsong, Ferrell, Ham, McClendon, Payne, Porter.—6.

Excused from voting: Bradley.—1.

(Art. 5, Sec. 24, Const.)

The emergency was declared passed.

HB 1090, as amended, was referred for engrossment.

Senator Boecher moved that the Senate stand recessed until 1:40 p.m., which motion was declared adopted.

*

At 1:40 p.m., the Senate reassembled with Senator Smalley presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 70 and 71**—Each Coauthored by entire House membership.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 46 and 49**.

The above numbered Enrolled Resolutions were referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 343, 530 and 540 and SJR 68**.

The above numbered Enrolled Bills and/or Resolution were referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCR 69**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 995, 996, 1221 and 1281 and HJR 538**.

The above numbered Enrolled Bills and/or Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 588** was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 588, and Engrossed House Amendments thereto, by Howard and Gee, entitled:

An Act relating to nonjudicial functions of county judges; amending Section 804, Article 8, Chapter 325, O. S. L. 1963, as amended by Section 3, Chapter 243, O. S. L. 1965 (63 O. S. Supp. 1967, § 1-804), substituting county clerk for county judge in membership on county review board; etc., etc., and etc.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Honorable Senate accedes to Engrossed Amendment No. 1.
2. That the Committee recommends that Engrossed Amendment No. 1 be amended by inserting after the word, "clerk," on Page 1, Line 30, the words, "AND JUDGE OF THE DISTRICT COURT."
3. That the Honorable House recedes from Engrossed Amendment No. 2.
4. That the Honorable Senate accedes to Engrossed Amendment No. 3.
5. That the Honorable Senate accedes to Engrossed Amendment No. 4.
6. That the Honorable Senate accedes to Engrossed Amendment No. 5.
7. That the Honorable Senate accedes to Engrossed Amendment No. 6.
8. That the Honorable Senate accedes to Engrossed Amendment No. 7.

FOR THE SENATE: Howard, Gee, Luton.

FOR THE HOUSE: McCune, Hill, Cate.

RESOLUTION

By unanimous consent, SR 94 by Young was introduced.

Senator Young asked unanimous consent, which was granted, that all other members of the Senate be added as co-authors of the Resolution.

SR 94, as coauthored, was read at length as follows, adopted upon motion of Senator Young, and ordered referred for enrollment:

SR 94—By Young, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.

A Resolution noting the significance of April 22, 1889; noting the progress and achievements of the State of Oklahoma; designating April 20, 1968 as a day of celebration; requesting the governor to proclaim said day a special celebration in recognition of our proud heritage; and directing that duly authenticated copies be transmitted to the Honorable Dewey F. Bartlett, Governor, and to the Honorable Mayor, City Council and Chamber of Commerce of Okemah, Oklahoma.

WHEREAS, on April 22, 1889, the Territory of Oklahoma was opened for settlement; and

WHEREAS, seventy-nine years of progress, development and advancement have elapsed since that historic day; and

WHEREAS, these past seventy-nine years have been gloriously marked with toil and perseverance on the part of those who settled the State and whose efforts have laid the foundation for an unlimited future; and

WHEREAS, in the period since the opening of the Territory of Oklahoma for settlement, the outstanding achievements accomplished by Oklahomans have served to spark the flame of spirit and state pride which abound in our great state; and

WHEREAS, this infectious spirit and drive have provided the impetus which has moved Oklahoma into its rightful place among the truly progressive states of the Union; and

WHEREAS, the pioneer heritage which has made possible this tremendous growth and progress of our great state is deserving of special recognition; and

WHEREAS, Okemah, Oklahoma, is the site of the official Pioneer Day celebration commemorating this historic date.

Now, therefore, be it resolved by the Senate of the Second Session of the Thirty-first Oklahoma Legislature:

SECTION 1. That the day of April 20, 1968, is hereby designated as a day of celebration and the Senate of the Second Session of the Thirty-first Oklahoma Legislature hereby requests the Governor of the State of Oklahoma to proclaim said day a special celebration in recognition of our proud heritage.

SECTION 2. That duly authenticated copies of this Resolution be transmitted to the Honorable Dewey F. Bartlett, Governor of the State of Oklahoma, and to the Honorable Mayor and City Council of Okemah, Oklahoma and President of the Chamber of Commerce of Okemah, Oklahoma, sponsors of the event.

GENERAL ORDER

HB 730 by Converse was read and considered.

Upon motion of Senator Massad, HB 730 was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, HB 730 was placed upon third reading and final passage.

THIRD READING

HB 730 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Da-

cus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Excused: Baggett, Birdsong, Ferrell, Ham, Hargrave, Holden, Howard, McClen-don, McGraw, Miller, Payne, Porter, Stansberry, Stipe.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Excused: Baggett, Birdsong, Ferrell, Ham, Hargrave, Holden, Howard, McClen-don, McGraw, Miller, Payne, Porter, Stansberry, Stipe.—14.

The emergency was declared passed.

HB 730 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1186 by Cate, et al, of the House and Gee, Howard, Grantham, Short, Smith and Nichols of the Senate was read and considered.

Senator Terrill, joined by Senator Taliaferro, moved to amend HB 1186, page 1, line 5½ by adding a new sub-section 2 as follows: "Two each for Comanche, Garfield, and Kay Counties" and renumbering the following sub-section as "3".

Senator Payne moved to amend the Terrill-Taliaferro amendment by adding after the word "Kay" and before the word "Counties" the word "Okmulgee", which amendment was tabled upon motion of Senator Gee.

The vote occurring upon the Terrill-Taliaferro amendment, it was tabled upon

motion of Senator Gee upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Howard, Keels, Luton, McGraw, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Williams.—27.

Nay: Berry, Boecher, Dacus, Grantham, Hamilton, Holden, Horn, McSpadden, Martin, Massey, Payne, Stipe, Taliaferro, Terrill.—14.

Excused: Birdsong, Ham, Hargrave, McClendon, Porter, Stansberry, Young.—7.

President Nigh presiding.

Senator Hamilton moved to amend **HB 1186**, page 2, line 1, by changing the period to a comma, after the word "county" and adding the language "with one (1) additional judge for each three Justices of the Peace being abolished under the Judicial Reform Constitutional Amendment in each county in counties under 300,000 population."

Senator Baldwin moved to amend the Hamilton amendment to exclude Caddo and Grady Counties, which amendment was declared adopted.

Senator Gee moved that **HB 1186** be advanced to engrossment, which motion prevailed.

By unanimous consent, upon request of Senator Gee, **HB 1186** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1186 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, Mc-

Graw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—40.

Excused: Atkinson, Birdsong, Ham, Hargrave, McClendon, Porter, Stansberry, Young.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—40.

Excused: Atkinson, Birdsong, Ham, Hargrave, McClendon, Porter, Stansberry, Young.—8.

The emergency was declared passed.

HB 1186, as amended, was referred for engrossment.

GENERAL ORDER

HB 1309 by Cate of the House and Smalley of the Senate was read and considered.

Senator Smalley, joined by Senators Stipe, McSpadden and Terrill, moved to amend **HB 1309**, page 3, line 4, by adding after the word "preparation" and before the word "wherein" the words "excluding blood plasma", which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1309**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1309**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1309 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Williams.—36.

Excused: Birdsong, Garrett, Ham, Hamilton, Hargrave, Horn, McClendon, Porter, Smith, Stansberry, Terrill, Young.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stipe, Taliaferro, Williams.—36.

Excused: Birdsong, Garrett, Ham, Hamilton, Hargrave, Horn, McClendon, Porter, Smith, Stansberry, Terrill, Young.—12.

The emergency was declared passed.

HB 1309, as amended, was referred for engrossment.

GENERAL ORDER

HB 978 by Thompson of the House and Garrison and Graves of the Senate was read and considered.

Senators Terrill and Grantham asked to be made coauthors of HB 978, which was the order.

Senator Garrison moved to amend HB 978, page 1, lines 4 and 5, and page 2, lines 1 through the word "him" on line 9, by deleting all language therein and adding in lieu thereof the language "and four members appointed by the Governor, with

the advice and consent of the Senate. In making such appointments the Governor shall consider nominations from the 45th Division Association and from the 90th Division Association World War I Veterans. Two (2) members so appointed shall serve for a term of two (2) years and the remaining two members so appointed shall serve for a term of four (4) years", which amendment was declared adopted.

Senator Garrison moved to amend HB 978, page 3, line 11, by striking the words "and be sued", which amendment was declared adopted.

Upon motion of Senator Garrison, HB 978, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, HB 978, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 978 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Berrong, Birdsong, Findeiss, Ham, Hargrave, Horn, McClendon, Massad, Porter, Smalley, Stansberry, Young.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Ro-

mang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Berrong, Birdsong, Findeiss, Ham, Hargrave, Horn, McClendon, Massad, Porter, Smalley, Stansberry, Young.—13.

The emergency was declared passed.

HB 978, as amended was referred for engrossment.

GENERAL ORDER

HB 1252 by Hopkins of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1252** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1252** was placed upon third reading and final passage.

THIRD READING

HB 1252 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Birdsong, Ham, Hargrave, Horn, McClendon, Massad, Payne, Porter, Smalley, Stansberry, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang,

Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—38.

Excused: Birdsong, Ham, Hargrave, Horn, McClendon, Massad, Porter, Smalley, Stansberry, Young.—10.

The emergency was declared passed.

HB 1252 was ordered withheld pursuant to Rule 20-c.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 1239 by Hopkins of the House and Stipe of the Senate was read and considered.

Senator Berrong moved to amend **HB 1239** page 4, line 3, by substituting a comma for the period after the word "arose" and adding the language "but summons may be served upon the chief executive or administrative officer of the city or town being sued and alleged to come within the purview of this section, wherever such officer may be found", which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1239**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1239**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1239 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Hamilton, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Terrill.—28.

Nay: Baldwin, Boecher, Bradley, Ferrell, Grantham, Graves, Selman, Short, Smalley, Williams.—10.

Excused: Birdsong, Ham, Hargrave, Holden, Horn, McClendon, Porter, Stansberry, Taliaferro, Young.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hamilton, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Terrill.—32.

Nay: Ferrell, Graves, Selman, Short, Smalley, Williams.—6.

Excused: Birdsong, Ham, Hargrave, Holden, Horn, McClendon, Porter, Stansberry, Taliaferro, Young.—10.

The emergency was declared passed.

HB 1239, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Selman moved that the vote be reconsidered by which **HB 1239**, as amended, passed.

RESOLUTION

By unanimous consent, **SR 95** by Baldwin was introduced.

Senator Baldwin asked unanimous consent, which was granted, that all other members of the Senate be added as co-authors of the Resolution.

SR 95, as coauthored, was read at length as follows, adopted upon motion of Senator Baldwin, and ordered referred for enrollment:

SR 95—By Baldwin, Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grant-ham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman,

Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A Senate Resolution noting the legislative accomplishments and commending Representative William P. "Bill" Willis for his dedicated public service as a member of the House of Representatives; directing that this Resolution be spread on the pages of the Permanent Senate Journal as a token of our esteem; and directing the distribution of authenticated copies of this Resolution.

WHEREAS, the Honorable William P. "Bill" Willis has served with honor and distinction as a member of the Oklahoma House of Representatives from the 27th through the 31st Legislatures; and

WHEREAS, among his many legislative accomplishments he is especially recognized by his colleagues and others for his patient, effective, and outstanding service through the years as Chairman and Vice Chairman of the Committee on Appropriations and Budget; and

WHEREAS, his legislative record is marked by quiet patience, sound judgment, a dedication to the public interest and effective accomplishments; and

WHEREAS, Representative Bill Willis is held in great respect and esteem by the members of the State Senate; and

WHEREAS, on April 18 he will be honored by the Tahlequah Chamber of Commerce in special ceremonies:

Now, therefore, be it resolved by the Senate of the Thirty-first Legislature of the State of Oklahoma:

SECTION 1. The Oklahoma State Senate hereby officially commends Representative Bill Willis for his many legislative contributions and extends its appreciation for his outstanding services to the people of this State.

SECTION 2. Be it further resolved that this resolution be spread on the pages of the permanent Senate Journal as a token of our esteem and directing that authenticated copies thereof be transmitted to the

Honorable Bill Willis and to the Tahlequah Chamber of Commerce.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Smalley, the Senate concurred in **HAs** to **SB 461**.

SB 461, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams.—33.

Nay: Nichols.—1.

Excuse d: Birdsong, Ferrell, Findeiss, Ham, Hargrave, Horn, McClendon, McSpadden, Massey, Payne, Porter, Stansberry, Taliaferro, Young.—14.

The bill, as amended, was declared passed.

On question of passage of emergency the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Williams.—33.

Nay: Nichols.—1.

Excuse d: Birdsong, Ferrell, Findeiss, Ham, Hargrave, Horn, McClendon, McSpadden, Massey, Payne, Porter, Stansberry, Taliaferro, Young.—14.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Williams, the Senate concurred in **HAs** to **SB 634**.

SB 634, 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: Atkinson, Baggett, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—32.

Nay: Baldwin, Bradley, Hamilton.—3.

Excuse d: Birdsong, Ham, Hargrave, Horn, Keels, McClendon, Massey, Murphy, Porter, Stansberry, Stipe, Taliaferro, Young.—13.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Terrill, Williams.—32.

Nay: Baldwin, Bradley, Hamilton.—3.

Excuse d: Birdsong, Ham, Hargrave, Horn, Keels, McClendon, Massey, Murphy, Porter, Stansberry, Stipe, Taliaferro, Young.—13.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Short moved that the Senate refuse to concur in **HAs** to **SB 453** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Con-

ferees under **SB 453**: Short, Findeiss and Berrong.

PENDING SENATE ACTION ON HAS

Senator Martin moved that the Senate refuse to concur in **HAs** to **SB 708** and request the Honorable House to grant a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 708**: Martin, Graves and Miller.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1109** and **1228**, requesting Conference and naming Conferees as follows:

HB 1109: Mountford, Cate and Smith (Norman).

HB 1228: Camp, Sandlin and Allard.

Upon motion of Senator Boecher, the request of the Honorable House for Conferences on **HBs 1189** and **1228** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under:

HB 1109: Baggett, Selman and Berrong.

HB 1228: Short, Baggett and Smalley.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Terrill, the Senate refused to concur in **HAs** to **SBs 367** and **447**, and requested conferences thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore MuSpadden announced the appointment of the following Senate Conferees under:

SB 367: Porter, Smith, Baggett, Hargrave and Smalley.

SB 447: Smith, Horn and Miller.

MESSAGE FROM THE HOUSE

Advising that the following Members of the House of Representatives have been reappointed as members of the General Conference Committee on Appropriations:

Willis, Chairman, Abbott, Briscoe, Fine, Greenhaw, Hesser, Hopkins, Hutchins (Walter), Miskelly, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman and Wolf (Leland).

Alternates: Bernard, Derryberry, Kamas, Odom (Martin) and Thornhill.

GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS—Appointed

As provided under Rule 3-d, President Pro Tempore McSpadden appointed the following as Senate members of the General Conference Committee on Appropriations:

Baldwin, Chairman, Baggett, Garrett, Gee, Grantham, Horn, Martin, Massey, Nichols, Romang, Selman, Smalley, Smith, Taliaferro and Young.

ALTERNATES: Payne, Murphy, Dacus, Garrison and Graves.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 586**:

HCR 586—By Odom (V. H.) of the House and Berry of the Senate.

A Concurrent Resolution memorializing members of the Oklahoma Congressional Delegation to the Congress of the United States to introduce legislation which will result in an official designation of a certain lock and dam on the Verdigris River under construction near Okay, as part of the Arkansas River Navigation Project, as "Chouteau Lock and Dam"; and directing distribution.

Consideration of the above Resolution was deferred.

RESOLUTION

By unanimous consent, **SR 95-a** by McSpadden was introduced, read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 95-a—By McSpadden.

A Resolution authorizing the President Pro Tempore of the Senate to appoint a committee of two members of the Senate to proceed to San Antonio, Texas to attend the meeting of American Association of Motor Vehicle Administrators on April 15 through 19, 1968; and authorizing reimbursement to committee members for travel and expenses.

BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore of the Senate of the Second Session of the Thirty-first Oklahoma Legislature is hereby authorized to appoint a committee of two (2) members of the Senate to proceed to San Antonio, Texas for the purpose of attending a meeting of the American Association of Motor Vehicle Administrators on April 15 through 19, 1968. Upon their return the committee shall report to the Senate any conclusions such committee may desire to present concerning recommended legislation.

SECTION 2. Reimbursement for necessary travel and expenses for each committee member shall be paid by the Senate, as provided by Senate Resolution No. 64, of the Second Session of the Thirty-first Oklahoma Legislature.

COMMITTEE APPOINTMENT

Pursuant to **SR 95-a**, President Pro Tempore McSpadden announced the appointment of the following Committee: Birdsong and Horn.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising Conferences granted on **SBs 561, 569, 628** and **SJR 52**, and naming House Conferees as follows:

SB 561: Willis, Miskelly, Smith (Norman), Skeith and Sparkman.

SB 569: Bamberger, McCune and Sparkman.

SB 628: Peterson, McCune and Boren.

SJR 52: Willis, Cate, Hutchens (David), Sokolosky and Mountford.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 95-a correctly enrolled.

Enrolled **SR 95-a** was properly signed and ordered referred to the Secretary of State.

BILLS RELEASED

As provided under Rule 20-c, **HBs 730** and **1252** were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Sixty-first Legislative Day

Tuesday, April 16, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Berrong, Berry, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—36.

Excused: Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Findeiss, Hargrave, Horn, McClendon, Short, Smith, Terrill.—12.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein, by unanimous consent, upon request of Senator Field:

O God, whom we humbly acknowledge to be our Father and our Lord over all things, we pray that Thou wilt direct our common life. Give us strength for this day. We know we are unworthy to come before Thee, but we come in our desperation because Thou hast invited us. We are weak. We pray not for strength, but for nerve to face the tasks which make us strong. We are selfish. We pray that we may get beyond our own little needs that we may see the needs of others. We are lonely. We pray today for the openness and sensitivity to others that will re-create us into community with one another. O

God, whom we cannot love unless we love our brother, forgive us our using others as things, as means to our own selfish ends. Give us the courage to prove our love for Thee by loving our fellow man. Direct this honorable body in its deliberations today. Honor their faithful service and dedication by strengthening our state and national life and bringing us closer to our best hopes and aspirations. Amen.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Atkinson, pursuant to Rule 9-b, a Citation of Condolence was ordered issued to the family of Glenn E. Breeding.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 427—Coauthored by Green; SB 524—Coauthored by Hopkins, Hutchens (David), Ferguson, Holaday and Taggart; SB 604; SB 674—Coauthored by Harrison, Odom (V. H.), Cate, Connor, Cox, Ferrell, Fowler, Greenhaw, Grey, McCune, Miskelly, Musgrave, Odom (Martin), Patterson (Frank), Sandlin, Sanguin, Smith (Norman), Tabor, Vann, Watkins, Williamson, Willis, Witt and Wolf (Leland); SB 705—Coauthored by Inhofe; SB 732—Coauthored by Cole; SB 744—Coauthored by Abbott, Nigh and Brown; SB 746—Coauthored by Hutchens (David) each as amended.

HA to SB 427 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE by striking the words "AN ACT RELATING TO COUNTIES" and the words "MAY ENTER THE COUNTY EMPLOYEES RETIREMENT SYSTEM".

HAs to SB 524 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 2, Line 29, by deleting after the word "systems", the following language: "planning the use of land and waters."

AMENDMENT NO. 2. Amend Page 3, Section 3, Lines 17 and 18, after the words "consist of" change "five (5)" to "four (4)", and inserting after the word "engineers," the following: "and one (1) Land Surveyor who is not an engineer".

AMENDMENT NO. 3. Amend Page 3, Section 3, Line 28, by inserting after the word "engineer" the following language: "or registered Land Surveyor".

AMENDMENT NO. 4. Amend Page 4, Section 4, Line 2, by inserting after the word "engineer" the following language: "or registered Land Surveyor".

AMENDMENT NO. 5. Amend Page 4, Section 4, Line 4, by inserting after the word "engineering" the following language: "or Land Surveying".

AMENDMENT NO. 6. Amend Page 4, Section 4, Line 5, by inserting after the word "work" the following language: "or Land Surveying".

AMENDMENT NO. 7. Amend Page 4, Section 4, Line 7, by inserting after the word "surveyor" the following language: "who is not a registered engineer."

AMENDMENT NO. 8. Amend Page 6, Section 11, Line 18, by inserting after the word "engineers" the following language: "and registered Land Surveyors".

AMENDMENT NO. 9. Amend Page 7, Section 12, Line 5, by striking the words "in the opinion of the Board."

AMENDMENT NO. 10. Amend Page 12, Section 20, Line 19, by inserting after the

word "engineering" the words "for others".

AMENDMENT NO. 11. Amend Page 13, Section 21, Lines 26 through 33, by striking all language beginning with the words "The requirements" through Line 33, and adding in lieu thereof the following: "All final drawings, specifications, plans, reports, or other engineering papers or documents involving the practice of engineering, as defined in this Act, when issued or filed for public record, shall be dated and bear the signature and seal of the professional engineer who prepared or approved them. The requirements of this Act shall not affect a corporation and its employees in performing engineering services for said corporation or subsidiary or affiliated corporations."

AMENDMENT NO. 12. Amend Page 17, Section 28, Line 26, after the word "surveying" change "may" to "shall".

AMENDMENT NO. 13. Amend Page 17, Section 28, Line 27, after the word "and" change "may" to "shall".

AMENDMENT NO. 14. Amend Page 17, Section 26, Lines 27 through 29, by inserting a period after the word "Board" on Line 27, and striking all language through Line 29.

HAs to SB 604 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1 (a), Line 27, after the word "veterans" by inserting the words "of sixty percent (60%) disability or more who are legal residents of the state".

AMENDMENT NO. 2. Amend Page 2, Section 1 (b), Line 18, after the word "tenant" by adding the words "who is a legal resident of the State of Oklahoma" and after the word "leased" by adding the words "for agricultural purposes".

AMENDMENT NO. 3. Amend Page 2, Section 1 (d), Line 31, after the words "stink bait," by adding the words "minnows, crayfish,".

HAs to SB 674 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 16, by striking the comma and language after "Capitol" in line 16; striking all of lines 17, 18, 19, 20, 21, 22, 23 and 24 through the word "and" and substituting in lieu thereof the following: "and, as Chairman and Vice-Chairman of the Executive Committee of the State Legislative Council, they shall serve as ex officio members of all committees of the council, and, as such ex officio members it shall be the duty of such officers to coordinate the interim study program of all committees within the Legislative Council; and it shall be the further duty of the President Pro Tempore of the State Senate and the Speaker of the House of Representatives to supervise legislative employees; superintend the maintenance, preservation and custody of the property of the Legislature: prepare and approve payrolls of and claims against the Legislature and the Legislative Council and such other related duties incumbent upon such officers in the efficient discharge of their responsibilities."

And beginning a new paragraph with words "In Lieu", on line 24.

AMENDMENT NO. 2. Amend Page 1, Section 2, Line 36, by striking all language after the word "Section" and substituting therefor the following: "456.1 of Title 74."

And amend Title to conform.

HA to SB 705 read as follows, and consideration deferred:

AMENDMENT NO. 1: Amend by striking Title and entire bill and substitute the following:

AN ACT RELATING TO THE MILITIA; AMENDING 44 O. S. 1961, § § 41, 233.1 AND 234.1; PROVIDING OF WHOM THE MILITIA OF OKLAHOMA SHALL CONSIST; PROVIDING FOR CREATION AND MEMBERSHIP OF THE SPECIAL ARMORY CONSTRUCTION BOARD; PROVIDING FOR CREATION AND MEMBERSHIP OF THE SURPLUS FACILITIES

BOARD; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 44 O. S. 1961, § 41, is amended to read as follows:

§ 41. The Militia of the State of Oklahoma shall consist of all able-bodied citizens of the United States and all other able-bodied persons who shall be or shall have declared their intentions to become citizens of the United States, who are residents of the State of Oklahoma, who shall be more than seventeen (17) years of age and not more than seventy (70) years of age, and said militia shall be divided into two (2) classes: The National Guard and the Unorganized Militia; PROVIDED, THAT THE ADJUTANT GENERAL MAY PROVIDE FOR THE ACCEPTANCE INTO THE NATIONAL GUARD PERSONS NOT RESIDENTS OF THE STATE OF OKLAHOMA WHEN REQUIRED TO MAINTAIN NECESSARY AND CRITICAL SKILLS.

SECTION 2. 44 O. S. 1961, § 233.1, is amended to read as follows:

§ 233.1. There is hereby created a Special Armory Construction Board for the purpose of performing the duties and functions hereinafter prescribed by this Act, such Board to consist of the Adjutant General, the [Commanding General, 45th Infantry Division, Oklahoma National Guard,] CHAIRMAN OF THE STATE BOARD OF PUBLIC AFFAIRS and the Attorney General.

SECTION 3. 44 O. S. 1961, § 234.1, is amended to read as follows:

§ 234.1. There is hereby created a Surplus [Property] FACILITIES Board which shall consist of the Governor, the Attorney General, the Adjutant General, and the [Commanding General of the 45th Infantry Division] CHAIRMAN OF THE STATE BOARD OF PUBLIC AFFAIRS. Such Board shall from time to time, as the occasion therefor arises, meet and determine whether any real estate,

armory, or building belonging to the State of Oklahoma and under the control of the Oklahoma Military Department is needed by the Oklahoma Military Department. If the Board determines that there is no such need therefor, it shall so declare and sell or dispose of the same in such manner and upon such terms as it believes to be to the best interest of the State. Necessary deeds and other conveyances shall be executed by the Adjutant General in the name of the State of Oklahoma.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

HA to SB 732 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Line 17, by adding new Sections to be numbered Section 3 and Section 4, as follows:

SECTION 3. Sections 1, 2, 3, 4, 5, 6, 7 and 8, Chapter 171, O. S. L. 1967 (17 O. S. Supp. 1967, § § 159.1 to 159.8, inclusive), are hereby repealed.

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.

and by renumbering Section 3 to be Section 5.

and by amending the Title to conform therewith.

HAs to SB 744 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 23 through 30, by reinserting lines 23 through 30 to the period after the word "program".

AMENDMENT NO. 2. Amend Page 2, Section 2, Line 16, by striking the period and adding a comma and inserting the following: "in those instances involving

the proposed transfer of exceptional children from one district to another."

HA to SB 746 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Line 32, by striking the period and adding a comma and then by adding the following language: "and holds a valid teaching certificate issued by the State Department of Education. Provided further that a person employed by the Department of Corrections as an instructor or counselor shall have been actively engaged in the teaching profession for a period of not less than three (3) years prior to employment to be eligible to participate in the Oklahoma Teacher Retirement System. The Department of Corrections shall contribute the employer's share to the Oklahoma Teachers' Retirement System."

And amend TITLE to conform.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SB 434—Coauthored by McCune; SB 641—Coauthored by Hutchens (David) and Hunter; SB 668—Coauthored by Sandlin, Hargrave and Bamberger; SB 712; SB 719—Coauthored by Nigh; SB 740—Coauthored by Patterson (Ruth), McCune, and Peterson; SB 748—Coauthored by Bengtson; SB 765—Coauthored by Vann; SB 766—Coauthored by Vann, SJR 57 and SJR 58.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conferences granted on En-grossed SBs 367, 447, 453, 708, and naming House Conferees as follows:

SB 367: Johnson, Hill, Wixson, Ferrell and Skeith.

SB 447: Hopkins, Sparkman and Spearman.

SB 453: Connor, Cox and Bean.

SB 708: Grey, Hesser and Doornbos.

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 1209—Governmental Affairs.

GENERAL ORDER

HB 1355 by Mountford, et al, of the House and Gee and Smalley of the Senate was read and considered.

Upon motion of Senator Gee, **HB 1355** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HB 1355** was placed upon third reading and final passage.

THIRD READING

HB 1355 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Berry, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—34.

Nay: Berrong.—1.

Excused: Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Findeiss, Grantham, Hargrave, Horn, McClendon, Short, Smith, Terrill.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berry, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—34.

Nay: Berrong.—1.

Excused: Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Findeiss, Grantham, Hargrave, Horn, McClendon, Short, Smith, Terrill.—13.

The emergency was declared passed.

HB 1355 was ordered withheld pursuant to Rule 20-c.

Senators Terrill, Baggett, Breckinridge, Bradley, Smith and Baldwin asked to be shown present, which was the order.

GENERAL ORDER

HB 1198 by McCune, et al, of the House and Massad, Gee, Smith, Garrison, Howard and Nichols of the Senate was read and considered.

Senators Luton and Porter asked to be made coauthors of **HB 1198**, which was the order.

Senator Baldwin presiding.

Senator Garrett, joined by Senators Baggett and Porter, moved to amend **HB 1198**, page 2, line 1, by inserting after the word "State" the language "Except in counties with population over 300,000, the salary shall be \$18,500.00", which amendment was tabled upon motion of Senator Gee.

Upon motion of Senator Massad, **HB 1198** was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, **HB 1198** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1198 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Boecher, Breckinridge, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Selman,

Smalley, Smith, Stipe, Taliaferro, Terrill.—31.

Nay: Baldwin, Berrong, Bradley, Dacus, Ferrell, Keels, Massey, Romang, Stansberry, Williams.—10.

Excused: Birdsong, Findeiss, Hargrave, Horn, McClendon, Short, Young.—7.

The bill was declared passed.

HB 1198, as amended, was referred for engrossment.

Senator Findeiss asked to be shown present, which was the order.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 730, 1200 and 1252**.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 580, 583 and 584**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER

Senator Selman asked unanimous consent that his motion to reconsider the vote by which **HB 1239** passed be withdrawn, which was the order.

President Nigh presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 978, 1186, 1239 and HJR 505 each correctly engrossed.

SCR 71 correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 978, 1186 and 1239**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SCR 71** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 834 by Connor, et al, of the House and Atkinson, Boecher, Field, Massad, Selman and Bradley of the Senate was read and considered.

Senator Massey raised a point of order, which was sustained, against consideration of **HB 834**, citing Rule 8-j.

Senator Stipe asked unanimous consent to suspend the Rule 8-j for the consideration of **HB 834**, to which Senator Massey objected.

Senator Stipe moved that Rule 8-j be suspended for the purpose of considering **HB 834**, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Berrong, Berry, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, McGraw, McSpadden, Massad, Murphy, Nichols, Porter, Romang, Selman, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Baldwin, Dacus, Keels, Luton, Martin, Massey, Miller, Payne.—8.

Excused: Baggett, Birdsong, Hargrave, Horn, McClendon, Short, Young.—7.

Senators Massad and Boecher asked unanimous consent that their names be removed as coauthors of **HB 834**, which was the order.

Senator Luton moved to amend **HB 834** by substituting throughout the Bill the words "Department of Public Safety" in lieu of the words 'Department of Wildlife Conservation', which amendment was tabled upon motion of Senator Atkinson upon a roll call as follows:

Aye: Atkinson, Baggett, Berry, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Keels, Massad, Murphy, Nichols, Porter, Romang, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—30.

Nay: Baldwin, Berrong, Dacus, Gee,

Howard, Luton, McGraw, Martin, Massey, Miller.—10.

Excused: Birdsong, Hargrave, Horn, McClendon, McSpadden, Payne, Selman, Short.—8.

Senator Hamilton, joined by Senator Stipe, moved to amend **HB 834**, page 6, line 3, by adding after the word "enforcing" the words "this act" and amending further by striking the words "the laws of", on line 3, and by striking all of lines 4, 5, 6 and 7, which amendment was declared adopted.

Senator Garrett moved to amend **HB 834**, page 18, line 4½, by adding a new paragraph (m) to read as follows: "(m) no boat equipped with toilet facilities shall be permitted to use municipal water supply lakes, unless said toilet facilities are of a chemical type approved by the State Health Department" and by renumbering subsequent paragraphs accordingly, which amendment was declared adopted.

Senator Hamilton moved to amend **HB 834**, page 29, line 16, by striking after the word "is" the remainder of line 16 and substituting in lieu thereof the words "hereby repealed" and by further amending by striking lines 17 and 18 on page 29, and lines 1 through 8 on page 30, which amendment was declared adopted.

Senator Boecher moved that the Senate stand recessed until 1:35 p.m., at which time consideration of **HB 834**, together with amendments thereto, be considered further, which motion was declared adopted.

*

At 1:35 p.m., the Senate reassembled with President Pro Tempore McSpadden presiding.

Senator Martin joined by Senator Hamilton, moved to amend **HB 834**, page 31, line 9, by inserting after the word "State" and before the word "or" the language "and funds shall be expended for the purpose of equipping such waters covered by this act with appropriate buoys, markers,

flags and other safety devices", which amendment was declared adopted.

Senator Garrison moved to amend **HB 834**, page 32, line 16, by adding the following phrase: "and such personnel shall remain in the classified service and shall remain under the Oklahoma Merit System of Personnel Administration", which amendment was declared adopted.

Senator Hamilton moved to amend **HB 834**, page 32, lines 11 and 12, by substituting a comma in lieu of the period after the word "servation" and strike the word "the" and substitute therefor the words "and said" and by striking the words "who transfer" on line 12 and substitute therefor the words "so transferred", which amendment was declared adopted.

Senator Berrong, joined by Senator Dacus, moved to amend **HB 834**, page 32, line 16, by substituting a semi-colon in lieu of the period after the word "thereto" and adding the language "Provided, further that said employees who transfer to the Department of Wildlife Conservation shall be transferred at equivalent positions and pay grades as those held on June 30, 1968, however, in no case shall the starting salary for an equivalent or like position be less than that currently paid in the Department of Wildlife Conservation", which amendment was declared adopted.

Senator Atkinson moved to amend **HB 834**, page 32, by adding a new section 15, to read as follows: "It shall be the duty of the Department of Wildlife Conservation, in conjunction with other appropriate law enforcement agencies, to patrol and police all cabins, docks, and water facilities on all state and federal owned public waters of the State of Oklahoma" and by renumbering the following sections accordingly, which amendment was declared adopted.

Senator Massad moved to amend **HB 834** by striking the Enacting Clause, which amendment was tabled upon motion of Senator Garrison.

Upon motion of Senator Atkinson, **HB**

834, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **HB 834**, as amended, was 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: Atkinson, Baldwin, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Keels, McGraw, McSpadden, Massad, Murphy, Nichols, Payne, Porter, Romang, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Boecher, Luton, Martin, Massey, Miller.—5.

Excused: Baggett, Birdsong, Hargrave, Horn, McClendon, Selman, Short, Smith, Stansberry.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Keels, McGraw, McSpadden, Massad, Murphy, Nichols, Payne, Porter, Romang, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Boecher, Luton, Martin, Massey, Miller.—5.

Excused: Baggett, Birdsong, Hargrave, Horn, McClendon, Selman, Short, Smith, Stansberry.—9.

The emergency was declared passed.

HB 834, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Atkinson moved that the vote be reconsid-

ered by which **HB 834**, as amended, passed.

Senator Payne presiding.

GENERAL ORDER

HB 795 by Sokolosky, et al, of the House and Romang of the Senate was read and considered.

Senators Garrett, Berry, Ham, Young, and Payne asked to be made coauthors of **HB 795**, which was the order.

Upon request of Senator Romang, Thompson of the House was ordered removed as a coauthor on **HB 795**.

Upon motion of Senator Romang, **HB 795** was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **HB 795** was considered engrossed and placed upon third reading and final passage.

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: Baggett, Berry, Breckinridge, Ferrell, Findeiss, Garrett, Gee, Ham, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—25.

Nay: Atkinson, Baldwin, Berrong, Boecher, Bradley, Dacus, Field, Garrison, Grantham, Hamilton, Massey, Taliaferro, Terrill.—13.

Excused: Birdsong, Graves, Hargrave, Horn, Howard, McClendon, McSpadden, Selman, Short, Stansberry.—10.

The bill was declared passed.

HB 795, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Romang moved that the vote be reconsidered by which **HB 795** passed.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 587—By Ford, et al, of the House and Breckinridge of the Senate.

A Concurrent Resolution Congratulating and Commending the Tulsa Oilers; expressing hope that the Oilers win in the finals of the Central Hockey League; and directing distribution.

HCR 588—By Watkins.

A Concurrent Resolution recalling from the office of the Governor House Joint Resolution No. 543 passed by the second session of the Thirty-first Legislature.

Consideration of **HCR 587** was deferred for this legislative day.

Upon request of Senator Boecher, **HCR 588** was taken up for immediate consideration, read at length, and adopted upon his motion.

HCR 588 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1002 by Sandlin, et al, of the House and Smith of the Senate was read and considered.

Senator Bradley asked to be made a coauthor of **HB 1002**, which was the order.

Senator Smith moved to amend **HB 1002**, the title thereof, by striking after the word "expenditures" on line 2, the remainder of the title, which amendment was declared adopted.

Upon motion of Senator Smith, **HB 1002**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1002**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1002 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Williams.—31.

Excused: Baldwin, Birdsong, Boecher, Ham, Hargrave, Horn, Howard, McClen-don, McSpadden, Massey, Porter, Selman, Short, Smalley, Stansberry, Terrill, Young.—17.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Williams, Young.—32.

Excused: Baldwin, Birdsong, Boecher, Ham, Hargrave, Horn, Howard, McClen-don, McSpadden, Massey, Porter, Selman, Short, Smalley, Stansberry, Terrill.—16.

The emergency was declared passed.

HB 1002, as amended, was referred for engrossment.

GENERAL ORDER

HB 1311 by Converse, et al, of the House and Miller of the Senate was read and considered.

Senator Miller moved to amend **HB 1311**, page 1, by striking all of the title except the words "An act relating to schools" which amendment was declared adopted.

Upon motion of Senator Miller, **HB 1311**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 1311**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1311 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Taliaferro.—31.

Nay: Williams.—1.

Excused: Baldwin, Birdsong, Boecher, Ham, Hargrave, Horn, Howard, McClen-
don, Massey, Porter, Selman, Short, Stans-
berry, Stipe, Terrill, Young.—16.

The bill was declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, McSpadden, Mar-
tin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Tal-
iaferro, Williams.—32.

Excused: Baldwin, Birdsong, Boecher, Ham, Hargrave, Horn, Howard, McClen-
don, Massey, Porter, Selman, Short, Stans-
berry, Stipe, Terrill, Young.—16.

The emergency was declared passed.

HB 1311, as amended, was referred for engrossment.

Senator Massad presiding.

GENERAL ORDER

HB 905 by Bernard, et al, of the House and Luton, Field and Nichols of the Senate was read and considered.

Senators Dacus, Garrett and Smith asked to be made coauthors of **HB 905**, which was the order.

Upon motion of Senator Luton, **HB 905** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 905** was placed upon third reading and final passage.

THIRD READING

HB 905 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Ber-
ry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stipe, Williams, Young.—32.

Excused: Baldwin, Birdsong, Boecher, Ham, Hargrave, Horn, Howard, McClen-
don, McSpadden, Massey, Porter, Selman, Short, Stansberry, Taliaferro, Terrill.—16.

The bill was declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Ber-
ry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stipe, Williams, Young.—32.

Excused: Baldwin, Birdsong, Boecher, Ham, Hargrave, Horn, Howard, McClen-
don, McSpadden, Massey, Porter, Selman, Short, Stansberry, Taliaferro, Terrill.—16.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Lu-
ton moved that the vote be reconsidered by which **HB 905** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1090 and **1309** each correctly en-
grossed.

SBs 461, 634, SCR 70, and SRs 93, 94 and 95 each correctly enrolled.

Engrossed SAs to and Engrossed HBs 1090 and 1309, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 461 and 634 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 70 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SRs 93, 94 and 95 were properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1020 by Goodfellow of the House and Martin of the Senate was read and considered.

Upon motion of Senator Martin, HB 1020 was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, HB 1020 was placed upon third reading and final passage.

THIRD READING

HB 1020 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—32.

Excused: Baldwin, Birdsong, Boecher, Garrett, Ham, Hargrave, Horn, Howard, McClendon, McSpadden, Massey, Porter, Selman, Short, Stansberry, Terrill.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Ber-

ry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—32.

Excused: Baldwin, Birdsong, Boecher, Garrett, Ham, Hargrave, Horn, Howard, McClendon, McSpadden, Massey, Porter, Selman, Short, Stansberry, Terrill.—16.

The emergency was declared passed.

HB 1020 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1170 by Hutchins (Walter) of the House and Atkinson and Terrill of the Senate was read and considered.

Senator Short moved to amend HB 1170, page 3, line 1, by striking after the word "not" and before the word "fifty" the words "to exceed" and substituting therefor the words "less than" and adding after the figures "(\$50.00)" on line 1, the words "nor more than Two Hundred Dollars (\$200.00)" which amendment was tabled upon motion of Senator Keels.

Upon motion of Senator Atkinson, HB 1170 was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, HB 1170 was placed upon third reading and final passage.

Senator Hamilton raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

Following discussion, Senator Atkinson asked unanimous consent that further consideration of HB 1170 be deferred for this legislative day, which was the order.

GENERAL ORDER

HB 912 by McCune, et al, of the House and Gee of the Senate was read and considered.

Upon motion of Senator Gee, **HB 912** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HB 912** was considered engrossed and placed upon third reading and final passage.

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: Atkinson, Baggett, Baldwin, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Berrong, Birdsong, Boecher, Ham, Hargrave, Horn, Howard, McClen- don, Massey, Porter, Selman, Short, Smal- ley, Stansberry.—14.

The bill was declared passed.

On the question of passage of emergen- cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McGraw, McSpadden, Mar- tin, Massad, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Berrong, Birdsong, Boecher, Ham, Hargrave, Horn, Howard, McClen- don, Massey, Porter, Selman, Short, Smal- ley, Stansberry.—14.

The emergency was declared passed.

HB 912, as amended, was referred for engrossment.

MESSAGE FROM HOUSE

Advising signing of and transmitting for signature Enrolled **HCR 588**.

The above numbered Enrolled Resolu-

tion was properly signed and ordered re- turned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1356—By Andrews and Miskelly—An Act relating to public housing; amending Section 19, Chapter 251, O. S. L. 1965 (63 O. S. Supp. 1967, § 1069); authorizing the providing of a maximum interest rate of five percent per annum in bonds of hous- ing authorities; and declaring an emer- gency.

HJR 563—By Smith (E. W.)—A Joint Resolution designating November 16 of each year as the official Oklahoma State Flag Day; directing codification; and de- claring an emergency.

The above numbered **HB** and **HJR** were read for the first time.

Senator Smith asked unanimous consent that the order of the Senate—Re: consid- eration of **HBs** and **HJRs** in Senate Com- mittees (49th Legislative Day) be sus- pended for the purpose of considering **HB 1356** and **HJR 563**, received from the House today, which was the order.

GENERAL ORDER

SJR 69 by McSpadden and Garrison was read and considered.

Senator McSpadden moved to amend **SJR 69** by striking the title and substitut- ing therefor the words "A Joint Resolu- tion * * * Interagency Mailing Service" which amendment was declared adopted.

Upon motion of President Pro Tempore McSpadden, **SJR 69**, as amended, was ad- vanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, **SJR 69**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 69 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Birdsong, Boecher, Ham, Hargrave, Horn, Howard, Keels, McClendon, Porter, Selman, Short, Smalley, Stansberry.—13.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Birdsong, Boecher, Ham, Hargrave, Horn, Howard, Keels, McClendon, Porter, Selman, Short, Smalley, Stansberry.—13.

The emergency was declared passed.

SJR 69, as amended, was referred for engrossment.

GENERAL ORDER

SJR 70 by McSpadden, Garrison and Holden of the Senate and Wolf (Leland) of the House was read and considered.

Senator Murphy asked to be made a coauthor of **SJR 70**, which was the order.

Upon motion of President Pro Tempore McSpadden, **SJR 70** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, **SJR**

70 was considered engrossed and placed upon third reading and final pasage.

THIRD READING

SJR 70 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Birdsong, Boecher, Findeiss, Ham, Hargrave, Horn, Howard, Keels, McClendon, McGraw, Porter, Selman, Short, Smalley, Stansberry.—15.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Birdsong, Boecher, Findeiss, Ham, Hargrave, Horn, Howard, Keels, McClendon, McGraw, Porter, Selman, Short, Smalley, Stansberry.—15.

The emergency was declared passed.

SJR 70 was referred for engrossment.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 881 by Hill of the House and Baggett, Gee, Ham and Smith of the Senate was read and considered.

Senators Hamilton, Stipe and Luton asked to be made coauthors of **HB 881**, which was the order.

Senator Baggett moved to amend **HB 881** by striking the title thereto and substituting therefor the words "An Act * * * State Employees * * * Minimum Salary" which amendment was declared adopted.

Upon motion of Senator Baggett, **HB 881**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 881**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 881 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Luton, McSpadden, Martin, Miller, Murphy, Payne, Romang, Smith, Stipe, Terrill, Williams, Young.—25.

Nay: Baldwin, Berrong, Grantham, McGraw, Massey, Nichols.—6.

Excused: Birdsong, Boecher, Breckinridge, Findeiss, Ham, Hargrave, Horn, Howard, Keels, McClendon, Massad, Porter, Selman, Short, Smalley, Stansberry, Taliaferro.—17.

The Bill was declared passed.

Senator Baggett asked unanimous consent, which was granted, that the Emergency Section of **HB 881** be ordered stricken and the title amended to conform.

HB 881, as amended, was ordered referred for engrossment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Stipe, the Senate refused to concur in the House amendments to **SB 736** and requested a conference thereon, the Bill to be referred to the General Conference Committee on Appropriations.

CONFERENCE COMMITTEE REPORTS

The following CCR on **SB 447** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 447, and Engrossed House Amendments thereto, by Smith, Miller, Gee and Hargrave of the Senate and Hopkins of the House, entitled:

AN ACT RELATING TO ELECTIONS; AMENDING 26 O. S. 1961, § 24a, AS AMENDED BY SECTION 1, CHAPTER 489, O. S. L. 1965, AND 26 O. S. 1961, § § 93.20 AND 102.14; * * * 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:

NO. 1. The Senate concurs in House Amendments Nos. 1 and 2.

NO. 2. That the House recede from its Amendment No. 3.

NO. 3. That the Senate and House accept the following amendments:

AMENDMENT NO. 1. Amend page 1, Section 1, Line 24 by striking the word "Six" and inserting in lieu thereof, the word "Eight".

AMENDMENT NO. 2. Amend page 1, Section 1, Line 25, by striking the figures "\$600.00", and inserting in lieu thereof the figures "\$800.00".

AMENDMENT NO. 3. Amend page 3, Section 2, Line 10, by striking the words and figures "in 26 O. S. 1961, § 24a," and inserting in lieu thereof the words "by law".

AMENDMENT NO. 4. Amend page 4, Section 3, Line 5, by striking the words and figures "in 26 O. S. 1961, § 24a", and

inserting in lieu thereof the words "by law".

FOR THE SENATE: Smith, Miller.

FOR THE HOUSE: Hopkins, Sparkman, Spearman.

The following CCR on SB 602 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 602, and Engrossed House Amendments thereto, by Howard and Gee, entitled:

AN ACT RELATING TO COURTS; AUTHORIZING COURT OF CRIMINAL APPEALS TO APPOINT A REFEREE, FOUR LEGAL SECRETARIES, PROVIDING ONE OF SAID EMPLOYEES SHALL SERVE AS MARSHAL; FIXING SALARIES; AUTHORIZING SAID COURT TO PRESCRIBE DUTIES; AUTHORIZING THE PAYMENT OF MILEAGE AND PER DIEM TO REFEREE IN PERFORMING OFFICIAL DUTIES WHILE AWAY FROM THE SEAT OF SAID COURT; AMENDING 20 O. S. 1961, § 37.1; PRESCRIBING QUALIFICATIONS OF REFEREE AND LEGAL ASSISTANTS; AND PROVIDING FOR AN EFFECTIVE DATE,

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 Honorable Senate accedes to Engrossed Amendment No. 1.

2. That the Committee recommends that Section 1, Line 28, Page 1 be amended by striking after the word "of," the word, "four (4)" and replacing it with the word "two (2)."

FOR THE SENATE: Gee, Howard, Young, Garrison, Massad.

FOR THE HOUSE: Levergood, McCune, Cate, Patterson (Ruth), Jones.

Senator Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCRs 70 and 71.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

BILLS RELEASED

As provided under Rule 20-c, HBs 1355 and 1020 were properly signed and ordered returned to the Honorable House.

As provided under the Smith motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Sixty-second Legislative Day

Wednesday, April 17, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.
—40.

Excused: Atkinson, Birdsong, Findeiss, Hamilton, Horn, McClendon, Porter, Stipe.
—8.

The President declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein, by unanimous consent, upon request of Senator Short, joined by Senator Massad:

O God, we pray for strength for this day. We acknowledge our need of Thee. Help us to a right understanding of our own abilities, but deliver us from the despair of seeing how weak, how selfish, how bound up within ourselves we are. Forgive us our arrogant assumption that we have no need of Thee, and deliver us from the despair of feeling we have not strength outside ourselves. We ask no miracles except the ability to be our own best selves today. Give us the courage to be radical in defense of those rights that are our spiritual birth-right, and the love not to impugn the motives of those who differ.

We thank Thee for men whose passionate concern for liberty and justice have made our nation great. Bless all who seek to defend our liberty. Give wisdom to all who seek to distribute our justice, strengthen this honorable body as they seek to do that which is right. Give them the will to be faithful to that task to which they have been called, for the good of our people. Through Jesus Christ, Our Lord. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Massad, joined by President Pro Tempore McSpadden, pursuant to Rule 9-b, Citations of Congratulations were ordered issued to Elmore Bathurst, Earl Abernathy, Dean Carter, Earl Nelson, R. C. Outhier, Dr. J. C. Evans, James Ballinger and Charles Rhoades.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Craig Hughes.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Will Beckman.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Tucker Turley.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Bradley Harris.

Upon motion of Senator Luton, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to James Mace.

Upon motion of Senator Luton, pursuant

to Rule 9-b, a Citation of Congratulations was ordered issued to Warren L. Van Orden.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM GOVERNOR

Advising approval by him, April 10, 1968, of Enrolled SB 724 entitled:

SB 724—By Smith of the Senate and Ford of the House.

An Act relating to cities and towns; etc.; and declaring an emergency.

MESSAGE FROM GOVERNOR

Advising approval by him, April 11, 1968, of Enrolled SB 697 entitled:

SB 697—By Young and Gee of the Senate and McCune, Bamberger and Jones of the House.

An Act relating to Courts; creating a Court of Appeals; etc.; and providing an effective date.

MESSAGE FROM GOVERNOR

Advising approval by him, April 15, 1968 of Enrolled SBs 288, 315, 537, 590, 617, 677, 689, 721, 735, 741 and SJR 68 entitled:

SB 288—By Short of the Senate and Cate of the House.

An Act to provide for the enforcement of judgments, orders, and decrees of courts of the United States and of other courts which are entitled to full faith and credit in this State; etc.; and declaring an emergency.

SB 315—By Holden of the Senate and Tarwater of the House.

An Act relating to revenue and taxation; etc.; defining value of gross estate; making certain exceptions; excluding certain pensions and annuities; and declaring an emergency.

SB 537—By Gee of the Senate and Jones of the House.

An Act relating to the Administration of

Justice; prescribing procedure in actions for forcible entry and detainer; etc.; and providing for effective date.

SB 590—By Smith of the Senate and Bamberger of the House.

An Act relating to cities and towns; etc.; creating a municipal criminal court as a court of record in cities of population in excess of one hundred twenty-five thousand (125,000) people; etc.; and providing an effective date.

SB 617—By Luton of the Senate and Blankenship of the House.

An Act relating to liens; etc.; and declaring an emergency.

SB 677—By Gee of the Senate and Levergood of the House.

An Act relating to criminal procedure; etc.; and providing an effective date.

SB 689—By Smith of the Senate and Miskelly of the House.

An Act relating to motor vehicles; etc.; making it unlawful to drive while license is revoked or suspended; etc.; and declaring an emergency.

SB 721—By Baggett of the Senate and Sandlin of the House.

An Act relating to the registration and licensing of motor vehicles; amending 47 O. S. 1961, § 22.24, to provide that the Oklahoma Tax Commission is prohibited from selling or publishing lists of taxpayers; and declaring an emergency.

SB 735—By Luton of the Senate and Peterson of the House.

An Act relating to crimes and punishments; etc.; providing for punishment for second and subsequent offenses; etc.; and declaring an emergency.

SB 741—By Howard of the Senate and Johnson of the House.

An Act relating to revenue and taxation; etc.; to provide the board of tax-roll corrections shall consist of the chairman of the Board of County Commissioners, the Chairman of the County Equalization Board, the County Clerk and the County

Assessor; etc.; and providing for an effective date.

SJR 68—By Miller, Graves, Nichols, Ferrell, Young and Massey of the Senate and Abbott, Patterson (Ruth), Townsend, Alard and Connor of the House.

A Joint Resolution designating a portion of State Highway 12, known as the Northwest Quadrant, Ada (Bypass System), as "The J. A. Richardson Loop"; directing State Highway Department to cause suitable permanent markers to be placed on said highway; and declaring an emergency.

MESSAGE FROM THE GOVERNOR

The following Veto Message was read, and consideration deferred for this legislative day:

To The President and Members of the Honorable Senate Second Session,
Thirty-first Oklahoma Legislature

Gentlemen:

I have on this date vetoed Senate Bill No. 599 for the following reasons:

I have vetoed Senate Bill No. 599 because I do not believe this measure is in the public interest. To compel a special election each time there is a vacancy in a county elected office would place an unconscionable burden on the taxpayers and the electorate. I believe the existing law is sufficient to meet the needs of county government in this regard, particularly because county officers are elected for only two year terms.

By The Governor of Oklahoma,
DEWEY F. BARTLETT,

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 355, 458, **SJR 18**—Coauthored by Poulos; **SJR 50**—Coauthored by Hutchins (Walter), Wixson, Bickford, Ford, Green, Inhofe, Patterson (Ruth), Peterson, Tarwater, Frix, Thornhill, Williamson, Witt, Hunter, Connor and all other members of the House; and **SJR 62**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 461 and 634.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 736, and referring said Bill to General Conference Committee on Appropriations.

SECOND READING

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

HB 1356—Committee on Committees and Rules.

HJR 563—Committee on Committees and Rules.

PENDING SENATE ACTION

HCR 586 by Odom (V. H.) of the House and Berry of the Senate was taken up for consideration; and, by unanimous consent, upon request of Senator Berry, all other members of the Senate were added as coauthors of the Resolution.

HCR 586, as coauthored, was read at length and adopted upon motion of Senator Berry.

HCR 586 was properly signed and ordered returned to the Honorable House.

HCR 587 by Ford, et al, of the House and Breckinridge of the Senate was taken up for consideration.

Senators Baggett, Bradley, Dacus, Ferrell, Garrison, Hargrave, McGrew, McSpadden, Nichols, Payne, Short and Smith asked to be made coauthors of **HCR 587**, which was the order.

HCR 587, as coauthored, was read at length and adopted upon motion of Senator Breckinridge.

HCR 587 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Murphy, the Senate concurred in HAS to Engrossed SB 291.

SB 291, 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: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Holden, Howard, Keels, McGraw, McSpadden, Martin, Massad, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—32.

Nay: Graves, Hargrave, Luton, Massey, Miller, Payne.—6.

Excused: Atkinson, Birdsong, Bradley, Findeiss, Hamilton, Horn, McClendon, Porter, Stipe, Terrill.—10.

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 1209 by McCune, et al, of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, HB 1209 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, HB 1209 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1209 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Hol-

den, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Birdsong, Findeiss, Hamilton, Horn, McClendon, Porter, Stipe, Terrill.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Birdsong, Findeiss, Hamilton, Horn, McClendon, Porter, Stipe, Terrill.—9.

The emergency was declared passed.

HB 1209, as amended, was referred for engrossment.

GENERAL ORDER

HB 962 by Thornhill of the House and Williams of the Senate was read and considered.

Upon motion of Senator Williams, HB 962 was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, HB 962 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 962 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, Mc-

Spadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Birdsong, Findeiss, Hamilton, Horn, McClendon, Murphy, Porter, Stipe.—9.

The bill was declared passed.

HB 962, as amended, was referred for engrossment.

GENERAL ORDER

HB 1182 by Thornhill of the House and Williams, Baggett and McGraw of the Senate was read and considered.

Senator Dacus asked to be made co-author of **HB 1182**, which was the order.

Upon motion of Senator Williams, **HB 1182** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **HB 1182** was placed upon third reading and final passage.

THIRD READING

HB 1182 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Baggett, Birdsong, Findeiss, Hamilton, Horn, Howard, McClendon, Massad, Massey, Payne, Porter, Stipe.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Keels,

Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Baggett, Birdsong, Findeiss, Hamilton, Horn, Howard, McClendon, Massad, Massey, Payne, Porter, Stipe.—13.

The emergency was declared passed.

HB 1182 was ordered withheld pursuant to Rule 20-c.

Senators Hamilton and Findeiss asked to be shown present, which was the order.

GENERAL ORDER

HB 1216 by Mountford et al of the House and Luton and Terrill of the Senate was read and considered.

Senators McGraw, Breckinridge and Dacus asked to be made coauthors of **HB 1216**, which was the order.

Senator Massad presiding.

Senator Short moved to amend **HB 1216**, page 10, line 10, by adding after the word "communication" the sentence "Provided, the Board may, for good cause shown, waive the education or experience requirements or both", which amendment was tabled upon motion of Senator Terrill upon roll call as follows:

Aye: Baggett, Berrong, Berry, Dacus, Field, Garrett, Gee, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—29.

Nay: Boecher, Bradley, Breckinridge, Ferrell, Findeiss, Garrison, Grantham, Hamilton, Romang, Selman, Short, Williams.—12.

Excused: Atkinson, Baldwin, Birdsong, Horn, McClendon, Porter, Stipe.—7.

President Pro Tempore McSpadden presiding.

Senator Hamilton moved to amend **HB 1216**, page 52, line 2, by adding after the word "statutes" a comma, and the lan-

guage "and provided that this act shall be cumulative to the provisions of **HB 864** of the 1968 Session of the 2nd Session of the 31st Legislature", which amendment was tabled upon motion by Senator Luton.

Senator Garrison moved to amend **HB 1216**, page 40, line 12, by adding after the word "of" and before the word "subsection" the word "either", which amendment was declared adopted.

Senator Garrison moved to amend **HB 1216**, page 40, lines 17 and 18, by striking the words "principals (as distinguished from employees)" and substituting therefor the word "such", which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1216**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1216**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1216 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Hamilton.—1.

Excused: Atkinson, Baggett, Birdsong, Garrett, Horn, McClendon, Porter, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee,

Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Nay: Hamilton.—1.

Excused: Atkinson, Birdsong, Garrett, Horn, McClendon, Porter, Stipe.—7.

The emergency was declared passed.

HB 1216, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Hamilton moved that the vote be reconsidered by which **HB 1216** passed.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Smith, the Senate refused to concur in **HAs** to **SB 427**, and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 427**: Smith, Selman, Garrett.

Senator Stipe asked to be shown present, which was the order.

Senator Boecher asked unanimous consent to revert to that Order of Business, "Bills on Third Reading" to which Senator Hamilton objected.

Senator Boecher moved that the Senate revert to the Order of Business, "Bills on Third Reading."

Senator Ham raised a point of order, which was overruled, against the Boecher motion, stating that the motion would require a suspension of the Rules.

The vote occurring upon the Boecher motion, it was declared adopted.

Senator Smith moved that the Previous Question be now put, which motion was declared adopted.

THIRD READING

Senator Hamilton asked unanimous consent that the title to **HJR 505** be stricken, to which objection was voiced.

Senator Ham moved to recommit **HJR 505** to the Committee on Governmental Affairs with instructions to remove therefrom all references to "homestead exemption" which motion was tabled upon motion of Senator Smalley upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Murphy, Nichols, Selman, Short, Smalley, Smith, Terrill.—23.

Nay: Berry, Dacus, Graves, Ham, Hamilton, Holden, Luton, McSpadden, Martin, Massad, Massey, Miller, Payne, Romang, Stipe, Taliaferro, Williams, Young.—18.

Excused: Atkinson, Birdsong, Ferrell, Horn, McClendon, Porter, Stansberry.—7.

HJR 505, as amended, was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 505, As Amended—By Poulos of the House and Murphy, Smith, Smalley, Howard, Breckinridge, Gee, Berrong, Baggett, Findeiss, Stansberry and Short 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 CONSTITUTION OF THE STATE OF OKLAHOMA RELATING TO THE GENERAL SUBJECT OF AD VALOREM TAXATION; ADDING A NEW SECTION TO BE DESIGNATED AS SECTION 6A OF ARTICLE X, PROHIBITING LEVY OF AD VALOREM TAX OR TAX IN LIEU OF AD VALOREM TAX ON INTANGIBLE PERSONAL PROPERTY; DEFINING TERMS; PROVIDING THAT HOMESTEAD EXEMPTION SHALL APPLY TO ONE-HALF OF THE FIRST TWO THOUSAND DOLLARS

(\$2,000.00) OF ASSESSED VALUATION; REPEALING SECTIONS 1 AND 2 OF ARTICLE XII-A; INCREASING THE HOMESTEAD EXEMPTION TO TWO THOUSAND DOLLARS (\$2,000.00); PROVIDING EFFECTIVE DATE; PROVIDING FOR BALLOT TITLE; AND ORDERING A SPECIAL ELECTION."

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE FIRST SESSION OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. Article X of the Constitution of the State of Oklahoma is hereby amended by adding a new section to be designated as Section 6A:

Section 6A. Intangible personal property as below defined shall not be subject to ad valorem tax or to any other tax in lieu of ad valorem tax within this State:

(a) Money and cash on hand, including currency, gold, silver, and other coin, bank drafts, certified checks and cashier's checks.

(b) Money on deposit in any bank, trust company, or other depository of money, within or without the State of Oklahoma, including certificates of deposit.

(c) Accounts and bills receivable, including brokerage accounts, and other credits, whether secured or unsecured.

(d) Bonds, promissory notes, debentures, and all other evidences of debt, whether secured or unsecured; except notes, debentures, and other evidences of debt secured by real estate mortgage which are subject to the Mortgage Registration Tax under Sections 12351-12362, inclusive, Oklahoma Statutes 1931 (68 O. S. 1961, Sections 1171-1182).

(e) Shares of stock or other written evidence or proportional shares of beneficial interests in corporations, joint stock companies, associations, syndicates, express or business trusts, special or limited partnerships, or other business organizations.

(f) All interests in property held in trust or on deposit within or without this State, and whether or not evidenced by certificates, shares, or other written evidence of beneficial ownership.

(g) Final judgments for the payment of money.

(h) All annuities and annuity contracts.

Homesteads as now or hereafter defined by law shall be exempt from ad valorem taxation under such terms and conditions as the Legislature may prescribe, to the extent of one-half of the assessed value thereof. The homestead exemption shall be fifty percent (50%) of the first Two Thousand Dollars (\$2,000.00) of assessed valuation until otherwise provided by law. The Legislature may amend or repeal this Section. Sections 1 and 2 of Article XII-A are hereby repealed.

The effective date of this Amendment shall be January 1, 1969; provided that the intangible personal property taxes levied for the year 1968 shall be collected.

SECTION 2. Article X of the Constitution of the State of Oklahoma is hereby amended by adding a new section 6b.

Section 6 B. Any exemptions granted or claimed on homesteads shall apply to only one-half of the amount of the exemption and no exemption shall ever be allowed on more than one-half of the amount of the prescribed exemption, provided that until changed by the legislature, the present exemption shall be increased to \$2,000.

SECTION 3. The ballot title for the proposed constitutional amendment as set forth in Section 1 of this Resolution 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 prohibiting the taxation of intangible personal property, repealing Sections 1 and 2 of Article XII-A providing for home-

stead exemption, providing homestead exemption shall be one-half of the first Two Thousand Dollars (\$2,000.00) of assessed valuation, and increasing the homestead exemption to Two Thousand Dollars (\$2,000.00),

be approved by the people?

☐ YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ NO

SECTION 4. 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 of the State of Oklahoma.

SECTION 5. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next ensuing special election or the next ensuing 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 the passage of Resolution, the roll call was as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Massad, Murphy, Selman, Short, Smalley, Smith, Stansberry, Terrill, Williams.—26.

Nay: Berry, Dacus, Graves, Ham, Hamilton, Holden, Luton, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Stipe, Taliaferro, Young.—17.

Excused: Atkinson, Birdsong, Horn, McClendon, Porter.—5.

The Resolution was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator

Murphy moved that the vote be reconsidered by which **HJR 505** passed.

The question being, "Shall **HJR 505**, by Poulos of the House, and Murphy, Smith, Smalley, Howard, Breckinridge, Gee, Berrong, Baggett, Findeiss, Stansberry and Short 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 Constitution of the State of Oklahoma relating to the general subject of Ad Valorem Taxation; adding a new section to be designated as Section 6A of Article X, prohibiting levy of ad valorem tax or tax in lieu of ad valorem tax on intangible personal property; defining terms; providing that homestead exemption shall apply to one-half of the first Two Thousand Dollars (\$2,000.00) of assessed valuation; repealing Sections 1 and 2 of Article XII-A; increasing the homestead exemption to Two Thousand Dollars (\$2,000.00); providing effective date; providing for 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 of Oklahoma on the date of the next ensuing special election or the next ensuing primary election, whichever is earlier as provided in Section 5 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing special election or the next ensuing 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Hargrave, Howard, Keels, McGraw, Massad, Murphy, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams. —26.

Nay: Berry, Dacus, Graves, Ham, Hamilton, Holden, Luton, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Stipe, Young.—16.

Excused: Atkinson, Birdsong, Garrett, Horn, McClendon, Porter.—6.

The President Pro Tempore, in open session, declared the Special Election Feature, having failed to receive a constitutional two-thirds majority vote of the members elected to and constituting the Senate, failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Ham moved that the vote be reconsidered by which Special Election Feature of **HJR 505** failed of passage.

Senator Boecher moved that the Senate stand recessed until 2:00 p.m., which motion was declared adopted.

At 2:00 p.m., the Senate reassembled with Senator Smith presiding.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1020** and **1355**.

The above numbered Enrolled Bills 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:

HB 1356—Committee on Committees and Rules.

HJR 563—Committee on Committees and Rules.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 69 and **70** each correctly engrossed.

Engrossed **SJR 69** and **70** were proper-

ly signed and ordered transmitted to the Honorable House for consideration.

CONFERENCE COMMITTEE REPORTS

The following CCR on SB 512 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 512, entitled:

(DEPARTMENT OF LABOR),

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from House Amendment No. 1.
2. That the Senate concur in House Amendments 2, 3, 4, 5 and 6.
3. That the following Conference Committee Amendment be adopted:

1. Insert title to read as follows:

AN ACT RELATING TO THE OFFICE OF THE DEPARTMENT OF LABOR AND MAKING APPROPRIATIONS THERETO; PROVIDING THAT THE COMMISSIONER OF LABOR SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING LAPSE DATE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin,

Skeith, Smith (Norman), Spearman and Wolf (Leland).

The following CCR on SB 515 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 515, entitled:

AN ACT RELATING TO THE OFFICE OF THE STATE TREASURER AND MAKING APPROPRIATIONS THERETO; * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from House Amendment No. 1.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman and Wolf (Leland).

The following CCR on SB 516 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 516, entitled:

AN ACT RELATING TO THE STATE PERSONNEL BOARD: MAKING AN APPROPRIATION THERETO * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration

and herewith return same with the following recommendations:

1. The Honorable House recedes from Engrossed House Amendment 1.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman and Wolf (Leland).

The following CCR on SB 519 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 519, entitled:

AN ACT RELATING TO THE OFFICE OF THE STATE AUDITOR AND MAKING APPROPRIATIONS THERETO * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That The Honorable House recedes from Engrossed House Amendment 1.

2. The Honorable Senate accepts Engrossed House Amendments 2 and 3.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman, and Wolf (Leland).

The following CCR on SB 528 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 528, entitled:

AN ACT RELATING TO THE SCHOOL LUNCH DIVISION OF THE STATE BOARD OF EDUCATION AND MAKING AN APPROPRIATION THERETO * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

NO. 1. That the Honorable House recede from Engrossed House Amendment No. 1.

NO. 2. That the Senate and House accept the following amendment:

AMENDMENT NO. 1: Page 1, Section 1, Line 24, by striking the figure "\$219,000.00" and inserting in lieu thereof the figure "\$227,500.00".

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman and Wolf (Leland).

The following CCR on SB 534 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred

ENGROSSED SENATE BILL NUMBER 534, entitled:

AN ACT RELATING TO THE OFFICE OF THE SECURITIES COMMISSION AND MAKING APPROPRIATION THERETO * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendaions:

NO. 1. The Honorable House recedes from Engrossed House Amendment 1.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman) Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman and Wolf (Leland).

The following CCR on SB 542 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 542, entitled: (SCHOOLS) and (DECLARING AN EMERGENCY)

together with Engrossed House Amendment thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

NO. 1. The Honorable House recedes from Engrossed House Amendment 1.

NO. 2. That the Senate and House accept the following amendment:

AMENDMENT NO. 1: Restore Title to read as follows:

AN ACT RELATING TO SCHOOLS;

MAKING AN APPROPRIATION TO THE STATE BOARD OF EDUCATION FOR SCHOOL TEXTBOOK PROGRAM; PROVIDING FOR APPOINTMENT AND COMPENSATION OF EMPLOYEES; REAPPROPRIATING CERTAIN FUNDS; MAKING THE APPROPRIATION NON-FISCAL; AND DECLARING AN EMERGENCY,

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman and Wolf (Leland).

The following CCR on SB 554 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 554, entitled:

AN ACT RELATING TO THE PETROLEUM EXPERIMENT STATION AND MAKING AN APPROPRIATION * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

NO. 1. The Honorable House recede from Engrossed House Amendment No. 1.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw,

Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman and Wolf (Leland).

The following CCR on SB 618 was read and consideration deferred:

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 618, Entitled:

AN ACT RELATING TO THE OFFICE OF THE ADJUTANT GENERAL AND MAKING AN APPROPRIATION THERE-TO * * * AND DECLARING AN EMERGENCY.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable House recede from Engrossed House Amendment No. 1.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman, Wolf (Leland).

The following CCR on SB 644 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 644, Entitled:

(DISTRICT COURTS)

together with Engrossed House Amend-

ments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. The Honorable House recede from Engrossed House Amendment 1.

No. 2. The Honorable Senate and the Honorable House accept the following amendment.

AMENDMENT NO. 1. Restore title reading as follows:

AN ACT RELATING TO THE DISTRICT COURTS; MAKING AN APPROPRIATION THERETO; AND STATING THE PURPOSE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Grantham, Dacus, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Kamas, Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Spearman, Wolf (Leland).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 445; SB 532; SB 556—Coauthored by Peterson, McCune and Patterson (Ruth); SB 620—Coauthored by Hunter; SB 629—Coauthored by Blankenship; SB 637—Coauthored by Skeith, Peterson and Williamson; SB 727; SB 729—Coauthored by Nigh, Hatchett, Ferguson, Patterson (Ruth), Frix, Sparkman, Smith (Vondel), Raibourn, Camp, Rushing, Bradley, Watkins, Ferrell, Dickey, Ford, Blankenship, Patterson (Frank), Tabor and Fowler; SB 761—Coauthored by Conaghan and Hunter; and SJR 13—Coauthored by Sokolosky, each as amended.

HAs to SB 445 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 13, by inserting after the word "whoever" the following: ", other than the candidate himself,".

AMENDMENT NO. 2. Amend Page 1, Section 1, Lines 15 and 16, by deleting the following language: "to promote the nomination or election of a candidate for public office or".

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 16, by striking the word "and" and inserting the word "or".

AMENDMENT NO. 4. Amend Page 1, Section 1, Lines 17, 18 and 19, by striking the words "or to injure and oppose the nomination or election of any candidate for public office,".

AMENDMENT NO. 5. Amend Page 1, Section 1, Line 19, by inserting after the word "constitutional" the words "or statutory".

AMENDMENT NO. 6. Amend Page 1, Section 1, Line 23, by adding the words "and address" after the words "place, either the name" and by adding the words "and address" after the words "or the name".

HAs to SB 532 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Line 12, by striking after the word "Oklahoma", the words, "or any county thereof,"; and inserting in lieu thereof the following: "and who during the time of his previous employment by the State of Oklahoma was not at any time participating in or contributing to any state retirement system,".

AMENDMENT NO. 2. Amend Page 2, Line 16, by changing the period to a semicolon and adding the words "provided, that this particular provision shall not apply to counties with a population in excess of four hundred thousand (400,000) at the last Federal Decennial Census."

HAs to SB 556 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1,

Line 29, by restoring the following words: "marrying or otherwise".

AMENDMENT NO. 2. Amend Page 1, Line 30, by restoring the words, "deemed guilty of bigamy".

AMENDMENT NO. 3. Amend Page 1, Section 1, Lines 30, 31 and 32, by deleting the language beginning with the word "PUNISHED" in Line 30, and ending with the word "YEARS" in Line 32.

AMENDMENT NO. 4. Amend Page 2, Section 2, Lines 6 through 14, by striking all the language after the word "cause," and substituting the following language in lieu thereof: "If an appeal be taken from a judgment granting or denying a divorce, the judgment does not become final and take effect until the appeal is determined. If an appeal be taken from any part of a judgment in a divorce action except the granting of the divorce, the divorce is final and takes effect from the date that the judgment was rendered, but the remainder of the decree does not become final and take effect until the appeal is determined."

HAs to SB 620 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE by striking the entire Title.

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 25, by deleting the words and figures "five and one-half percent (5½%)" and substituting the words and figures "five percent (5%)".

AMENDMENT NO. 3. Amend Page 2, Section 2, Line 22, by restoring the word "renewing" and adding the word "or" before the word "increasing".

AMENDMENT NO. 4. Amend Page 2, Section 2, Lines 28 and 29, by striking the words and figures "five and one-half percent (5½%)" and substituting the words and figures "five percent (5%)".

AMENDMENT NO. 5. Amend Page 2, Section 2, Line 36, and Page 3, Section 2, Line 2, by reinstating the words and figures "fifty percent (50%)" and striking

the words and figures "sixty percent (60%)".

AMENDMENT NO. 6. Amend Page 4, Section 2, Line 12, by adding after the period after the word "purposes" the following language:

"PROVIDED, HOWEVER, IN CONNECTION WITH LOAN APPLICATIONS, THE COMMISSIONERS OF THE LAND OFFICE MAY UPON REQUEST OF THE APPLICANT, ACCEPT A CERTIFICATE OF TITLE OR MORTGAGE INSURANCE, ON FORMS APPROVED BY THE COMMISSION, BY A TITLE INSURANCE COMPANY AUTHORIZED TO DO BUSINESS IN THIS STATE CERTIFYING THAT THE TITLE IS VESTED IN THE APPLICANT FOR LOAN IN LIEU OF AN ATTORNEY'S TITLE OPINION.

THE ABSTRACT OF TITLE TO LAND ON WHICH APPLICANT SEEKS A LOAN, TO BE SECURED BY TITLE OR MORTGAGE INSURANCE, SHALL BE DELIVERED BY THE APPLICANT TO AN ATTORNEY WITHIN THE COUNTY WHEREIN THE LAND IS SITUATED, SAID ATTORNEY BEING ON A LIST APPROVED BY A TITLE INSURANCE COMPANY OR TITLE GUARANTY COMPANY, FOR THE PURPOSE OF ISSUING THE OFFICIAL TITLE OPINION FOR THE COMMISSIONERS. THE COMMISSIONERS SHALL FURNISH THE LOAN APPLICANT WITH A LIST OF ALL APPROVED ATTORNEYS WITHIN SAID COUNTY WITH INSTRUCTIONS TO DELIVER SAID ABSTRACT OF TITLE TO ONE OF THE ATTORNEYS FOR SAID TITLE EXAMINATION. IF LAND OFFERED AS SECURITY FOR A LOAN IS SITUATED IN MORE THAN ONE COUNTY THEN AN APPROVED ATTORNEY MAY BE SELECTED IN ANY COUNTY IN WHICH SAID LAND IS SITUATED. IN EVENT A COUNTY IN WHICH SAID LAND IS SITUATED DOES NOT HAVE AN APPROVED ATTORNEY THEN A LIST OF APPROVED ATTORNEYS IN THE ADJACENT COUNTIES, WITH AP-

PROPRIATE INSTRUCTIONS FROM THE COMMISSIONERS, SHALL BE SENT TO THE LOAN APPLICANT FOR THE PURPOSE OF SAID APPROVED ATTORNEY ISSUING AN OFFICIAL TITLE OPINION FOR THE COMMISSIONERS.

THE EXPENSE OF SUCH TITLE INSURANCE POLICY SHALL BE PAID BY THE APPLICANT.

THE GUARANTOR OR INSURER SHALL BE LIABLE TO THE STATE FOR ANY AND ALL DAMAGES OR LOSSES WHICH THE STATE MAY SUSTAIN BY REASON OF ANY DEFECT OR IRREGULARITY IN THE CHAIN OF TITLE TO THE SUBJECT LAND OR ENCUMBRANCE AGAINST SAID LAND COVERED BY STATE'S MORTGAGE."

AMENDMENT NO. 7. Amend Page 4, Section 2, Lines 12 through 18, by striking the following language: "PROVIDED, HOWEVER, IN CONNECTION WITH LOAN APPLICATIONS, THE COMMISSIONERS OF THE LAND OFFICE SHALL ACCEPT A CERTIFICATE OF TITLE INSURANCE BY A TITLE INSURANCE COMPANY AUTHORIZED TO DO BUSINESS IN THIS STATE CERTIFYING THAT THE TITLE IS WELL VESTED IN THE APPLICANT FOR LOAN IN LIEU OF AN ATTORNEY'S TITLE OPINION. THE EXPENSE OF SUCH TITLE INSURANCE POLICY SHALL BE PAID BY THE APPLICANT."

HA to SB 629 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Lines 28 and 29, by striking the language on lines 28 and 29 as follows: "within one (1) year prior to the entry date of such participating employer" and inserting in lieu thereof, the following: "after January 1, 1963, and before January 1, 1964".

HAs to SB 637 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE as follows: After the words "OR RURAL EXPRESSWAYS;" on Line 7, add

the following: "MAKING CERTAIN EXCEPTIONS;"

After the words "COUNTY OR CITY;" on Line 10 add the following: "LIMITING THE LIABILITY OF ANY MUNICIPALITY FOR PERSONAL INJURY OR PROPERTY DAMAGE;"

After the words "PUBLIC DISCLOSURES;" on Line 11 add the following: "REQUIRING ADVERTISEMENT FOR BIDS AND AWARD TO LOWEST AND BEST BIDDER; ESTABLISHING MINIMUM STANDARDS FOR DESIGN AND SPECIFICATIONS; PROVIDING FOR CONNECTIONS WITH STREETS AND HIGHWAYS; REQUIRING TRAFFIC AND ENGINEERING STUDIES AND REPORTS;"

After the words "VALIDITY OF PROCEEDINGS;" on Line 14 add the following: "REQUIRING PAYMENT OF SURPLUS REVENUES TO STATE TREASURER; VALIDATING PROCEEDINGS IN COMPLIANCE WITH ACT, MAKING 60 O. S. 1961, § 175.23 APPLICABLE; PROHIBITING CONFLICTS OF INTEREST BY TRUSTEES AND PROVIDING FOR A PENALTY;"

AMENDMENT NO. 2. Amend Page 1, Section 1, Lines 22 and 23, by inserting after the deleted language and before the word "shall" the following: "in counties having a population of less than four hundred thousand (400,000) persons, according to the last preceding Federal Decennial Census"

AMENDMENT NO. 3. Amend Page 1, Section 2, Line 34, by adding after the word "beneficiaries" and before the word "shall" the following: "of any public trust created under the terms of 60 O. S. 1961, Sections 176-180, inclusive,"

AMENDMENT NO. 4. Amend Page 2, Lines 2 to 11, by striking all the language after the word "may" and including the word "located." on Line 11, and insert the following: "proceed with such project but, in such event, it shall be necessary for said trustees to obtain the consent of any

county or any city or town, or the governing bodies thereof, of more than one thousand (1,000) population, according to the last preceding Federal Decennial Census in which such expressway or any part thereof may be located,"

AMENDMENT NO. 5. Amend Page 2, Section 2, Line 11, beginning with the words "No city," strike the remainder of the paragraph and in lieu thereof add the following: "No city, county or state agency shall be obligated to maintain, police or pay any costs of construction or maintenance of such expressway, including the cost of approaches and traffic control and safety devices, unless such obligation shall be expressly assumed in writing by the governing body of the city, county or state agency. No municipality within the boundaries of which such expressway may be located shall be liable for personal injury or property damage resulting from the operation of such expressway or the failure to properly maintain or repair such expressway unless the duty to maintain or repair has been expressly assumed as herein provided."

AMENDMENT NO. 6. Amend Page 2, Section 2, Line 17, by changing the period to a comma after the word "five (5) years." and add the following: "except that such limitation of terms shall not apply to any trustee who serves by virtue of being an elected public official and who, under the terms of the instrument creating the trust, shall be replaced by his successor in such public office."

AMENDMENT NO. 7. Amend Page 2, Section 2, Line 22, by adding the following paragraphs:

"Contracts for construction of any toll urban or rural expressways shall be based upon detailed plans and specifications; provided, however, that if it is determined by the trustees that it is not feasible or prudent to expend trust or other funds for preparation of such plans and specifications and purchase of right-of-way for the project, the trustees may enter into a

contract based upon a proposal submitted for the designing, engineering, financing, acquisition of right-of-way and construction of such project.

No contract for the construction of any portion of such toll urban or rural expressway shall be entered into by the trustees of such authority until after notice and advertisement for proposals has been published by the trustees or by the trust beneficiary in at least one issue of a newspaper or periodical of general circulation in Oklahoma and the United States in the construction industry. The notice to bidders shall contain a general description of the route of such proposed expressway or of the traffic corridor or corridors to be served by such facility. All bids shall be opened at a public meeting of the trustees or of the governing board of the beneficiary, as the case may be.

The contract shall be awarded to the person (individual, corporation, partnership or joint venture) who is determined by the trustees to be the lowest and best bidder. If the trustees shall determine that it is not feasible or prudent to expend trust or other funds to obtain plans and specifications and purchase right-of-way prior to advertisement for bids they may, by negotiation with the lowest and best bidder, agree upon the terms of a definitive contract providing for the designing, engineering, financing, acquisition of right-of-way and construction of the project by such bidder.

The design and specifications for any such toll urban or rural expressway shall meet the minimum standards for construction of state highways established by the State Highway Department or the Oklahoma Turnpike Authority.

Bonds sold for the purposes of financing a turnpike under the provisions of this Act will be sold by sealed bids and the sale awarded to the bidder who bids the lowest total cost to the trust.”.

AMENDMENT NO. 8. Amend Page 2,

Section 3, Line 35, by adding the following paragraph at the end of Section 3:

“No existing improved street or highway shall be closed by reason of the construction and operation of such toll urban or rural expressway, except such temporary closing as may be required for the safety of the public during construction, maintenance or repair, without the express consent of the governing body of any city, county, or state agency having jurisdiction over such street or highway. All connections with streets or highways shall meet the normal safety requirements established by the city, county or state agency having jurisdiction and control over such connecting street or highway. All connecting streets or highways shall be built and financed by the cities in which the road is located or if not in a city, then by the Board of County Commissioners in which such connecting highway exists, said funds to come from the local government and not from State funds.”.

AMENDMENT NO. 9. Amend Page 2, Section 4, Line 36, by adding the following as the new SECTION 4:

“SECTION 4. Prior to entering into a contract for construction and acquisition of any such toll urban or rural expressway a reputable traffic engineer and consultant shall be employed to make a traffic survey and feasibility study and report on the proposed project and a qualified independent engineer shall be employed to review plans, specifications and bidder's proposals, to act in an advisory capacity, and to make reports and recommendations to the trustees on all phases of construction of such project.

Payment for such traffic, feasibility and engineering studies, reports and services shall be made by the trustees or the trust beneficiary out of funds available and appropriated for such purposes and such payment shall not be made contingent upon the feasibility, financing or construction of such project.”.

and renumber the original SECTION 4 to read SECTION 5.

Renumber the original SECTION 5 to read SECTION 6.

Renumber the original SECTION 6 to read SECTION 7.

AMENDMENT NO. 10. Amend Page 3, Line 25, by adding the following as the new SECTION 8:

"SECTION 8. The District Court shall have original jurisdiction to require accounting by trustees, to surcharge trustees, to supervise the administration of the trust where necessary because of mismanagement by trustees, and such further jurisdiction as may be provided by the Oklahoma Trust Act (60 O. S. 1961, § 175-23).".

AMENDMENT NO. 11. Amend Page 3, Line 25, by adding the following as the new SECTION 9.:

"SECTION 9. Annually, within sixty (60) days after the close of each fiscal year of any public charitable trust which shall have issued bonds for the construction, operation and maintenance of a toll urban or rural expressway, the trustees of such trust shall pay to the State Treasurer all funds which are not required to be used for other purposes under the terms of the instrument creating the trust and any bond indenture executed in connection with such expressway project. Such surplus revenue may be appropriated by the Legislature for the benefit of schools and/or public highways.".

AMENDMENT NO. 12. Renumber the original SECTION 7, Page 3, to read SECTION 10 and add the following: "Provided, however, the provisions of this Act shall not apply to counties having a population of four hundred thousand (400,000) or more, according to the 1960 Federal Decennial Census.".

AMENDMENT NO. 13. Amend Page 3, Line 31, by adding the following as the new SECTION 11:

"SECTION 11. No trustee or employee

of any public charitable trust shall have a direct or indirect financial interest in any contract, sub-contract, purchase, sale or other transaction in connection with any toll urban or rural expressway project undertaken by such trust. Violation of this section shall be deemed cause for removal from office or employment of such trustee or employee. In addition, such violation shall constitute a misdemeanor and upon conviction thereof shall be punishable by a fine not exceeding One Thousand (\$1,000.00) Dollars or imprisonment not exceeding one (1) year, or both such fine and imprisonment.".

And renumber the original SECTION 8, Page 3, to read SECTION 12.

Renumber the original SECTION 9, Pages 3 and 4, to read SECTION 13.

Renumber the original SECTION 10, Page 4, to read SECTION 14.

HAS to SB 727 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Line 20, by striking the word ", corporation".

AMENDMENT NO. 2. Amend Page 1, SECTION 1, Line 22, by adding the following new sentence after the word "campaign.": "It shall be unlawful for any such member or employee to knowingly accept any such transportation, presents or gratuities from any such person, firm or association."

HAS to SB 729 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Title to read as follows:

"AN ACT RELATING TO THE BOARDS OF REGENTS OF ALL PUBLIC STATE SUPPORTED INSTITUTIONS OF HIGHER LEARNING, AND THE BOARDS OF EDUCATION OF ALL SCHOOL DISTRICTS; PROVIDING THAT FACILITIES IN ALL COLLEGES AND SCHOOLS SHALL NOT BE USED BY PERSONS WHO ADVOCATE LAWLESSNESS AND DISREGARD FOR THE LAWS OF THE

STATE AND THE UNITED STATES;
AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 18, by inserting after the word "all" and before the word "institutions", the words "public state supported".

HA to SB 761 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the Title and entire bill and substitute the following:

AN ACT RELATING TO PUBLIC LANDS; PROVIDING FOR LEASING OF PUBLIC LANDS BY THE COMMISSIONERS OF THE LAND OFFICE; DEFINING TERMS; PROVIDING FOR DURATION AND CONSIDERATION; PROVIDING FOR APPRAISAL; PROVIDING FOR COSTS OF ARBITRATORS; REPEALING SECTIONS 1 AND 2, CHAPTER 401, O. S. L. 1965 (64 O. S. SUPP. 1967, § § 259 AND 260); RESTRICTING POWERS OF COMMISSIONERS OF LAND OFFICE TO MAKE RULES AND REGULATIONS RELATIVE TO LEASING; PROVIDING FOR NOTICE AND PUBLICATION; PROVIDING FOR APPEALS; PROVIDING FOR FEES AND TRANSFERS; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Sections 1 and 2, Chapter 401, O. S. L. 1965 (64 O. S. Supp. 1967, § § 259 and 260), pertaining to the leasing of public lands by the Commissioners of the Land Office, are hereby repealed.

SECTION 2. The Commissioners of the Land Office are hereby authorized and directed to enter into such agreements and negotiate such agricultural lease contracts upon the public lands of the State of Oklahoma under the following regulations:

That each lease contract shall be for a term not to exceed five (5) years, with the exception that the first year, one-fifth (1/5) of the leases shall be for five (5) years, one-fifth (1/5) of the leases shall

be for four (4) years, one-fifth (1/5) of the leases shall be for three (3) years, one-fifth (1/5) of the leases shall be for two (2) years, and one-fifth (1/5) of the leases shall be for one (1) year.

SECTION 3. Appraisals of all school lands shall be as follows:

(a) That such appraisals be made not less than six (6) months before the expiration of the present lease contract.

(b) That each appraisal be made as follows:

1. Lessee must be notified by Commissioners of the Land Office as to date appraisal will be made. The lessee must be personally present at time appraisal is made unless reason is shown for his not being present.

2. The Commissioners of the Land Office shall furnish each appraiser with a soil map for each lease being appraised and a chart showing normal yields of allotment crops in the area of appraised land.

3. In making the appraisement the appraiser with the lessee shall ascertain the present number of acres in cultivation, pasture, timber and wasteland in case a change has been made since the last lease contract was made.

4. The appraiser should, at the time of the appraisement, review the planned farming operations and discuss practices which may be of mutual benefit.

5. Capital improvements, if made, shall be allocated a deduction in cost of rental, which deduction amount shall not exceed the actual cost to the lessee for said capital improvements.

6. Within one (1) month from the date appraisal is made a rental contract shall be submitted to lessee and same must be accepted or rejected within one (1) month by lessee. In the event the lessee feels the contract offered is not equitable, he may notify the Commissioners of the Land Office that he feels said contract is not fair. Such notification must be made within

two (2) months from the date the appraisal was made. In the event the Commissioners of the Land Office and the lessee do not resolve their differences as to the proper lease rental contract, the lessee shall then have the right to appeal to a Board of Arbitration providing that said appeal is made within two (2) months from the date of the lease contract being submitted to the lessee.

7. For those tracts having a dwelling located thereon the Commissioners may, on the request of the lessee, create a separate tract consisting of not less than five (5) nor more than ten (10) acres upon which dwelling is located and shall lease said tract separately from the remaining agricultural tract upon a farm designated "Residential Lease".

SECTION 4. A Board of Arbitration for the arbitration of school land lease contracts in each county of this State is hereby established. The Board shall be composed of three (3) members selected as follows:

(a) One member selected by the lessee.

(b) One member selected by the Secretary of the State School Land Commission.

(c) One member selected by members (a) and (b).

Said members shall be known as arbitrators.

SECTION 5. The expense of the appeal to the Board of Arbitration shall be that of the lessee and shall be Forty Dollars (\$40.00). For said appeal the arbitrator appointed by the lessee and the arbitrator selected by members (a) and (b) shall be paid Twenty Dollars (\$20.00) each. The arbitrator selected by the Secretary of the State School Land Commission, if an employee of said Commission, shall receive no additional compensation; provided, however, that if said arbitrator is not an employee of the State School Land Commission he shall be paid by said Commission the sum of Twenty Dollars (\$20.00). A form shall be provided by the Commis-

sioners of the Land Office upon which the arbitrators shall make their findings.

SECTION 6. In the event that either the Commissioners of the Land Office or the lessee is dissatisfied with the findings of the arbitrators, either may appeal to the District Court of the county in which the land is located and such appeal shall be heard de novo.

SECTION 7. It shall be the duty of the Commissioners of the Land Office to publish a list containing a description of all public lands subject to agricultural and grazing leases under supervision of the School Land Commission within the county and the rentals to be paid thereon in a newspaper of general circulation within the county in which such land is located not less than one (1) month prior to the expiration of any agricultural and grazing lease.

SECTION 8. The Commissioners of the Land Office are hereby prohibited from charging a fee in excess of ten percent (10%) of the annual rental provided in the lease for transferring any preference right lease and nonpreference right lease; provided, however, the minimum fee for such transfer shall be Fifty Dollars (\$50.00) if an appraisal is required and a minimum of Twenty-five Dollars (\$25.00) for all transfers not requiring an appraisal.

SECTION 9. The Commissioners of the Land Office shall make no rules or regulations relating to leasing and subleasing of any lands or lands and improvements located thereon, reservation of rights herein, conservation and preservation thereof and the collection of rentals which are inconsistent with the provisions of this Act, the Enabling Act, the Constitution, and the statutory provisions of the State of Oklahoma.

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.

HA to SJR 13 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend by striking the Title.

RESOLUTION

By unanimous consent, SR 96 by Smalley was introduced.

Senator Smalley asked unanimous consent, which was granted, that all other members of the Senate be added as co-authors of the Resolution.

SR 96, as coauthored, was read at length as follows, adopted upon motion of Senator Smalley, and ordered referred for enrollment:

SR 96—By Smalley, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A RESOLUTION NOTING THE SIGNIFICANCE OF THE ANNIVERSARY OF THE OPENING FOR SETTLEMENT OF THE TERRITORY OF OKLAHOMA; NOTING THE PROGRESS AND ACHIEVEMENTS OF THE STATE SINCE THE OPENING; RECOGNIZING THE TOIL AND PERSEVERANCE OF THOSE WHO SETTLED THE STATE; DESIGNATING APRIL 20, 1968, AS A DAY OF CELEBRATION; CONGRATULATING THE CITY OF MOORE, OKLAHOMA, FOR RECOGNIZING OUR PROUD HERITAGE AND FOR CELEBRATING 89ERS DAY FOR 1968 IN CON-

NECTION WITH THEIR MOORE PROGRESS DAY CELEBRATION.

WHEREAS, the Territory of Oklahoma was opened for settlement on April 22, 1889; and

WHEREAS, seventy-nine years of progress and development have elapsed since that historic day; and

WHEREAS, the intervening seventy-nine years have been gloriously marked with toil, perseverance and achievement on the part of those who settled the state and whose efforts have laid the foundation for an unlimited future; and

WHEREAS, the pioneer heritage which made possible the tremendous growth and progress of our great State is deserving of special commemoration and celebration on a date approximating the 79th anniversary thereof; and

WHEREAS, Guthrie, Oklahoma, the site of the annual 89er Day Celebration cancelled the celebration for the year of 1968; and

WHEREAS, Moore, Oklahoma, is celebrating Moore Progress Day on April 20, 1968, and 20 parade entries from the cancelled Guthrie 89ers Celebration are participating in the Moore celebration; and

WHEREAS, the City of Moore has consented to celebrate 89ers Day in connection with their Progress Celebration for the year of 1968.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the day of Saturday, April 20, 1968, is hereby designated as a day of special celebration in honor and recognition of our proud heritage and the City of Moore, Oklahoma, is congratulated for celebrating 89ers Day for 1968 in connection with the Moore Progress Day Celebration.

SECTION 2. That duly authenticated copies of this Resolution be transmitted to

the Honorable Mayor and City Council of Moore, Oklahoma.

GENERAL ORDER

HB 1173 by Bernard, et al, of the House and Luton of the Senate was read and considered.

Senator Dacus asked to be made coauthor of **HB 1173**, which was the order.

Senator Luton moved to amend **HB 1173**, page 5, line 8, by adding after the language "O.S.L. 1963" and before the period the following: "(75 O. S. Supp. 1967, § § 301-325, inclusive)", which amendment was declared adopted.

Senator Luton moved to amend **HB 1173**, page 9, line 17, by adding after the language "O.S.L. 1963" and before the period the following: "(75 O. S. Supp. 1967, § § 301-325, inclusive)", which amendment was declared adopted.

Senator Luton moved to amend **HB 1173**, page 10, by adding after the figure "293.2" and before the period the following: "of Title 11" and by adding after the period on line 6, page 10 the following: "82 O. S. 1961, § 903, shall be numbered 901 and the remaining sections of said Chapter 9, as amended, shall be numbered consecutively", which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1173**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1173**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1173 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Hold-

en, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Young.—36.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Mas-sad, Porter, Smalley, Stansberry, Wil-liams.—12.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Hold-en, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Young.—36.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Mas-sad, Porter, Smalley, Stansberry, Wil-liams.—12.

The emergency was declared passed.

HB 1173, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Luton asked for consideration of his motion to reconsider the vote by which **HB 905** passed.

Senator Miller moved to table the Luton motion by which **HB 905** passed, which motion was declared adopted.

HB 905 was properly signed and ordered returned to the Honorable House.

RESOLUTION

By unanimous consent, **SCR 72** by Fin-deiss, Short and McSpadden of the Senate and Howard of the House was introduced and read as follows:

A Concurrent Resolution recognizing the contributions of geologists to the economy, history and culture of Oklahoma; welcom-ing the American Association of Petroleum Geologists to Oklahoma City for their

53rd annual meeting; and directing distribution.

By unanimous consent, upon request of Senator Findeiss, all other members of the Senate were made coauthors of the Resolution.

SCR 72, as coauthored, was read at length, adopted upon motion of Senator Findeiss and ordered referred for engrossment.

GENERAL ORDER

HB 983 by Watkins, et al, of the House was read and considered.

Senator Baggett asked to be made Senate Author of **HB 983**, which was the order.

Senators Dacus, Taliaferro, Boecher, Murphy, Smith, Ham, Young, Berry and Luton asked to be made coauthors of **HB 983**, which was the order.

Upon motion of Senator Baggett, **HB 983** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 983** was placed upon third reading and final passage.

THIRD READING

HB 983 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Selman, Short, Smith, Stipe, Taliaferro, Terrill.—29.

Nay: Baldwin, Hamilton, Holden, McSpadden, Romang.—5.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Massey, Payne, Porter, Smalley, Stansberry, Williams, Young.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Selman, Short, Smith, Stipe, Taliaferro, Terrill.—32.

Nay: Hamilton, McSpadden, Romang.—3.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Massey, Porter, Smalley, Stansberry, Williams, Young.—13.

The emergency was declared passed.

HB 983 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 714 by Green, et al, of the House and Payne, Berrong and Graves of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 714** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 714** was placed upon third reading and final passage.

THIRD READING

HB 714 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Porter, Smalley, Stansberry, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Porter, Smalley, Stansberry, Young.—11.

The emergency was declared passed.

HB 714 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1199 by McCune was read and considered.

Senator Dacus asked to be made co-author of **HB 1199**, which was the order.

Upon motion of Senator Taliaferro, **HB 1199** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1199** was placed upon third reading and final passage.

THIRD READING

HB 1199 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Selman, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Short.—1.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Murphy, Porter, Smalley, Stansberry, Young.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Selman, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Short.—1.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Murphy, Porter, Smalley, Stansberry, Young.—12.

The emergency was declared passed.

HB 1199 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HJR 559 by McCune of the House and Gee of the Senate was read and considered.

Senator Gee moved to amend **HJR 559**, page 5, lines 5, 7 and 8 by striking the words and figures "Twenty Dollars (\$20.-00)" and substituting therefor the words and figures "One Hundred Dollars (\$100.-00)", which amendment was declared adopted.

Senator Gee moved to amend **HJR 559**, page 2, line 14, by substituting a comma in lieu of the period after the word "only", which amendment was declared adopted.

Upon motion of Senator Gee, **HJR 559**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HJR 559**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 559, as amended, was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 559, As Amended—By McCune of the House and Gee of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO RE-

FER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION, AMENDING SECTION 19 OF ARTICLE II OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; PROVIDING THE RIGHT OF TRIAL BY JURY SHALL REMAIN INVIOLEATE EXCEPT IN CIVIL CASES INVOLVING LESS THAN ONE HUNDRED DOLLARS OR IN CRIMINAL CASES WHEREIN THE OFFENSE CHARGED IS PUNISHABLE BY FINE ONLY, NOT EXCEEDING ONE HUNDRED DOLLARS; PROVIDING THAT LEGISLATURE MAY PROVIDE FOR JURY TRIALS IN CASES INVOLVING LESSER AMOUNTS; PRESCRIBING THE NUMERICAL CONSTITUENCY OF JURIES IN CERTAIN CASES AND THE CONCURRENCE OF JURORS THEREOF REQUIRED FOR VERDICTS; PROVIDING AN EFFECTIVE DATE; PROVIDING A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State of the State of Oklahoma shall refer to the people for their approval or rejection, as and in the manner provided by law, the following amendment to the Constitution of Oklahoma, amending Section 19 of Article II of the Constitution of Oklahoma, to read as follows:

Section 19. The right of trial by jury shall be and remain inviolate, *[and a jury for the trial of civil and criminal cases in courts of records, other than county courts,]* EXCEPT IN CIVIL CASES WHEREIN THE AMOUNT IN CONTROVERSY DOES NOT EXCEED ONE HUNDRED DOLLARS (\$100.00), OR IN CRIMINAL CASES WHEREIN PUNISHMENT FOR THE OFFENSE CHARGED IS BY FINE ONLY, NOT EXCEEDING ONE HUNDRED DOLLARS (\$100.00).

PROVIDED HOWEVER THAT THE LEGISLATURE MAY PROVIDE FOR JURY TRIAL IN CASES INVOLVING LESSER AMOUNTS. JURIES FOR THE TRIAL OF CIVIL AND CRIMINAL CASES shall consist of twelve (12) persons; but in *[county courts and courts not of record, a jury]* THE TRIAL OF MISDEMEANORS, PROCEEDINGS FOR THE VIOLATION OF ORDINANCES OR REGULATIONS OF CITIES AND TOWNS, JUVENILE PROCEEDINGS, ACTIONS FOR FORCIBLE ENTRY AND DETAINER, OR DETENTION ONLY, OF REAL PROPERTY AND COLLECTION OF RENTS THEREFOR, AND CIVIL CASES CONCERNING CAUSES OF ACTION INVOLVING LESS THAN TWENTY-FIVE HUNDRED DOLLARS (\$2,500.00), JURIES shall consist of six (6) persons. *[This Section shall not be so construed as to prevent limitations being fixed by law upon the right of appeal from judgments of courts not of record in civil cases concerning causes of action involving less than Twenty Dollars (\$20.00).]* In civil cases, and in criminal cases less than felonies, three-fourths (3/4) of the whole number of jurors concurring shall have power to render a verdict. In all other cases the entire number of jurors must concur to render a verdict. In case a verdict is rendered by less than the whole number of jurors, the verdict shall be in writing and signed by each juror concurring therein.

SECTION 2. This amendment shall become effective January 13, 1969.

SECTION 3. The ballot title for said proposed amendment to the Oklahoma Constitution 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 19, Article II, of the Constitution of Oklahoma; providing the right

of jury trial shall be afforded in all cases except in civil cases involving One Hundred Dollars (\$100.00) or less and criminal cases wherein punishment for the offense charged is by fine only, not exceeding One Hundred Dollars (\$100.00) providing juries for the trial of civil and criminal cases shall consist of twelve (12) persons, but the trial of misdemeanors, proceedings for the violation of ordinances or regulations of cities and towns, juvenile proceedings, actions for forcible entry and detention, or detention only, of real property and collection of rents therefor, and in civil actions involving less than Twenty-Five Hundred Dollars (\$2500.00), juries shall consist of six (6) persons; providing that in civil cases, and in criminal cases less than felonies, three-fourths (3/4) concurrence of the whole number of jurors shall have power to render a verdict but in all other cases the entire number of jurors must concur to render a verdict; providing in case a verdict is rendered by less than the whole number of jurors the verdict shall be signed by each juror concurring therein; providing this Amendment shall be effective January 13, 1969, be approved by the people?

☐ YES

SHALL THE PROPOSED
AMENDMENT BE APPROVED?

☐ NO

SECTION 4. 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 of the State of Oklahoma.

SECTION 5. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide runoff primary election, at which time the proposed amendment to the Constitution of the State of Oklahoma, set forth in SECTIONS 1 and 2 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 the passage of Resolution, the roll call was as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Breckinridge, Ferrell, Hargrave.—3.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Mass-ey, Porter, Smalley, Stansberry, Young.—12.

The Resolution was declared passed.

The question being, "Shall **HJR 559**, by McCune of the House and Gee 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, amending Section 19 of Article II of the Constitution of the State of Oklahoma; providing the right of trial by jury shall remain inviolate except in civil cases involving less than *one hundred* dollars or in criminal cases wherein the offense charged is punishable by fine only, not exceeding *one hundred dollars*; providing that *Legislature may provide for jury trials in cases involving lesser amounts*; prescribing the numerical constituency of juries in certain cases and the concurrence of jurors thereof required for verdicts; providing an effective date; 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 of Oklahoma on the date of the next statewide runoff primary election as provided in Section 5 of said

Resolution, which Special Election is hereby ordered and authorized on the date of the next statewide runoff primary election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—36.

Nay: Ferrell.—1.

Excused: Atkinson, Birdsong, Bradley, Garrett, Horn, Howard, McClendon, Porter, Smalley, Stansberry, Young.—11.

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 559, as amended, was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Stipe moved that the vote be reconsidered by which **HJR 559**, as amended, passed.

GENERAL ORDER

HB 1212 by Clemons of the House and Breckinridge and Baggett of the Senate was read and considered.

Senators Dacus and Hamilton asked to be made coauthors of **HB 1212**, which was the order.

Senator Garrison moved to amend **HB 1212**, page 2, line 17, by striking after the period and before the word "shall" the words "Each member" and inserting in lieu thereof the language "Nine (9) of said members", which amendment was tabled upon motion of Senator Hamilton.

Senator Garrison moved to amend **HB 1212**, page 3, line 3, by striking after the

word "of" the word "his" and inserting in lieu thereof the word "their", which amendment was tabled upon motion of Senator Hamilton.

Senator Garrison moved to amend **HB 1212**, page 3, line 5, by striking after the words "term of" the word "his" and inserting in lieu thereof the word "their", which amendment was tabled upon motion of Senator Hamilton.

Senator Garrison moved to amend **HB 1212**, page 3, line 6, by inserting after the word "Committee" and before the word "at" the language "The other three (3) members of said committee shall be graduates of an accredited college or university, but shall not be members of the teaching profession", which amendment was tabled upon motion of Senator Hamilton.

Senator Berrong moved to amend **HB 1212**, page 3, line 10, by restoring the stricken language after the word "Committee" and before the word "Each" on line 11, which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 5, line 2, by striking after the word "not" and before the word "than" the word "less" and substituting therefor the word "more" and by striking the words "and not more than six (6) years" and by amending the title to conform thereto, which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 6, line 4, by adding after the word "book" and before the words "the bid" the language "A record of all the books delivered direct to any school district shall be immediately furnished by the shipper and the school district to the State Board of Education", which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 6, lines 4 through 6

by deleting the language after the words "such book" on line 4 and before the word "it" on line 6, which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 8, line 5, by adding after the word "teaching" a semi-colon and adding the language "provided that only materials approved by the State Textbook Committee shall be purchased from State Textbook Funds", which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 8, lines 13 and 14 by striking the words "one hundred twenty percent (120%) of the bid price of the edition originally adopted" and substituting therefor the language "the lowest price at which the same textbook will be sold or offered for sale for the purpose of securing a state or local selection or adoption elsewhere in the United States during the twelve (12) months preceding the date of submitting such new or revised edition. A contract shall be made for such new or revised edition as for any other selection", which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 9, line 3, by substituting the word and figure "seven (7)" for the word and figure "ten (10)", which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 9, line 15, by substituting the word "teachers" for the words "certified personnel" and on page 10, lines 7 and 8 by substituting the word "teachers" for the words "certified personnel" and amending the title to conform thereto, which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 9, lines 14 and 15

and page 10, line 7, by removing the brackets and restoring the original language, which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 11 lines 9 and 10, by substituting the words "a reasonable" for the words "the requested", which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 13, lines 1 through 7, by striking after the word "education" on line 1, and before the word "each" on line 7, all of the language therein, which amendment was declared adopted.

Senator Baggett, joined by Senators Hamilton and Breckinridge, moved to amend **HB 1212**, page 15, lines 12 and 13, by striking the word "purchased" and substituting therefor the language "the cost of such book was charged against the value of textbooks allowed such school district", which amendment was declared adopted.

Upon motion of Senator Breckinridge, **HB 1212**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, **HB 1212**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1212 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—31.

Excused: Atkinson, Baldwin, Berry,

Birdsong, Bradley, Findeiss, Garrett, Ham, Horn, Howard, McClendon, Martin, Massey, Porter, Smalley, Stansberry, Stipe.—17.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Baldwin, Berry, Birdsong, Bradley, Findeiss, Garrett, Horn, Howard, McClendon, Martin, Massey, Porter, Smalley, Stansberry, Stipe.—16.

The emergency was declared passed.

HB 1212, as amended, was referred for engrossment.

GENERAL ORDER

HB 1323 by McCune, et al, of the House and Gee, Nichols, Holden, Ham and Grantham of the Senate was read and considered.

Senator Gee, joined by Senator Smith, moved to amend HB 1323, page 3, line 15½, by inserting the language "The membership of the governing board shall remain as presently constituted by law and the provisions of this section shall become effective January 13, 1969", which amendment was declared adopted.

Senator Gee moved to amend HB 1323, page 4, line 8 by inserting after the word "of" the words "House Bill 1198 of the Second Session of the 31st Legislature and", which amendment was declared adopted.

Senator Short moved to amend HB 1323, page 9, line 7, by inserting after the word "fund" and before the word "on" the words "of said county", which amendment was declared adopted.

Senator Garrison moved to amend HB 1323, page 6, lines 4 and 5, by striking all language after the word "judges" and adding a period, which amendment was tabled upon motion of Senator Massad.

Upon motion of Senator Massad, HB 1323, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Massad, HB 1323, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1323 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, Breckinridge, Dacus, Ferrell, Field, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—31.

Nay: Baggett, Garrison, Keels, Luton, Young.—5.

Excused: Atkinson, Berry, Birdsong, Bradley, Findeiss, Garrett, Horn, Howard, McClendon, Porter, Selman, Smalley.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Young.—1.

Excused: Atkinson, Berry, Birdsong, Bradley, Findeiss, Garrett, Horn, Howard, McClendon, Porter, Selman, Smalley.—12.

The emergency was declared passed.

HB 1323, as amended, was referred for engrossment.

Senator Massad asked unanimous consent, which was granted, that Rule 20-c be suspended for the purpose of immediately returning **HB 1323** to the Honorable House upon its being reported correctly engrossed.

MESSAGE FROM GOVERNOR

Advising approval by him, April 17, 1968 of Enrolled **SB 540**, entitled:

SB 540—By McSpadden, Gee and Horn of the Senate and Bynum, Cole, Odom (V. H.) and Poulos of the House.

An Act relating to game and fish; etc.; providing for issuance of commercial fishing licenses, contract or helper's permits; etc.; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 783**, as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 291, 641, 668, 740, 765, 766, SJRs 57 and 58 each correctly enrolled.

Enrolled **SBs 291, 641, 668, 740, 765, 766, SJRs 57 and 58** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1015 by Boren of the House and Nichols of the Senate was read and considered.

Senator Ferrell asked to be made co-author of **HB 1015**, which was the order.

Upon motion of Senator Nichols, **HB 1015** was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HB 1015** was placed upon third reading and final passage.

THIRD READING

HB 1015 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Berrong, Berry, Birdsong, Bradley, Findeiss, Garrett, Horn, Howard, McClendon, McGraw, Murphy, Porter, Selman, Smalley.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Berrong, Berry, Birdsong, Bradley, Findeiss, Garrett, Horn, Howard, McClendon, McGraw, Murphy, Porter, Selman, Smalley.—15.

The emergency was declared passed.

HB 1015 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1326 by Bickford of the House and Martin of the Senate was read and considered.

Upon motion of Senator Martin, **HB 1326** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1326** was placed upon third reading and final passage.

THIRD READING

HB 1326 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Luton, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—31.

Excused: Atkinson, Berrong, Berry, Birdsong, Bradley, Findeiss, Garrett, Horn, Howard, Keels, McClendon, McGraw, Massad, Murphy, Porter, Selman, Smalley.—17.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Berrong, Berry, Birdsong, Bradley, Findeiss, Garrett, Horn, Howard, Keels, McClendon, Porter, Selman, Smalley.—14.

The emergency was declared passed.

HB 1326 was ordered withheld pursuant to Rule 20-c.

GENERAL ORDER

HB 1219 by Sandlin of the House and Nichols of the Senate was read and considered.

Upon motion of Senator Nichols, **HB 1219** was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HB 1219** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1219 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, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Baggett, Berry, Birdsong, Bradley, Findeiss, Garrett, Holden, Horn, Howard, McClendon, Murphy, Porter, Selman, Smalley, Stipe.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Baggett, Berry, Birdsong, Bradley, Findeiss, Garrett, Holden, Horn, Howard, McClendon, Murphy, Porter, Selman, Smalley, Stipe.—16.

The emergency was declared passed.

HB 1219, as amended, was referred for engrossment.

MOTION

President Pro Tempore McSpadden moved that **SB 291** be ordered recalled from the Honorable House for further consideration, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Garrison moved to reconsider the vote by which **SB 291**, as amended by the House, was passed.

President Pro Tempore McSpadden moved that the Honorable House be requested to concur in the withdrawal of **HBs 594** and **595** from the Special Conference Committee, to which referred, and

refer said Bills to the General Conference Committee on Appropriations, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator Baggett moved that the vote be reconsidered by which **HB 1323** passed.

RESOLUTIONS

By unanimous consent, **SR 97** by Hamilton, McSpadden, Gee, Massey, Berry, Nichols and McClendon was introduced.

SR 97 was read at length as follows, adopted upon motion of Senator Hamilton, and ordered referred for enrollment:

SR 97—By Hamilton, McSpadden, Gee, Massey, Berry, Nichols and McClendon.

A Resolution acknowledging the importance of good roads to the economic and industrial development of Oklahoma; recognizing the need for construction of the Oklahoma Industrial Parkway within the near future; commending the states of Kansas and Texas for their interest in seeing that an adequate throughway be constructed for traffic between Kansas City and Houston; extending an invitation to interested parties to attend a meeting to discuss development of such throughway; and directing distribution.

WHEREAS, the transportation of persons, goods and merchandise is essential to the welfare of the people; and

WHEREAS, adequate roads and highways are necessary for the economic and industrial development of Oklahoma; and

WHEREAS, eastern Oklahoma is abundantly endowed with such natural resources and it is truly one of the great treasure chests of the nation; and

WHEREAS, one of the major obstacles to the industrial development of eastern Oklahoma is the lack of good roads and highways; and

WHEREAS, the States of Kansas and Texas have recognized the need for a throughway between the metropolitan centers of Kansas City and Houston; and

WHEREAS, this throughway should traverse eastern Oklahoma and tie in with the proposed Oklahoma Industrial Parkway; and

WHEREAS, the development and construction of the Oklahoma Industrial Parkway as an integral part of this throughway would enhance the building of eastern Oklahoma into one of the greatest industrial valleys of the world; and

WHEREAS, the Governor of Oklahoma, the members of the Oklahoma Turnpike Authority, the members of the Oklahoma Industrial Parkway Association and interested persons from Kansas and Texas should be invited to attend a meeting at Miami, Oklahoma to be held at 11:00 o'clock a.m., April 25, 1968, to discuss the development of this throughway.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That invitations are hereby extended to the Governor of Oklahoma, the members of the Oklahoma Turnpike Authority, the members of the Oklahoma Industrial Parkway Association, and interested persons from Kansas and Texas to attend a meeting at Miami, Oklahoma to be held at 11:00 o'clock a.m., April 25, 1968 to discuss the development of an Oklahoma Industrial Parkway, and an adequate throughway to be constructed for traffic between Kansas City and Houston.

SECTION 2. That duly authenticated copies of this Resolution, after consideration and enrollment, be prepared for and sent to the Governor of the State of Oklahoma, the Honorable Dewey F. Bartlett; the members of the Oklahoma Turnpike Authority; and the members of the Oklahoma Industrial Parkway Association.

By unanimous consent, **SCR 73** was introduced and read as follows:

SCR 73—By Graves, Smith, Luton, Terrill and Baggett of the Senate and Smith

(Norman), Privett, Derryberry, Greenhaw and Sanguin of the House.

A Concurrent Resolution requesting the Executive Committee of the Legislative Council to establish a special committee to study the Uniform Consumer Credit Code; providing for the membership of such committee and authorizing subcommittees; providing for expenses; directing report of recommendations to the Executive Committee for consideration by 1969 Legislature; and inviting interested citizens, organizations and officers of State Departments and Agencies to assist in such study.

SCR 73 was read at length, adopted upon motion of Senator Graves and ordered referred for engrossment.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 540, 1191 and 1309**, requesting Conference and naming Conferees as follows:

HB 540: Barr, Briscoe and Hunter.

HB 1191: Spearman, Hill and Peterson.

HB 1309: Cate, Spearman and Wolf (Leland).

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 978, 1037, 1096, 1157, 1213, 1215, 1239, 1260 and 1273**, as amended.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Substitute and Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of the Conference Committee Substitute, with change of House and Senate authors, as shown on said Conference Committee Substitute for Engrossed **HB 1105**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1105** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred **ENGROSSED HOUSE BILL NO. 1105** and Engrossed Senate Amendments thereto, by Connor, Lane and Sanguin of the House and Hamilton, Garrison, McClendon, Massad, Dacus and Nichols of the Senate entitled:

AN ACT RELATING TO AGRICULTURE; AMENDING 2 O. S. 1961, § 5-28; PROVIDING FOR EGG DEALER'S LICENSE; FIXING LICENSE FEE; PROVIDING FOR INSPECTION FEE; PROVIDING FOR PAYMENT OF FEES; PROVIDING FOR REPORTS; 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 following conference committee substitute be adopted:

As authored by: Strike "Hunter of the House" and replace with "Connor and Sanguin of the House" and Co-authored by: Strike "Williams of the Senate" and replace with "Hamilton, Garrison, McClendon, Massad, Dacus and Nichols of the Senate".

CCS for HB 1105—By Connor and Sanguin of the House and Hamilton, Garrison, McClendon, Massad, Dacus and Nichols of the Senate.

An Act relating to forestry; defining the purposes of a corporation engaged in carrying on forestry, or producing forestry products; limiting the term agriculture; defining the term forestry; directing codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. For any and all purposes, a corporation created or licensed in this

State for the purpose of carrying on forestry, or producing forestry products, shall not be construed to be a corporation created or licensed for the purpose of buying, acquiring, trading or dealing in real estate and shall not be construed as being created for or engaging in agricultural purposes; provided, however, that any and all real estate owned by said corporation must be used directly and solely for production of forestry products, otherwise this Act shall not be applicable.

SECTION 2. The word forestry as used in this Act is defined as the science of continuous development, care of and management of growing timber.

SECTION 3. This Act shall be codified as Title 2, Oklahoma Statutes, Section 1-4.

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.

FOR THE HOUSE: Connor, Derryberry, Sanguin.

FOR THE SENATE: Hamilton, Garrison, McClendon.

MESSAGE FROM THE HOUSE

Pursuant to Enrolled HCR 588, Enrolled HJR 543 has been returned to the House for reconsideration; The House has reconsidered Fourth Reading and signing of said Resolution and transmits same to the Honorable Senate for further consideration.

Consideration of HJR 543 was deferred.

MESSAGE 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 351.

The above numbered Bill as amended in Conference was referred for enrollment.

BILLS RELEASED

As provided under Rule 20-c, HBs 714, 983, 1015, 1182, 1199 and 1326 were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Sixty-third Legislative Day

Thursday, April 18, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—34.

Excused: Atkinson, Berrong, Birdsong, Bradley, Garrett, Ham, Horn, Howard, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—14.

The President Pro Tempore declared a quorum present.

The following remarks and the following prayer were offered by the Chaplain, and are incorporated herein, by unanimous consent, upon request of Senator Baggett:
GENTLEMEN OF THE SENATE:

Most ministers come to offer prayer at a non-religious gathering with a certain uneasiness of conscience. I share Paul Tillich's feeling that there are times when one ought to be embarrassed to speak of God. If I came with that fear last year, I certainly did not this year. You have impressed me as a group who take this opening prayer not as a meaningless ritual, but as a meaningful part of the day. You have shown me a hard-working and dedicated group of men who recognize the need of a strength beyond yourselves. It is hard to work to do good for people who really don't care if good is done for

them or not. It is easy to despair at the apathy and indifference of so many about government. In spite of these obstacles you seek to do the job well. It has been a real joy and privilege to fellowship with you and to pray with and for you. In Jake Reinhardt and myself, the Oklahoma Senate has two real boosters in Tulsa.

Let us pray.

Our Father, we thank You for calling us to live together in freedom and in community. We thank You that we are free men. Give us the grace to accept our responsibilities as free men, who cannot escape the consequences of our acts. Help us not to avoid responsibility or to blame others for the outcome of our own deeds. Grant us the assurance that we can have the grace of forgiveness for our sins, our errors, our failures. Give us the strength for this day that we may be effective in our tasks. In the spirit of Him who gave His life in service, Jesus Christ our Lord, help us today to serve one another in love. Amen.

Senator Smith asked that the Chaplain, Joe A. Dickens be made Honorary Chaplain of the Senate for the year, 1968, and asked unanimous consent that such request be incorporated in the Journal, which was the order.

The Journal for the last legislative day was declared approved.

COMMUNICATION

Senator Ferrell asked unanimous consent, which was granted, to have read and

incorporated in the Journal the following communication:

Senator Donald F. Ferrell
Oklahoma State Senate
State Capitol
Oklahoma City, Oklahoma 73105

Dear Senator Ferrell:

Please express to the members of the Senate of the State of Oklahoma the deep gratitude of myself and the members of the family of our beloved husband and father, Joe D. Dunn, Resolution No. 58 commemorating his life and expressing the appreciation of the Legislature for his faithful and creative service to the State of Oklahoma and the Oklahoma Tax Commission.

I think no public servant could hold a higher regard for the legislative process than he, and it seems most fitting that the Legislature has given him this magnificent tribute.

I must add, too, Senator, that I know you are aware of the great affection and esteem he held for you and other members of the Senate, and I know that you grieve in the loss of a friend as we do in the loss of our beloved one.

Sincerely,

Mrs. Joe D. Dunn

MESSAGE FROM THE HOUSE

Transmitting following Bill and /or Resolution, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed HBs 1067, 1077, 1080, 1128 and 1187.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1067 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1067, entitled:

AN ACT RELATING TO THE OFFICE OF THE SECRETARY OF STATE AND MAKING,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House concur in Senate Amendments Numbers 1 and 2.

2. That the House and Senate accept the following amendment:

AMENDMENT NO. 1. Amend title to read as follows:

AN ACT RELATING TO THE OFFICE OF THE SECRETARY OF STATE AND MAKING AN APPROPRIATION THERE-TO; 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 THE 1968 CUMULATIVE SUPPLEMENTS TO OKLAHOMA STATUTES 1961; PROVIDING FOR THE PURCHASE OF MICROFILM EQUIPMENT AND SUPPLIES; AND MAKING APPROPRIATIONS THEREFOR; PROVIDING LAPSE DATE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Nichols, Smalley, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman) Odom (Martin), Derryberry, Greenhaw, Odom (V. H.), Sanguin, Smith (Nor-man), Wolf (Leland).

The following CCR on HB 1077 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1077, entitled:

AN ACT RELATING TO THE OKLAHOMA CEREBRAL PALSY CENTER; MAKING APPROPRIATION THERETO; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

1. Line 22, Section 1, delete the figures "208,500.00" and insert in lieu thereof the figures "211,500.00".

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Massey, Nichols, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman) Odom (Martin), Derryberry, Greenhaw, Hopkins, Odom (V. H.), Sanguin, Smith (Norman), Wolf (Leland).

The following CCR on HB 1080 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1080, entitled:

AN ACT RELATING TO THE OKLAHOMA AERONAUTICS COMMISSION AND MAKING AN APPROPRIATION THERETO; STATING THE PURPOSE;

PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Nichols, Smalley, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman) Odom (Martin), Derryberry, Greenhaw, Odom (V. H.), Sanguin, Smith (Norman), Wolf (Leland).

The following CCR on HB 1128 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1128, entitled:

AN ACT RELATING TO THE WATER RESOURCES BOARD AND MAKING AN APPROPRIATION THERETO; *** AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Nichols, Smalley, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Derryberry, Greenhaw, Odom (V. H.), Sanguin, Smith (Norman), Wolf (Leland).

The following CCR on HB 1187 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1187, entitled:

AN ACT RELATING TO THE LEGISLATIVE COUNCIL; MAKING AN APPROPRIATION THERETO; AND STATING THE PURPOSE; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House concur in Senate Amendments Numbers 1, 2, 3, 4 and 5.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Smalley, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Derryberry, Greenhaw, Odom (V. H.), Sanguin, Smith (Norman), Wolf (Leland).

MESSAGE 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 547 and 797.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 547 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 547, and Engrossed Senate Amend-

ments thereto, by Briscoe, Miskelly, McCune, Cate, Williamson, Townsend, Kamas, Wixson, Thornhill, Willis, Peterson and Hopkins entitled:

AN ACT RELATING TO THE MERIT SYSTEM; AMENDING 74 O.S. 1961, § 803; PLACING THE EMPLOYEES OF THE CORPORATION COMMISSION OF OKLAHOMA UNDER THE CLASSIFIED SERVICE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation: That the following conference committee substitute be adopted:

CCS for HB 547—By Briscoe, Miskelly, McCune, Cate, Williamson, Townsend, Kamas, Wixson, Thornhill, Peterson and Hopkins.

AN ACT RELATING TO THE MERIT SYSTEM; AMENDING 74 O.S. 1961, § 803; PLACING THE EMPLOYEES OF THE CORPORATION COMMISSION OF OKLAHOMA AND THE EMPLOYEES OF THE DEPARTMENT OF EDUCATION INCLUDING THE DEPUTY STATE SUPERINTENDENT OF PUBLIC INSTRUCTION UNDER THE CLASSIFIED SERVICE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. That 74 O.S. 1961, § 803, be amended to read as follows:

§ 803. Offices and positions in the unclassified service are in no way subject to any of the provisions of this Act or of the rules and regulations promulgated hereunder by the State Personnel Board.

The unclassified service of the State shall include the following:

(1) persons chosen by election or appointment to fill an elective office, and their employees, *[this to include all of the employees of the Corporation Commission]*; EXCEPT ALL OF THE EMPLOYEES OF THE CORPORATION COMMISSION, WHO SHALL BE UNDER THE

PROVISIONS OF THE CLASSIFIED SERVICE OF THE STATE; AND EXCEPT THE EMPLOYEES OF THE DEPARTMENT OF EDUCATION INCLUDING THE DEPUTY STATE SUPERINTENDENT OF PUBLIC INSTRUCTION; AND, PROVIDED FURTHER, THAT IMMEDIATELY UPON THE ENACTMENT HEREOF THE EMPLOYEES OF SAID DEPARTMENT OF EDUCATION AND SAID DEPUTY STATE SUPERINTENDENT OF PUBLIC INSTRUCTION SHALL BECOME CLASSIFIED EMPLOYEES;

(2) members of boards and commissions, and heads of departments, agencies and institutions required by law to be appointed by the Governor;

(3) one principal assistant or deputy and one private secretary for each head of a department, agency or institution who is required by law to be appointed by the Governor;

(4) all employees in the office of the Governor and all persons required by law to be appointed by the Governor;

(5) judges, referees, receivers, jurors, Assistant Attorney General and notary public, as such;

(6) officers and employees of the Oklahoma Legislature;

(7) all officers and employees of the Oklahoma State System of Higher Education, State Board of Education, Division of Vocational Education, and all employees of all public school districts;

(8) patient and inmate help in the state charitable, penal, mental and correctional institutions;

(9) persons employed in a professional or scientific capacity to make or conduct a temporary and special inquiry, investigation, or examination on behalf of the legislature or a committee thereof, or by authority of the Governor;

(10) officers and members of the Oklahoma National Guard, as such;

(11) persons engaged in public work for the State, but employed by contrac-

tors when the performance of such contract is authorized by the legislature or other competent authority;

(12) election officials and employees;

(13) temporary seasonal farm laborers, or other farm help engaged in a single phase of agricultural production or harvesting, not to exceed one hundred twenty (120) calendar days in any year;

(14) professional trainees only during the prescribed length of their course of training or extension study;

(15) laborers, semiskilled and skilled craftsmen temporarily engaged for purposes of building, renovation, or remodeling and paid on an hourly, or piecework basis, provided the request is made by the appointing authority and is approved by the State Personnel Board;

(16) seasonal employees employed during the period May 1 through October 16 in any calendar year;

(17) students who are employed on a part-time basis and who are regularly enrolled in (a) an institution of higher learning within the Oklahoma State System of Higher Education or (b) an institution of higher learning qualified to become coordinated with said State System of Higher Education.

FOR THE SENATE: Smith, Garrison, Smalley.

FOR THE HOUSE: Briscoe, Derryberry, Greenhaw.

The following CCR on HB 797 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 797, and Engrossed Senate Amendments thereto, by Odom (V. H.), Harrison and McCune, entitled:

AN ACT RELATING TO GROSS PRODUCTION TAXATION; AMENDING § §

1005(d) AND 1007, SECTION 2, CHAPTER 365 O.S.L. 1963 (68 O.S. SUPP. 1965, § § 1005(d) AND 1007), AND § 1010, SECTION 2, CHAPTER 365, O.S.L. 1963, *** AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation: That the following Conference Committee Substitute be adopted:

CCS for HB 797—By Odom (V. H.), Harrison and McCune.

AN ACT RELATING TO GROSS PRODUCTION TAXATION; AMENDING § § 1005(d) AND 1007, SECTION 2, CHAPTER 365, O. S. L. 1963 (68 O. S. SUPP. 1965, § § 1005 (d) AND 1007), AND § 1010, SECTION 2, CHAPTER 365, O. S. L. 1963, AS AMENDED BY SECTION 2, CHAPTER 346, O. S. L. 1965 (68 O. S. SUPP. 1965, § 1010); MAKING DELINQUENCY DATES OF REPORTS CONSISTENT WITH DELINQUENCY DATE OF THE TAX; REQUIRING PURCHASERS, AFTER NOTICE BY TAX COMMISSION, TO WITHHOLD PAYMENT WHEN PRODUCERS' REPORTS ARE DELINQUENT; AUTHORIZING AND PROVIDING THAT O.T.C. ASSIGNED PRODUCTION UNIT NUMBER MAY BE USED IN LIEU OF CERTAIN OTHER INFORMATION IN MAKING GROSS PRODUCTION TAX REPORTS; REQUIRING INVOICES TO BE SECURED AND RETAINED AND CORRECTING INFORMATION AS TO REPORTS; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 68 O. S. Supp. 1965, Section 1005(d) (Chapter 365, O. S. L. 1963, Section 1005(d)), is hereby amended and divided into two subsections to read as follows:

Section 1005(d). It shall be the duty of every person, firm, association or corporation engaged in the purchasing or storing of crude petroleum oil or other mineral oil subject to gross production tax in the

State of Oklahoma to furnish monthly a report to the Tax Commission, upon forms prescribed by it, showing the amount of such oil in storage, giving, along with other information required, the location, identity, character and capacity of the storage receptacle in which such oil is stored.

(e) All [such] reports REQUIRED BY THE GROSS PRODUCTION TAX CODE shall [be filed for each calendar month and to be delinquent thirty (30) days after each period] BECOME DUE ON THE FIRST DAY OF EACH CALENDAR MONTH ON ALL LEAD, ZINC, JACK, GOLD, SILVER OR COPPER, PETROLEUM OIL, TANK BOTTOMS, PIT OIL AND LIQUID HYDROCARBONS FROM WHICH PETROLEUM OIL IS EXTRACTED, NATURAL GAS OR CASINGHEAD GAS PRODUCED IN AND SAVED DURING THE PRECEDING MONTHLY PERIOD, AND IF SUCH REPORTS ARE NOT RECEIVED ON OR BEFORE THE FIFTEENTH DAY OF THE CALENDAR MONTH FOLLOWING THE MONTH SUCH REPORTS BECOME DUE, THE REPORTS SHALL BECOME DELINQUENT. The failure of any person, firm, association or corporation to comply with the provisions of this Section shall make any such person, firm, association or corporation liable to a penalty of Twenty-Five Dollars (\$25.00) for each day it shall fail or refuse to furnish such statement or comply with the provisions of this Article; and such penalty may be recovered at the suit of the State, on relation of the Tax Commission; and such penalty so collected shall be apportioned as other gross production tax penalties.

SECTION 2. 68 O. S. Supp. 1965, Section 1007 (Chapter 365, O. S. L. 1963, Section 1007, page 668), is hereby amended to read as follows:

Section 1007. Purchaser to withhold PAYMENT—P a y m e n t by Purchaser.—All purchasers of oil or gas, or other minerals, as hereinbefore referred to shall recognize the Tax Commissioner's order

to withhold payment for all production wherein the REQUIRED PRODUCERS' REPORTS ARE DELINQUENT OR the gross production tax and penalty, payable by any producer or royalty owner are UNREPORTED, unpaid or delinquent, until such REPORTS ARE RECEIVED OR THE tax and penalty paid; and on failure of the producer or royalty owner to FILE REPORTS AND/OR pay such tax and penalty, the purchaser of such production shall, on order of the Tax Commission. (1) WITHHOLD PAYMENT FOR ALL PRODUCTION UNTIL NOTIFIED BY THE TAX COMMISSION THAT ALL REPORTS HAVE BEEN RECEIVED, (2) pay such tax and penalty, and its receipt therefor shall be accepted by such producer or royalty owner in lieu of cash in settlement for such production; and this shall also apply in any case where a subsequent purchaser, or purchaser of subsequent oil, gas or casinghead gas or other minerals shall be so notified, and shall also apply when the interest against which such tax and penalty shall have accrued may have been transferred subsequent to the accrual of said tax and penalty.

SECTION 3. 68 O. S. Supp. 1965, Section 1010 (Chap. 365, O. S. L. 1963, Section 1010 as amended by Chap. 346, O. S. L. 1965), is hereby amended to read as follows:

Section 1010. Payment of Tax—Statements Required.—(a) The tax herein provided for shall be paid to the Tax Commission; and the person, firm, association or corporation paying the tax shall file with the Tax Commission at the time the tax is required to be paid, a statement, under oath, on forms prescribed by the Tax Commission, giving with other information required, the following:

(1) Full description of the property by lease name, subdivision of quarter section, section, township and range, from which said oil, gas or casinghead gas was produced; OR, IN LIEU THEREOF, AN OTC ASSIGNED PRODUCTION UNIT NUMBER:

(2) The name, OR OTC ASSIGNED REPORTING NUMBER, of the producer;

(3) The gross amount of said oil, gas or casinghead gas purchased;

(4) The total value of such oil, gas or casinghead gas at the price paid therefor, if purchased at time of production; and

(5) The prevailing market price of oil NOT sold at time of production; provided, that in lieu of such statement, a purchaser, at time of production, may furnish a true verified copy of the regular settlement sheet in use by such purchaser, if such sheet contains all the information required.

(b) Any person, firm, association or corporation engaged in the mining or production within this State of asphalt or ores bearing lead, zinc, jack, gold, silver or copper, or of petroleum oil or crude oil or other mineral oil, or of natural gas or of casinghead gas, shall, each calendar month, file with the Tax Commission a statement under oath upon forms prescribed by the Tax Commission, giving, along with other information required, the following:

(1) Name of the property, description by subdivision of quarter section, section, township and range; OR, IN LIEU THEREOF, AN OTC ASSIGNED PRODUCTION UNIT NUMBER.

(2) The gross amount of asphalt or of ores bearing lead, zinc, jack, gold, silver or copper, or of petroleum, or other crude oil or other mineral oil, of natural gas or casinghead gas produced and saved;

(3) The name, OR OTC ASSIGNED REPORTING NUMBER, of the purchaser and the price received therefor; and

(4) Each report required hereunder shall be filed on separate forms as to product and county.

(c) Gross production tax reports from either purchaser and/or producer, as the case may be, [shall be delinquent thirty

(30) days after the end of each month]. SHALL BECOME DUE ON THE FIRST DAY OF EACH CALENDAR MONTH ON ALL LEAD, ZINC, JACK, GOLD, SILVER OR COPPER, PETROLEUM OIL, TANK BOTTOMS, PIT OIL AND LIQUID HYDROCARBONS FROM WHICH PETROLEUM OIL IS EXTRACTED, NATURAL GAS OR CASINGHEAD GAS PRODUCED IN AND SAVED DURING THE PRECEDING MONTHLY PERIOD, AND IF SUCH REPORTS ARE NOT RECEIVED ON OR BEFORE THE FIFTEENTH DAY OF THE SECOND CALENDAR MONTH FOLLOWING SUCH MONTH OF PRODUCTION, THE REPORTS SHALL BECOME DELINQUENT, and every person, firm, association or corporation required to file such report shall be subject to penalty of Twenty-Five Dollars (\$25.00) per day for each property upon which such person, firm, association or corporation shall fail or refuse to file such reports. The penalties herein prescribed shall be for failure to file reports and shall be in addition to the penalty and interest imposed by the Uniform Tax Procedure Code provisions for delinquent tax, and shall likewise constitute a lien against the assets of such person, firm, association or corporation failing or refusing to file such reports. The penalties prescribed under this Section shall be collected in the same manner as gross production taxes and shall be apportioned as other gross production tax penalty; provided, that the Tax Commission may, for good cause shown, remit any penalties imposed under this Section.

(d) GROSS PRODUCTION TAX REPORTS AND REMITTANCES AS REQUIRED HEREIN WHICH ARE RECEIVED BY THE TAX COMMISSION ON OR AFTER THE TIME FIXED FOR DELINQUENCY, BUT WHICH WERE MAILED PRIOR TO THE TIME FIXED FOR DELINQUENCY, SHALL BE DEEMED TO HAVE BEEN RECEIVED BY THE TAX COMMISSION BEFORE BECOMING DELINQUENT. POSTMARK OR REGISTRY OR CERTIFIED RE-

CEIPT SHOWING DEPOSIT IN THE U. S. MAILS SHALL BE CONCLUSIVE EVIDENCE OF THE DATE OF MAILING.

SECTION 4. Invoices Required. A copy of the invoice required to be made by transporters under Section 1013 (2) shall be demanded, and retained as therein provided, by every seller and purchaser of the products on which such invoice is required. Failure of any such seller or purchaser to secure and retain such invoice copy shall constitute a misdemeanor as provided in Section 1017 of this Article.

SECTION 5. Section 4 of this Act shall be codified as Section 1013a of Article 10 of Title 68 of the Oklahoma Statutes.

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.

FOR THE SENATE: Taliaferro, Gee, Stansberry.

FOR THE HOUSE: McCune, Odom (V. H.), Harrison.

MESSAGE FROM THE HOUSE

The House concurs in the request of the Honorable Senate to withdraw **HB 594** and **HB 595** from special conference and send said Bills to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 513**, as amended.

HAs to SB 513 read as follows, and consideration deferred:

AMENDMENT NO. 1—Amend Page 1, Line 12, by striking the enacting clause.

AMENDMENT NO. 2. Amend Page 2, Section 3, Lines 5 to 15, inclusive, by removing all of Section 3 and renumbering remaining sections to conform thereto.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 641, 668, 740, 765, 766, SJRs 57 and 58.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 427, and naming House Conferees as follows: Green, McCune and Goodfellow.

GENERAL ORDER

HB 1230 by Odom (V. H.) was read and considered.

Senator Ferrell asked to be made co-author of HB 1230, which was the order.

Upon motion of Senator Ferrell, HB 1230 was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, HB 1230 was placed upon third reading and final passage.

THIRD READING

HB 1230 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Find-eiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—34.

Excused: Atkinson, Berrong, Birdsong, Bradley, Garrett, Ham, Horn, Howard, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Find-

eiss, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—34.

Excused: Atkinson, Berrong, Birdsong, Bradley, Garrett, Ham, Horn, Howard, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—14.

The emergency was declared passed.

HB 1230 was ordered withheld pursuant to Rule 20-c.

PENDING CONSIDERATION ON HAS

Upon motion of Senator Smith, the Senate refused to concur in HAS to SB 532 and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under SB 532: Smith, Howard and Birdsong.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Boecher, the Senate refused to concur in HAS to SB 517 and requested a conference thereon, said Bill to be referred to the General Conference Committee on Appropriations.

Upon motion of Senator Boecher, the Senate refused to concur in HAS to SB 729, and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under SB 729: Hamilton, Short, Stipe, Massad and Garrison.

Senators Garrett and Howard asked to be shown present, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Smith, the Senate concurred in HAS to Engrossed SB 742.

SB 742, 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: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—35.

Excused: Atkinson, Berrong, Birdsong, Bradley, Findeiss, Ham, Horn, McClen- don, Payne, Porter, Stansberry, Stipe, Terrill.—13.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—35.

Excused: Atkinson, Berrong, Birdsong, Bradley, Findeiss, Ham, Horn, McClen- don, Payne, Porter, Stansberry, Stipe, Terrill.—13.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Baggett asked for consideration of his motion to reconsider the vote by which **HB 1323** passed.

Senator Massey moved to table the Baggett motion to reconsider the vote by which **HB 1323** passed, which motion was declared adopted.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Smith, the Senate concurred in **HAS** to Engrossed **SB 725**.

Senator Selman asked to be made co-author of **SB 725**, as amended, which was the order.

SB 725, 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: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—35.

Excused: Atkinson, Berrong, Birdsong, Bradley, Findeiss, Ham, Horn, McClen- don, Payne, Porter, Stansberry, Stipe, Terrill.—13.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Massad presiding.

MESSAGE FROM THE HOUSE

In accordance with the request of the Honorable Senate, the House returns herewith Enrolled Senate Bill No. 291.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Garrison motion to reconsider the vote by which **SB 291**, as amended by the Honorable House passed, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Ro-

mang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—34.

Excused: Atkinson, Berrong, Birdsong, Bradley, Findeiss, Ham, Horn, McClendon, Massey, Payne, Porter, Stansberry, Stipe, Terrill.—14.

Upon motion of Senator Garrison, the vote was reconsidered by which the Senate concurred in **HAs** to **SB 291**.

Senator Garrison moved that the Senate refuse to concur in the **HAs** to **SB 291**, and request a Conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees Under **SB 291**: Murphy, Boecher and Garrison.

PENDING CONSIDERATION OF HAs

Upon motion of Senator Smith, the Senate concurred in **HAs** to Engrossed **SB 743**.

SB 743, 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: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Williams, Young.—34.

Nay: Taliaferro.—1.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ham, Horn, McClendon, Massey, Payne, Porter, Stansberry, Stipe, Terrill.—13.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher,

Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Williams, Young.—34.

Nay: Taliaferro.—1.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ham, Horn, McClendon, Massey, Payne, Porter, Stansberry, Stipe, Terrill.—13.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Smith, the Senate concurred in **HAs** to Engrossed **SB 744**.

SB 744, 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: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—36.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ham, Horn, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—36.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ham, Horn, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—12.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Smith, the Senate concurred in **HAs** to Engrossed **SB 751**.

SB 751, 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, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—33.

Excused: Atkinson, Baggett, Berrong, Birdsong, Bradley, Ham, Horn, McClendon, McGraw, Martin, Payne, Porter, Stansberry, Stipe, Terrill.—15.

The bill, as amended was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—33.

Excused: Atkinson, Baggett, Berrong, Birdsong, Bradley, Ham, Horn, McClendon, McGraw, Martin, Payne, Porter, Stansberry, Stipe, Terrill.—15.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Ham asked to be shown present, which was the order.

Upon motion of Senator Massey, the Senate concurred in **HAs** to Engrossed **SB 674**.

SB 674, 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: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—34.

Nay: McSpadden, Romang.—2.

Excused: Atkinson, Berrong, Birdsong, Bradley, Horn, Keels, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—35.

Nay: McSpadden, Romang.—2.

Excused: Atkinson, Berrong, Birdsong, Bradley, Horn, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—11.

The emergency was declared passed.

House Amendments were properly signed, and above numbered bill, as amended was referred for enrollment.

Upon motion of Senator Gee, the Senate refused to concur in **HAs** to **SB 556** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the

appointment of the following Senate Conferees under **SB 556**: Gee, Smalley and Hamilton.

Upon motion of Senator Williams, the Senate refused to concur in **HAs** to **SB 620** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 620**: Field, Garrison and Ferrell.

MOTION

Senator Baggett moved that the Senate Conferees be instructed on **SB 620** to insist upon an interest rate of at least 5½% on school loans, which motion was declared failed of adoption.

Upon motion of Senator Boecher, the Senate refused to concur in **HAs** to **SB 604** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 604**: Boecher, Gee and Atkinson.

President Nigh presiding.

Upon motion of Senator Hamilton, the Senate concurred in **HAs** to Engrossed **SB 629**.

SB 629, 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: Baggett, Berry, Breckinridge, Dacus, Findeiss, Gee, Graves, Ham, Hamilton, Hargrave, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Short, Smal-

ley, Smith, Taliaferro, Williams, Young.—26.

Nay: Baldwin, Boecher, Garrison, Grantham, Keels, Selman.—6.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Field, Garrett, Holden, Horn, Howard, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—16.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Williams, Young.—32.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Field, Garrett, Holden, Horn, Howard, McClendon, Payne, Porter, Stansberry, Stipe, Terrill.—16.

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 shown present, which was the order.

GENERAL ORDER

HB 554 by Sparkman was read and considered.

President Pro Tempore McSpadden asked to be made coauthor of **HB 554**, which was the order.

Upon motion of President Pro Tempore McSpadden, **HB 554** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, **HB 554** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 554 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—33.

Nay: Boecher, Selman.—2.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Field, Horn, McClendon, Massad, Payne, Porter, Stansberry, Terrill.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—33.

Nay: Boecher, Selman.—2.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Field, Horn, McClendon, Massad, Payne, Porter, Stansberry, Terrill.—13.

The emergency was declared passed.

HB 554, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Selman moved to reconsider the vote by which **HB 554** passed.

Senators Terrill, Payne and Stansberry asked to be shown present, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of President Pro Tempore McSpadden, the Senate refused to concur

in **HAs** to **SB 637** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 637**: Nichols, Hamilton, Grantham, Stipe and Garrison.

Upon motion of Senator Grantham, the Senate concurred in **HAs** to Engrossed **SB 727**.

SB 727, 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: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Horn, McClendon, Porter.—8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Horn, McClendon, Porter.—8.

The emergency was declared passed.

House Amendments were properly

signed and above numbered bill, as amended, was referred for enrollment.

Senator Massad Presiding.

Upon motion of Senator Hamilton, the Senate concurred in **HAs** to Engrossed **SB 728**.

SB 728, 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: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Horn, McClendon, Porter, Terrill.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Horn, McClendon, Porter, Terrill.—9.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Young, the Senate refused to concur in **HAs** to **SB 732** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President

Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 732**: Young, Murphy and Holden.

Upon motion of Senator Taliaferro, the Senate refused to concur in **HAs** to **SB 761** and request a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 761**: Taliaferro, Smith and Garrison.

Upon motion of Senator Findeiss, the Senate concurred in **HAs** to Engrossed **SB 524**.

SB 524, 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: Baggett, Berry, Boecher, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams.—33.

Nay: Baldwin, Field, Hamilton, Young.—4.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Horn, McClendon, McSpadden, Massey, Porter, Terrill.—11.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berry, Boecher, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams.—33.

Nay: Baldwin, Field, Hamilton, Young.

—4.

Excused: Atkinson, Berrong, Birdsong, Bradley, Ferrell, Horn, McClendon, McSpadden, Massey, Porter, Terrill.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 72 and HBs 881, 912, 962, 1002, 1198 and 1311 each correctly engrossed.

SBs 351, 434, 712, 719, 748, SJR 18, SRs 96 and 97 each correctly enrolled.

Senator Findeiss presiding.

Engrossed SCR 72 was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Massad presiding.

Engrossed SAs to Engrossed HBs 881, 912, 962, 1002, 1198 and 1311, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 351, 434, 712, 719, 748 and SJR 18 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SRs 96 and 97 were properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Romang, the Senate concurred in HAS to Engrossed SB 445.

SB 445, 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: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw,

Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Birdsong, Bradley, Ferrell, Horn, McClendon, McSpadden, Massey, Porter, Stipe, Terrill.—11.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Birdsong, Bradley, Ferrell, Horn, McClendon, McSpadden, Massey, Porter, Stipe, Terrill.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Berrong asked to be shown present, which was the order.

Upon motion of Senator Young, the Senate concurred in HAS to Engrossed SB 667.

Senator Murphy asked to be made co-author of SB 667 as amended, which was the order.

SB 667, 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: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—38.

Excused: Atkinson, Birdsong, Bradley, Ferrell, Horn, McClendon, McGraw, Massey, Porter, Terrill.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—38.

Excused: Atkinson, Birdsong, Bradley, Ferrell, Horn, McClendon, McGraw, Massey, Porter, Terrill.—10.

The emergency was declared passed.

House Amendments were properly signed, and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 1139 by Frix of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1139** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1139** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1139 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith,

Stansberry, Stipe, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Baldwin, Birdsong, Bradley, Ferrell, Horn, McClendon, McGraw, Massey, Porter, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Baldwin, Birdsong, Bradley, Ferrell, Horn, McClendon, McGraw, Massey, Porter, Terrill.—11.

The emergency was declared passed.

HB 1139, as amended, was referred for engrossment.

GENERAL ORDER

HJR 557 by Ford of the House and Gee of the Senate was read and considered.

Upon motion of Senator Gee, **HJR 557** was advanced to engrossment.

By unanimous consent, upon request of Senator Gee, **HJR 557** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 557, as amended, was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 557, As Amended—By Ford of the House and Gee of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT OF SECTION 21 OF ARTICLE V OF THE OKLAHOMA

CONSTITUTION; CREATING THE BOARD ON LEGISLATIVE COMPENSATION; PROVIDING FOR APPOINTMENT, QUALIFICATIONS, TERMS, DUTIES, AUTHORITY AND COMPENSATION OF MEMBERS THEREOF; PROVIDING A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE STATE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST 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 of Section 21 of Article V of the Oklahoma Constitution:

§ 21. THE BOARD OF LEGISLATIVE COMPENSATION IS HEREBY CREATED. SAID BOARD SHALL BE COMPOSED OF FIVE MEMBERS APPOINTED BY THE GOVERNOR, TWO MEMBERS APPOINTED BY THE PRESIDENT PRO TEMPORE OF THE SENATE, AND TWO MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. THE MEMBERS APPOINTED BY THE GOVERNOR SHALL BE FROM RELIGIOUS ORGANIZATIONS, COMMUNICATIONS MEDIA, NONSTATE-SUPPORTED EDUCATIONAL INSTITUTIONS, LABOR ORGANIZATIONS, AND RETAIL BUSINESS; THE MEMBERS APPOINTED BY THE PRESIDENT PRO TEMPORE OF THE SENATE SHALL BE FROM AGRICULTURAL AND CIVIC ORGANIZATIONS; AND THE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL BE FROM MANUFACTURING AND FROM PROFESSIONAL FIELDS NOT OTHERWISE SPECIFIED. NO MEMBER OF THE LEGISLATURE MAY BE APPOINTED TO OR SERVE ON THE BOARD. IN ADDITION TO THE MEMBERS ABOVE PROVIDED FOR, THE CHAIRMAN OF

THE TAX COMMISSION AND THE DIRECTOR OF STATE FINANCE SHALL SERVE AS EX OFFICIO NONVOTING MEMBERS OF SAID BOARD. THE CHAIRMAN OF SAID BOARD SHALL BE DESIGNATED BY THE GOVERNOR. Members of the Legislature shall receive SUCH COMPENSATION AS SHALL BE FIXED BY THE BOARD ON LEGISLATIVE COMPENSATION. SAID BOARD SHALL EACH TWO YEARS REVIEW THE COMPENSATION PAID TO THE MEMBERS OF THE LEGISLATURE AND SHALL BE EMPOWERED TO CHANGE SUCH COMPENSATION; SUCH CHANGE TO BECOME EFFECTIVE ON THE FIFTEENTH DAY FOLLOWING THE SUCCEEDING GENERAL ELECTION. THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION, BUT SHALL BE ENTITLED TO RECEIVE NECESSARY TRAVEL AND SUBSISTENCE EXPENSE AS PROVIDED BY LAW FOR OTHER STATE OFFICERS. *[monthly salaries of One Hundred Dollars (\$100.00) for their services during their term of office regardless of when their term commences or expires except, that in lieu thereof, they shall receive fifteen dollars (\$15.00) per diem for not to exceed seventy five (75) legislative days for their services during the regular or special session of the Legislature and ten cents per mile for every mile of necessary travel in going to and returning from the place of meeting of the Legislature, on the most usual route, and shall receive no other compensation.]*

SECTION 2. The ballot title for the proposed Constitutional Amendment set forth in Section 1 of this Resolution 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 of Section 21 of Article V of the Oklahoma

Constitution, creating the Board on Legislative Compensation; Providing for appointment, qualifications, terms, duties, authority and expenses thereof; *Providing legislators shall not be eligible to serve on said Board*, and authorizing said Board to reduce or fix compensation for members of the Legislature

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 of Oklahoma on the date of the next ensuing special election, *occurring after May 1, 1968*, 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 was as follows:

Aye: Baggett, Berrong, Berry, Boecher, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Howard, Luton, McGraw, McSpadden, Martin, Massad, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Williams, Young.—32.

Nay: Graves.—1.

Excused: Atkinson, Baldwin, Birdsong, Bradley, Ferrell, Holden, Horn, Keels, McClendon, Massey, Miller, Porter, Stipe, Taliaferro, Terrill.—15.

The Resolution was declared passed.

Senator Bradley asked to be shown present, which was the order.

The question being, "Shall **HJR 557**, by Ford of the House and Gee 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 of Section 21 of Article V of the Oklahoma Constitution; creating the Board on Legislative Compensation; providing for appointment, qualifications, terms, duties, authority and compensation of members thereof; 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 of Oklahoma on the date of the next ensuing special election, occurring after May 1, 1968, 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 on the date of the next ensuing special election, occurring after May 1, 1968 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: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Nay: Graves.—1.

Excused: Atkinson, Birdsong, Ferrell, Horn, Howard, McClendon, Massey, Porter, Stansberry, Stipe.—10.

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 557, as amended, was ordered referred for engrossment.

RULE 20-c SUSPENDED

President Pro Tempore McSpadden asked unanimous consent that Rule 20-c be suspended on all measures passed today and the balance of this legislative session, except for measures on which motions to reconsider votes have been or may be lodged, which was the order.

HB 1230 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Garrett, the Conference Committee Report on **SB 416** was declared adopted.

SB 416, 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: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Baldwin, Birdsong, Ferrell, Horn, Howard, McClendon, Massey, Porter, Stansberry, Terrill.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpad-

den, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Baldwin, Birdsong, Ferrell, Horn, Howard, McClendon, Massey, Porter, Stansberry, Terrill.—11.

The emergency was declared passed.

SB 416, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Smith, the Conference Committee Report on **SB 447** was declared adopted.

SB 447, 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: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—35.

Nay: Short.—1.

Excused: Atkinson, Baldwin, Birdsong, Ferrell, Horn, Howard, McClendon, Massey, Payne, Porter, Stansberry, Terrill.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—35.

Nay: Short.—1.

Excused: Atkinson, Baldwin, Birdsong, Ferrell, Horn, Howard, McClendon, Mas-

sey, Payne, Porter, Stansberry, Terrill.—12.

The emergency was declared passed.

SB 447, together with Conference Committee Report thereon was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Hamilton, the Conference Committee Report on HB 1105 was declared adopted.

HB 1105, 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: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, G e e , Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Birdsong, Breckinridge, Ferrell, Horn, McClendon, Massey, Nichols, Porter, Smalley, Stansberry, Stipe.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, G e e , Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Birdsong, Breckinridge, Ferrell, Horn, McClendon, Massey, Nichols, Porter, Smalley, Stansberry, Stipe.—12.

The emergency was declared passed.

HB 1105, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 714, 783, 978, 983, 1015, 1037, 1096, 1157, 1182, 1199, 1213, 1215, 1239, 1260 and 1326.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 586 and 587.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

Senator Hamilton presiding.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Berrong, the Conference Committee Report on HB 1248 was declared adopted.

HB 1248, 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: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Birdsong, Ferrell, Horn, McClendon, Massad, Massey, Porter, Smalley, Stansberry.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, Mc-

Graw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Birdsong, Ferrell, Horn, McClendon, Massad, Massey, Porter, Smalley, Stansberry.—10.

The emergency was declared passed.

HB 1248, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MOTION re CCRs

Senator Baggett moved that the President Pro Tempore be authorized to appoint a Committee to consult with the Speaker and members of the Honorable House to seek a revision of House Rule No. 9, Section 7, which provides that all conference committee reports shall be submitted as conference committee substitutes and the same printed in the Journal before consideration, which motion was declared adopted.

GENERAL ORDER

HB 1271 by Vann was read and considered.

Senator Short moved to amend **HB 1271**, page 1, line 4½ by inserting a new section to read "Section 2. The County Commissioners and members of the County Excise Board of each county shall, in counties with a population in excess of 300,000, open the courthouse for public business until at least 12 noon on Saturdays except when holidays fall on Saturday" and by renumbering subsequent sections accordingly.

Senator Smith moved to amend the Short amendment by striking the figure "300,000" and substituting therefor the figure "400,000" which amendment was declared adopted.

Senator Baggett moved to amend the Short amendment, as amended by the Smith amendment, by substituting the figure "1,000,000" for the figure "400,000".

Senator Gee moved that **HB 1271** be advanced to engrossment, which motion was declared adopted.

Senator Gee asked unanimous consent which was granted, that the Journal reflect the pending Ferrell amendment which reads "by striking the language 'in counties with a population in excess of 300,000'".

By unanimous consent, upon request of Senator Ham, **HB 1271** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1271 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, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smith, Stipe, Taliaferro, Terrill, Williams.—34.

Nay: Baggett, Short.—2.

Excused: Atkinson, Berry, Birdsong, Ferrell, Findeiss, Grantham, Horn, McClendon, Porter, Smalley, Stansberry, Young.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smith, Stipe, Taliaferro, Terrill, Williams.—34.

Nay: Baggett, Short.—2.

Excused: Atkinson, Berry, Birdsong, Ferrell, Findeiss, Grantham, Horn, McClendon, Porter, Smalley, Stansberry, Young.—12.

The emergency was declared passed.

HB 1271, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1090, 1138 and 1325**, as amended.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 291**, and naming House Conferees as follows: Connor, Miskelly and Privett.

MESSAGE FROM HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1226 and 1237**, and naming Conferees as follows:

HB 1226: Thompson, Grey and Hutchins (Walter).

HB 1237: Holaday, Bradley and Fine.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 67 and 72**.

The above numbered Resolutions were referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 612** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred **ENGROSSED SENATE BILL NO. 612**, and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO ELECTIONS IN CITIES AND TOWNS; AMENDING 11 O.S. 1961, § § 23c AND 1281; PROVIDING FOR ELECTION OF CERTAIN CITY AND TOWN OFFICERS AT SPECIFIED TIMES AND FIXING THEIR RESPECTIVE TERMS OF OFFICE; ETC. ETC. ETC.,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Honorable Senate concur in Engrossed Amendment No. 1.

2. That the Honorable Senate adopt the following amendment which strikes all of **SECTION 6** and adds new language as follows: **SECTION 6. 39 O.S. 1961, § § 1, 3 through 27, 51 through 329, 361 through 365, 367 through 369, 374, 421, through 527, and 531 through 613; 39 O.S. 1961, § 2 as amended by § 4 of this Act; Section 1, Chapter 113, O.S.L. 1963 (39 O.S. SUPP. 1967, § 28); 39 O.S. 1961, § § 344 and 366 as amended by Sections 19 and 20, respectively, Chapter 273, O.S.L. 1965 (39 O.S. Supp. 1967, § § 344 and 366); Sections 1 through 18, Chapter 273, O.S.L. 1965 (39 O.S. Supp. 1967, § § 350.1 through 350.18); 28 O.S. 1961, § § 51, 52, 53, and 104; 12 O.S. 1961, § § 491, 492, 973, 981, 982, and 986; 21 O.S. 1961, § § 558, 560, 561; and 11 O.S. 1961, § § 1102 and 1286; are hereby repealed.**

3. Amend the title by striking all language following the word "**REPEALING**" on line 23 through the figures "**1286**" on line 30 and add in lieu thereof the following: Page 1, line 23½ following the word "**REPEALING**" add "**39 O.S. 1961, § § 1, 3 THROUGH 27, 51 THROUGH 329, 361 THROUGH 365, 367 THROUGH 369, 374, 421 THROUGH 527, AND 531 THROUGH 613; 39 O.S. 1961, § 2 AS AMENDED BY § 4 OF THIS ACT; SECTION 1, CHAPTER 113, O.S.L. 1963 (39 O.S. SUPP, 1967, § 28); 39 O.S. 1961, § § 344 AND 366 AS AMENDED BY SECTIONS 19 AND 20, RESPECTIVELY, CHAPTER 273, O.S.L. 1965 (39 O.S. SUPP 1967, § § 344 AND 366); SECTIONS 1 THROUGH 18, CHAPTER 273, O.S.L. 1965 (39 O.S. SUPP. 1967, § § 350.1 THROUGH 350.18); 28 O.S. 1961, § § 51, 52, 53 AND 104; 12 O.S. 1961, § § 491, 492, 973, 981, 982, AND 986; 21 O.S. 1961, § § 558, 560, 561; AND 11 O.S. 1961, § § 1102 AND 1286;**

FOR THE SENATE: Gee, Garrett, McGraw.

FOR THE HOUSE: Thompson, Spearman, Levergood.

GENERAL ORDER

HB 1021 by Abbott, et al, of the House and Murphy, Smalley, Ham, Williams, Baggett and Breckinridge of the Senate was read and considered.

Upon motion of Senator Murphy, HB 1021 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, HB 1021 was placed upon third reading and final passage.

THIRD READING

HB 1021 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Berry, Birdsong, Ferrell, Findeiss, Horn, McClendon, McSpadden, Martin, Payne, Porter, Smalley, Stansberry.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Berry, Birdsong, Ferrell, Findeiss, Horn, McClendon, McSpadden, Martin, Payne, Porter, Smalley, Stansberry.—13.

The emergency was declared passed.

HB 1021 was properly signed and ordered returned to Honorable House.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 1330 by Hopkins, et al, of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, HB 1330 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, HB 1330 was placed upon third reading and final passage.

THIRD READING

HB 1330 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Garrett, Keels.—2.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, McClendon, Martin, Porter, Smalley, Stansberry, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Garrett, Keels.—2.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, McClendon, Martin, Porter, Smalley, Stansberry, Young.—11.

The emergency was declared passed.

HB 1330 was properly signed and ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 291 was read and adopted upon motion of Senator Garrison:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 291, and Engrossed House Amendment thereto, by Murphy of the Senate Entitled:

AN ACT RELATING TO MOTOR VEHICLES; AMENDING 47 O.S. 1961, § 6-101, AS LAST AMENDED BY SECTION 1, CHAPTER 396, O.S.L. 1967; PROVIDING FEES FOR RENEWAL OF DRIVERS' LICENSES; *** AND ESTABLISHING EFFECTIVE DATE,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

AUTHORS: Add the following coauthor: Connor of the House.

NO. 1. That the Senate accept the House Amendments 1-8, inclusive.

NO. 2. That the Senate and House accept the following amendments:

AMENDMENT NO. 1. Amend Title as follows:

After the word "DATE" on line 11½, insert the following: "; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2 Amend Page 3, Line 23, by inserting a new SECTION 3 to read as follows:

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

FOR THE SENATE: Murphy, Garrison, Boecher.

FOR THE HOUSE: Connor, Privett, Miskelly.

SB 291, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Howard, Keels, McGraw, McSpadden, Massad, Murphy, Nichols, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams,—31.

Nay: Graves, Hargrave, Luton, Massey, Miller, Payne.—6.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, McClendon, Martin, Porter, Smalley, Stansberry, Young.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Murphy, Nichols, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—34.

Nay: Graves, Miller, Payne.—3.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, McClendon, Martin, Porter, Smalley, Stansberry, Young.—11.

The emergency was declared passed.

SB 291, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on SB 512 was declared adopted.

SB 512, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Young.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Young.—13.

The emergency was declared passed.

SB 512, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 515** was declared adopted.

SB 515, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Fer-

rell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—34.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Massad, Porter, Smalley, Stansberry, Taliaferro, Young.—14.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—34.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Massad, Porter, Smalley, Stansberry, Taliaferro, Young.—14.

The emergency was declared passed.

SB 515, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 516** was declared adopted.

SB 516, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Terrill, Williams.—34.

Excused: Atkinson, Berry, Birdsong,

Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Stipe, Taliaferro, Young.—14.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Terrill, Williams.—34.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Stipe, Taliaferro, Young.—14.

The emergency was declared passed.

SB 516, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Report on **SB 519** was declared adopted.

SB 519, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—34.

Excused: Atkinson, Berry, Birdsong, Breckinridge, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Young.—14.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—34.

Excused: Atkinson, Berry, Birdsong, Breckinridge, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Young.—14.

The emergency was declared passed.

SB 519, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 534** was declared adopted.

SB 534, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Young.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy,

Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Young.—13.

The emergency was declared passed.

SB 534, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 542** was declared adopted.

SB 542, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill.—34.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Williams, Young.—14.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill.—34.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Williams, Young.—14.

The emergency was declared passed.

SB 542, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 554** was declared adopted.

SB 554, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Massey, Porter, Smalley, Stansberry, Young.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Massey, Porter, Smalley, Stansberry, Young.—13.

The emergency was declared passed.

SB 554, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 618** was declared adopted.

SB 618, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Nichols, Porter, Smalley, Stansberry, Young.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Nichols, Porter, Smalley, Stansberry, Young.—13.

The emergency was declared passed.

SB 618, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 644** was declared adopted.

SB 644, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Fer-

rell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Young.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—35.

Excused: Atkinson, Berry, Birdsong, Findeiss, Horn, Keels, McClendon, Martin, Porter, Smalley, Stansberry, Taliaferro, Young.—13.

The emergency was declared passed.

SB 644, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 528** was declared adopted.

SB 528, 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: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Williams.—34.

Excused: Atkinson, Berrong, Berry,

Birdsong, Findeiss, Horn, Keels, McClen-
don, Martin, Porter, Smalley, Stansberry,
Taliaferro, Young.—14.

The Bill as amended in Conference, was
declared passed.

On the question of passage of emergen-
cy, the roll call resulted as follows:

Aye: Baggett, Baldwin, Boecher, Brad-
ley, Breckinridge, Dacus, Ferrell, Field,
Garrett, Garrison, Gee, Grantham,
Graves, Ham, Hamilton, Hargrave, Hol-
den, Howard, Luton, McGraw, McSpadden,
Massad, Massey, Miller, Murphy, Nichols,
Payne, Romang, Selman, Short, Smith,
Stipe, Terrill, Williams.—34.

Excused: Atkinson, Berrong, Berry,
Birdsong, Findeiss, Horn, Keels, McClen-
don, Martin, Porter, Smalley, Stansberry,
Taliaferro, Young.—14.

The emergency was declared passed.

SB 528, together with Conference Com-
mittee Report thereon, was ordered trans-
mitted to the Honorable House for consid-
eration.

Senator Hamilton presiding.

PENDING SENATE ACTION

Upon motion of Senator Boecher, the
Senate concurred in the request of the
Honorable House for conferences on **HBs**
540, 1191 and 1309.

CC APPOINTMENT

As provided under Rule 3-d, President

Pro Tempore McSpadden appointed the
following Senate Conferees under:

HB 540: Dacus, Taliaferro and Boecher.

HB 1191: Romang, Gee and Hamilton.

HB 1309: Smalley, Garrison and Stipe.

Senator Boecher moved that, when the
Clerk's desk is cleared, the Senate stand
adjourned until 10:00 a.m., Monday, which
motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising that the House has reconsid-
ered the vote by which Engrossed **HB 1273**,
as amended, was passed; by which Sen-
ate Amendments were adopted; that the
House refused to concur in Senate Amend-
ments and requests a conference, naming
House Conferees as follows: Smith (E.
W.), Smithey and Taggart.

MESSAGE FROM THE HOUSE

Advising fourth reading of and return-
ing Enrolled **SJR 18**.

The above numbered Enrolled Resolu-
tion was referred to the Secretary of
State.

MESSAGE FROM HOUSE

Advising fourth reading of and return-
ing Enrolled **SBs 351, 434, 712, 719 and 748**.

The above numbered Enrolled Bills
were referred to the Governor.

As provided under the Boecher motion,
the Senate was declared adjourned until
10:00 a.m., Monday, April 22, 1968.

Sixty-fourth Legislative Day

Monday, April 22, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—40.

Excused: Baldwin, Bradley, Ham, Howard, Keels, Porter, Stipe, Williams.—8.

The President declared a quorum present.

The following prayer was offered by the Chaplain, the Reverend Hugo Johnson, Pastor of the First Methodist Church, Miami, Oklahoma, and is incorporated herein upon request of President Pro Tempore McSpadden:

O Thou Great Mysterious One, in whom we live and move and have our being, enable these men to fairly represent the people of their districts. But at the same time give them the courage and good sense not to compromise their own integrity. In the name of Christ. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Garrison, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mrs. Edward Caswell, Regent, Bartlesville, Okla-

homa Chapter, Daughters of American Revolution.

Upon motion of Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Arthur James Schultz.

Upon motion of Senator Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Jenks Lions Club.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM GOVERNOR

Advising approval by him, April 19, 1968 of Enrolled SBs 343 and 530 entitled:

SB 343—By Taliaferro, Smalley, Baggett, Birdsong, Dacus, Gee, Luton and Payne of the Senate and Sparkman and Mountford of the House.

An Act relating to counties and county officers; amending 19 O. S. 1961, § 180.61; making certain county officers class A officers; and declaring an emergency.

SB 530—By Graves and Garrison of the Senate and Sparkman, McCune, Hill, et al of the House.

An Act relating to fees; amending 28 O. S. 1961, § 86, as amended by Section 9, Chapter 122, O. S. L. 1967 (28 O. S. Supp. 1967, § 86), and repealing 38 O. S. 1961, § 32; providing compensation for jurors; and providing an effective date.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 517, and referring said Bill to the General Conference Committee on Appropriations.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1139, 1173, 1219, 1271, 1323 and HJR 557 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 1139, 1173, 1219, 1271, 1323 and HJR 557**, as amended, were properly signed and ordered returned to the Honorable House.

COMMITTEE REPORT

The following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 610—Health, Welfare and Veterans' Affairs.

RESOLUTIONS

SR 98 by Howard and Smith was introduced, read at length as follows, adopted upon motion of Senator Smith, and ordered referred for enrollment:

SR 98—By Howard and Smith.

A Resolution relating to interim study by the State Legislative Council, during the 1968 legislative interim; requesting the Executive Committee to appoint a special committee to study means of prevention of soil, air and water pollution in regard to the Arkansas River Valley Development; and directing the filing of a report with recommendations.

WHEREAS, it is the responsibility and the duty of the legislative body of this State to enact legislation to protect the public health, safety and welfare; and

WHEREAS, soil, air and water pollution is a problem of such magnitude that it is important that this body be as versed on the subject as possible; and

WHEREAS, with the advent of the Arkansas River Valley development, the problem of soil, air and water pollution increases in its dimensions and severity; and

WHEREAS, an interim study of the

means of prevention of soil, air and water pollution in regard to the Arkansas River Valley development is of utmost importance.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council be and is hereby requested to appoint a special committee to study the means of prevention of soil, air and water pollution in regard to the Arkansas River Valley development. At the conclusion of the study, the said special committee is hereby directed to prepare a report with recommendations for submission to the Executive Committee and the First Session of the Thirty-second Oklahoma Legislature.

SR 99 by Berrong and Dacus was introduced, read at length as follows, adopted upon motion of Senator Berrong and ordered referred for enrollment:

SR 99—By Berrong and Dacus.

A Resolution relating to interim study by the State Legislative Council during the 1968 legislative interim; requesting the Executive Committee to appoint a special six member committee to study travel and per diem by state agencies and all laws regulating travel in the State and out of the State; urging a spirit of cooperation between the different agencies and the committee that is directed to make such study; and directing the filing of a report with recommendations.

WHEREAS, it has come to the attention of some that it may be desirable in the near future to enact additional legislation dealing with travel and per diem by state agencies as well as other measures dealing with travel in the state and out of the state; and

WHEREAS, in order to enact proper legislation, the legislature should have access to as much relevant information as can possibly be obtained; and

WHEREAS, such information can only be obtained by way of an interim study; and

WHEREAS, for the study to be complete and useful the agencies involved should be requested to give complete cooperation with the committee charged with the responsibility of making the study.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council be and is hereby requested to appoint a special committee of six members, three of which shall be from the membership of the House of Representatives, and three from the membership of the Senate, to study travel and per diem by state agencies and all laws regulating travel in the state and out of the state. A spirit of cooperation is urged to exist between the various agencies and the special interim committee. At the conclusion of the study, the said committee is hereby directed to prepare a report with recommendations for submission to the Executive Committee and the First Session of the Thirty-second Oklahoma Legislature.

SR 100 by Birdsong was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 100—By Birdsong.

A Resolution relating to interim study by the State Legislative Council during the 1968 legislative interim; requesting the Executive Committee to refer to the appropriate standing committee for study, the use of chemical mace and the effects on the human body and the desirability of prohibiting sale of chemical mace to any persons other than authorized police officers; and directing a report of findings and recommendations.

WHEREAS, the State Legislature is constitutionally vested with the duty and responsibility of protecting the health and safety of the citizens of the State; and

WHEREAS, in order to legislate more effectively it is always desirable to have as much relevant information as possible; and

WHEREAS, there is a need for study of the use of chemical mace and the effects on the human body, and the desirability of prohibiting sale of chemical mace to any persons other than authorized police officers.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council is hereby requested to refer to the appropriate standing committee during the 1968 legislative interim, the subject of the use of chemical mace and the effects on the human body, and the desirability of prohibiting sale of chemical mace to any persons other than authorized police officers.

SECTION 2. That at the conclusion of said study, the committee of reference shall file a report with findings and recommendations with the Executive Committee of the Legislative Council and the Senate of the First Session of the Thirty-second Oklahoma Legislature.

SCR 74 by Smith of the Senate and Smithey of the House was introduced and read as follows:

A Concurrent Resolution pertaining to House Bill 802 of the Second Session of the Thirty-first Oklahoma Legislature; expressing legislative intent in regard thereto; and directing distribution.

SCR 74 was read at length, adopted upon motion of Senator Smith and ordered referred for engrossment.

SCR 75 by Terrill of the Senate and Abbott of the House was introduced and read as follows:

A Concurrent Resolution relating to Interim Study of the State Legislative Council during the 1968 Legislative Interim;

requesting the Executive Committee to appoint a special committee to study the Teacher's Retirement System and all laws relating thereto with a view toward amendment, revision or codification; and directing the filing of a report with recommendations.

Senators Berrong and Massey asked to be made coauthors of the Resolution, which was the order.

SCR 75, as coauthored, was read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment.

SCR 76 by Graves, Garrison and Smalley of the Senate and Wolf (Leland), Sparkman and Cate of the House was introduced and read as follows:

A Concurrent Resolution acknowledging the importance and value of the Clinical Psychology Training Program of the Department of Psychology, University of Oklahoma; giving support and encouragement to the continuance and growth thereof; and directing distribution of this Resolution.

Upon request of Senator Smalley, all other members of the Senate were made coauthors of the Resolution.

Senator Smalley moved to amend **SCR 76**, page 2, line 28, by adding after the word "Education" and before the word "the" the language "the Chairman of the Department of Psychology of the University of Oklahoma", which amendment was declared adopted.

SCR 76, as coauthored and amended, was read at length, adopted upon motion of Senator Graves and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 589—By Ford of the House and Breckinridge of the Senate.

A Concurrent Resolution commending

and congratulating the City of Broken Arrow, Oklahoma, for being selected to receive one of the highest awards in the annual community achievement awards competition, noting the numerous achievements of the community; and directing distribution.

HCR 590—By Sanguin, et al, of the House and McClendon of the Senate.

A Concurrent Resolution expressing the desire of the Legislature to support efforts to rehabilitate Fort Towson and establish a national cemetery; requesting assistance of the Oklahoma Congressional delegation; and directing distribution.

Consideration of the above Resolutions was deferred for this legislative day.

GENERAL ORDER

HB 1084 by Converse, et al, of the House and Nichols and Smith of the Senate was read and considered.

Upon motion of Senator Nichols, **HB 1084** was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HB 1084** was placed upon third reading and final passage.

THIRD READING

HB 1084 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Mas-sad, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—39.

Excused: Baldwin, Bradley, Ham, Howard, Keels, Miller, Porter, Stipe, Williams.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—39.

Excused: Baldwin, Bradley, Ham, Howard, Keels, Miller, Porter, Stipe, Williams.—9.

The emergency was declared passed.

HB 1084 was properly signed and ordered returned to Honorable House.

Senator Keels and Bradley asked to be shown present, which was the order.

GENERAL ORDER

HB 1181 by Thompson of the House and Short of the Senate was read and considered.

Upon motion of Senator Short, **HB 1181** was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1181** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1181 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Young.—36.

Nay: Dacus, Massad, Taliaferro, Terrill.—4.

Excused: Baldwin, Ham, Howard, Nichols, Payne, Porter, Stipe, Williams.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Young.—36.

Nay: Dacus, Massad, Taliaferro, Terrill.—4.

Excused: Baldwin, Ham, Howard, Nichols, Payne, Porter, Stipe, Williams.—8.

The emergency was declared passed.

HB 1181, as amended, was referred for engrossment.

GENERAL ORDER

HB 1270 by Grey of the House and Martin and Miller of the Senate was read and considered.

Upon motion of Senator Martin, **HB 1270** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1270** was placed upon third reading and final passage.

THIRD READING

HB 1270 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Young.—39.

Nay: Dacus, Hamilton.—2.

Excused: Baldwin, Ham, Howard, Porter, Smith, Stipe, Williams.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry, Taliaferro, Terrill, Young.—39.

Nay: Dacus, Hamilton.—2.

Excused: Baldwin, Ham, Howard, Porter, Smith, Stipe, Williams.—7.

The emergency was declared passed.

HB 1270 was properly signed and ordered returned to Honorable House.

Senator Baldwin asked to be shown present, which was the order.

GENERAL ORDER

HB 952 by Thompson of the House and Short of the Senate was read and considered.

Upon motion of Senator Short, **HB 952** was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 952** was placed upon third reading and final passage.

THIRD READING

HB 952 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols,

Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—40.

Nay: Young.—1.

Excused: Ham, Holden, Howard, Massad, Porter, Stipe, Williams.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—40.

Nay: Young.—1.

Excused: Ham, Holden, Howard, Massad, Porter, Stipe, Williams.—7.

The emergency was declared passed.

HB 952 was properly signed and ordered returned to Honorable House.

Senator Findeiss presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 72 correctly enrolled.

Enrolled **SCR 72** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Nigh presiding.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

HB 1356 by Andrews, et al, of the House was read and considered.

Senator Baggett asked to be made the Senate Author of **HB 1356**, which was the order.

Upon motion of Senator Baggett, **HB 1356** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1356** was placed upon third reading and final passage.

THIRD READING

HB 1356 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—39.

Nay: Stansberry.—1.

Excused: Gee, Ham, Holden, Martin, Massad, Porter, Stipe, Williams.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—39.

Nay: Stansberry.—1.

Excused: Gee, Ham, Holden, Martin, Massad, Porter, Stipe, Williams.—8.

The emergency was declared passed.

HB 1356 was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

Senator Luton asked for consideration of the Hamilton motion to reconsider the vote by which **HB 1216** passed.

Senator Selman moved to table the Hamilton motion to reconsider the vote by which **HB 1216** passed, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1216 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 1216**, as amended, was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION ON HAS

Upon motion of Senator Baldwin, the Senate refused to concur in **HAs** to **SB 513**, and requested a conference thereon, the Bill to be referred to the General Conference Committee on Appropriations.

President Pro Tempore McSpadden presiding.

GENERAL ORDER

HB 741 by Camp, et al, of the House and Short of the Senate was read and considered.

Senators Luton and Findeiss asked to be made coauthors of **HB 741**, which was the order.

Upon motion of Senator Short, **HB 741** was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 741** was placed upon third reading and final passage.

THIRD READING

HB 741 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—41.

Excused: Atkinson, Ham, McGraw, Payne, Porter, Stipe, Williams.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—41.

Excused: Atkinson, Ham, McGraw, Payne, Porter, Stipe, Williams.—7.

The emergency was declared passed.

HB 741 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1174 by Bamberger, et al, of the House and Howard, Gee and Short of the Senate was read and considered.

Senator Howard moved to amend **HB 1174**, page 1, line 4 of the Title, by inserting after the word "same" and before the word "making" the language "terminating the litigation fee and court reporter's fee", which amendment was declared adopted.

Senator Howard moved to amend **HB 1174**, page 4, line 2, by striking Section 3 and by renumbering remaining Sections accordingly.

Senator Berrong, as a substitute to the Howard amendment, moved to amend **HB 1174**, page 4, line 3, by inserting after the word "pending" and before the word "for" the word "action", which amendment was tabled upon motion of Senator Howard.

The vote occurring upon the Howard amendment, it was declared adopted.

Upon motion of Senator Howard, **HB 1174**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1174**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1174 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stansberry, Terrill, Young.—38.

Nay: Graves, McClendon, Massad, Massey.—4.

Excused: Ham, Porter, Short, Stipe, Taliaferro, Williams.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—40.

Nay: Graves, McClendon, Massad, Massey.—4.

Excused: Ham, Porter, Stipe, Williams.—4.

The emergency was declared passed.

HB 1174, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 73 and **HBs 1209** and **1212** each correctly engrossed.

SBs 445, 458, 629, 667, 674, 725, 727, 744, SJR 50 and **SCR 67** each correctly enrolled.

Engrossed **SCR 73** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1209** and **1212**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 445, 458, 629, 667, 674, 725, 727, 744** and **SJR 50** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 67** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1018 by Boren of the House was read and considered.

Senator Baggett moved to amend **HB 1018**, page 15, line 10½ by inserting after "Line 10" and before "Line 11" the following new Section 8: "Section 8. With each deed or other instrument of conveyance tendered to the County Clerk for filing and recording there shall be submitted a statement in writing and under oath by the grantee or other recipient of such conveyance of the actual cash consideration for such deed or instrument of conveyance and the assessed valuation as of the date of the deed or other instrument. The statement shall be made upon forms to be prescribed by the Oklahoma Tax Commission. One copy thereof shall be transmitted by the County Clerk to the County Assessor and one copy shall be transmitted to the Oklahoma Tax Commission. If such consideration was not wholly in cash, then the statement shall set forth the unpaid balance of any Mortgage debt assumed or to which the property is subject, and any other thing of value constituting consideration in the transaction. The Oklahoma Tax Commission is hereby authorized and directed to make rules and regulations to require a full, complete and accurate statement of the bona fide consideration in each such

transaction and to enforce compliance herewith. Such statements shall be confidential and privileged as records and files under Section 205 of the Uniform Tax Procedure Code" and by numbering the succeeding sections and amending the title to conform thereto.

Senator Young moved to table the Baggett amendment, which motion was declared failed of adoption.

The vote occurring upon the Baggett amendment, it was declared adopted.

Upon motion of Senator Nichols, **HB 1018**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HB 1018**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1018 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Keels, Luton, McSpadden, Martin, Miller, Nichols, Payne, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—29.

Nay: Baldwin, Dacus, Grantham, Graves, Hamilton, Holden, Horn, McClen-don, McGraw, Massad, Massey, Murphy, Romang, Young.—14.

Excused: Ham, Porter, Stipe, Williams.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Selman,

Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—33.

Nay: Baldwin, Graves, Hamilton, Holden, Horn, McClendon, Massad, Massey, Murphy, Romang, Young.—11.

Excused: Ham, Porter, Stipe, Williams.—4.

The emergency was declared passed.

HB 1018, as amended, was referred for engrossment.

DECLARATION OF VOTE

Senator Short asked that the record show, had he been present at the time of third reading and final passage of **HB 1174**, he would have voted AYE, which was the order.

Senator Boecher moved that the Senate stand recessed until 1:30 p.m., which motion was declared adopted.

At 1:30 p.m., the Senate reassembled with President Pro Tempore McSpadden presiding.

Senators Ham and Stipe asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 355, 524, 728, 742, 743, and 751 each correctly enrolled.

Enrolled **SBs 355, 524, 728, 742, 743 and 751** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Smith presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1021, 1090, 1105, 1138, 1230, 1248, 1325 and 1330**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 513**, and referring said Bill to the General Conference Committee on Appropriations.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 445, 458, 629, 667, 674, 725, 727, 744 and SJR 50**.

The above numbered Enrolled Bills and/or Resolution were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 67 and 72**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 532, 556, 604, 620, 656, 729, 732 and 761**, and naming House Conferees as follows:

SB 532: McCune, Mountford and Allard.

SB 556: Peterson, McCune and Thompson.

SB 604: Townsend, Frix and Lane.

SB 620: Harrison, Kamas and Fowler.

SB 656: McCune, Goodfellow and Bengtson.

SB 729: Nigh, Boren, Thompson, Dickey and Wolf (Leland).

SB 732: Bernard, Trent and Finch.

SB 761: Harrison, Briscoe and Conaghan.

GENERAL ORDER

HB 988 by Camp, et al, of the House and Hargrave of the Senate was read and considered.

Senator Massad moved to amend **HB 988**, page 1, line 1, by striking Section 1 and renumbering succeeding Sections ac-

cordingly, which amendment was declared adopted.

Senator Berrong moved to amend **HB 988**, page 3, line 8, by striking after the word "Court" and before the word "order" the word "may" and substituting therefor the word "shall", which amendment was declared adopted.

Senator Hamilton moved to amend **HB 988**, page 3, line 10, by adding after the word "requires" a semi-colon and the language "provided that if two or more defendants are charged jointly with a capital offense, either defendant shall have the absolute right to a severance", which amendment was tabled upon motion of Senator Hargrave.

Upon motion of Senator Hargrave, **HB 988**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **HB 988**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 988 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Howard, Luton, McClendon, Massey, Nichols, Payne, Romang, Selman, Short, Smalley, Smith.—26.

Nay: Atkinson, Boecher, Ferrell, Hamilton, Holden, Horn, Keels, Miller, Murphy, Terrill, Young.—11.

Excused: Baldwin, Field, McGraw, McSpadden, Martin, Massad, Porter, Stansberry, Stipe, Taliaferro, Williams.—11.

The bill was declared passed.

HB 988, as amended, was referred for engrossment.

GENERAL ORDER

HB 1233 by Bamberger, et al, of the

House and Howard of the Senate was read and considered.

Senator Ferrell moved to amend **HB 1233**, page 4, line 4½, by inserting a new Section 4, as follows: "Section 4. It shall be required that any traffic ticket be endorsed by the district attorney or prosecuting attorney before filing" and by renumbering subsequent sections accordingly.

Senator Massad moved to table the Ferrell amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berrong, Bradley, Garrett, Grantham, Hargrave, Howard, Keels, Massad, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill.—16.

Nay: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Payne, Young.—25.

Excused: Field, Findeiss, Miller, Porter, Stansberry, Stipe, Williams.—7.

The vote occurring upon the Ferrell amendment, it was declared adopted.

Upon motion of Senator Howard, **HB 1233**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1233**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1233 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Romang, Selman, Smith, Stipe, Young.—31.

Nay: Atkinson, Baldwin, Bradley, Garrett, Keels, Massad, Nichols, Short, Smalley, Taliaferro, Terrill.—11.

Excused: Berrong, Findeiss, Massey, Porter, Stansberry, Williams.—6.

The bill was declared passed.

HB 1233, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 76 correctly engrossed.

Engrossed SCR 76 was properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE 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 291.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 962, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 592, 1002, 1198, 1267 and 1311, requesting Conference and naming Conferrees as follows:

HB 592: Fine, Bengtson and Watkins.

HB 1002: Sandlin, Allard, Derryberry, Townsend and Taggart.

HB 1198: McCune, Sparkman and Spearman.

HB 1267: Spearman, Cate and Thompson.

HB 1311: Converse, Bengtson and Abbott.

Upon motion of Senator Boecher, the request of the Honorable House for a conference on HBs 592, 1002, 1198, 1267 and 1311 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferrees under:

HB 592: Miller, Baggett and Hamilton.

HB 1002: Smith, Garrison, Smalley, Luton and Baggett.

HB 1198: Massad, Gee and Young.

HB 1267: Young, Payne and Hargrave.

HB 1311: Miller, Baggett and Hamilton.

CONFERENCE COMMITTEE REPORTS

The following CCR on SB 427 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 427, and Engrossed House Amendments thereto, by Smith entitled:

AN ACT RELATING TO COUNTIES; AMENDING SECTION 6, CHAPTER 182, O. S. L. 1963 AS AMENDED * * * 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:

No. 1: That the House recede from Amendment No. 1.

No. 2: That the following Conference Committee Substitute Bill be accepted:

CCS for SB 427—By Smith.

An Act providing that employees of drainage district may enter the county employees retirement system; establishing eligibility; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The county commissioners of any county establishing a drainage district or districts, and establishing a county retirement system, in addition to the

duties and authority now provided by law, are hereby authorized to pay into the retirement system of such county for the use and benefit of the employees eligible for retirement benefits, such amounts as the said board of county commissioners may authorize by resolution not exceeding ten percent (10%) of the current annual salaries of all employees to be covered. Provided further, that drainage district employees becoming qualified by this act shall be credited as to eligibility for the full time of their county employment; and, provided further, in the event of retroactive eligibility such employees shall be required to pay into the retirement system fund an amount equal to that which would have otherwise been paid by such employees in order to gain credit for such time of employment.

SECTION 2. It is directed that this act be codified as section 957-1 of Title 19, Oklahoma Statutes.

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.

FOR THE SENATE: Smith, Selman, Garrett.

FOR THE HOUSE: Green, McCune, Goodfellow.

The following CCR on SB 585 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 585 and the Engrossed House Amendments thereto, by Baggett of the Senate, entitled:

AN ACT RELATING TO SCHOOLS; AMENDING 70 O.S. 1961, SECTION 6-1, AS AMENDED BY SECTION 1, CHAPTER 47, O.S.L. 1965 *** MAKING PRO-

VISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 1, 2 and 3.

2. That the title be amended at Line 9, Page 1 of Engrossed Senate Bill No. 585 by inserting after "§ 8-9" and before "Making" the following words: "Amending 70 O. S. 1961, § 7-1, As Amended; Providing For School Boards To Initiate Deannexation Elections By Resolution; Specifying That Appeals Shall Be Given Precedence"

3. That the following new Section 5 be inserted at Line 29½ on Page 4 of Engrossed Senate Bill No. 585 and that succeeding sections be renumbered:

SECTION 5. 70 O. S. 1961, § 7-1, as amended by Section 1, Chapter 60, Oklahoma Session Laws 1963, page 82, is hereby amended to read as follows:

§ 7-1. (a) The territory comprising all or a part of a school district may be annexed to an adjacent school district, or to a school district in the same transportation area authorized to furnish transportation, or to two (2) or more such districts, when approved at an annexation election called and conducted by the county superintendent of schools (I) in pursuance of a petition for annexation signed by a majority of the school district electors in the territory proposed to be annexed, hereinafter referred to as the area affected, as provided in this section, OR (II) IN PURSUANCE OF A RESOLUTION ADOPTED BY THE BOARD OF EDUCATION OF THE DISTRICT IN WHICH THE AREA AFFECTED IS SITUATED. Such election shall be held within fifteen (15) days after the county superintendent of schools receives such petition, at some public place in the school district in which the area affected is situ-

ated, between the hours of 2:00 p.m., and 6:00 p.m., and notice thereof shall be given by the county superintendent of schools in the same manner as special meetings of the school district electors of school districts; provided, that the county superintendent of schools shall not be required to call or hold an election for the purpose of annexing a part of a school district more than once during any twelve month period.

(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 is an area within a school district in which, as a result of condemnation proceedings by the Federal government, a majority of the pupils of said area have attended school, for at least one school term, in the adjoining district to which the petition requests annexation.

(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 OR RESOLUTION 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 percent (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 county, is situated, and thereafter all proceedings shall be stayed until the District Court has rendered judgment. THE PROCEEDINGS SHALL BE GIVEN PRECEDENCE OVER ALL OTHER CIVIL MATTERS.

(e) If the territory proposed to be annexed is situated in more than one county, the petition OR RESOLUTION 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.

4. Amend line 25, of page 4 of Engrossed Senate Bill by Changing the period after the word "property" to a semi colon and adding the following language:

"PROVIDED, THAT ANY DISTRICT ANNEXED OR DISPENSING WITH SCHOOL, SHALL HAVE ONE YEAR FROM DATE OF ANNEXATION TO TRANSFER TITLE, SELL OR CONVEY LAND AND BUILDINGS TO A NON-PROFIT CORPORATION TO BE USED FOR COMMUNITY PURPOSES, AND PROVIDED THAT WHEN SUCH USE CEASES, THEN THE TITLE TO SAID LAND AND BUILDINGS SHALL BE VESTED IN THE ANNEXING SCHOOL DISTRICT, WHICH SHALL BE EVIDENCED BY RESOLUTION OF THE ANNEXING SCHOOL DISTRICT."

FOR THE SENATE: Baggett, Terrill, Short.

FOR THE HOUSE: Odom (Martin), Abbott, Tabor.

MESSAGE FROM GOVERNOR

Advising approval by him, April 22, 1968, of Enrolled SBs 461 and 634 entitled:

SB 461—By Smalley, Birdsong and Mil-

ler of the Senate and Jones, Levergood, Sokolosky and Hutchens (David) of the House.

An Act relating to criminal procedure; authorizing judge trying cause in which a person is convicted of Commission of a crime to suspend execution of sentence; repealing Section 20, Chapter 261, Oklahoma Session Laws 1967 (57 O. S. SUPP. 1967, § 520); providing for codification; and declaring an emergency.

SB 634—By Williams, Findeiss, Berry, et al of the Senate and Harrison, Thornhill, Andrews and Kamas of the House.

An Act relating to crimes and punishments; amending 21 O. S. 1961, § 1503, as amended by Section 1, Chapter 127, O. S. L. 1963; making it unlawful to defraud owners or keepers of hotels, inns, restaurants, boarding houses, rooming houses, motels, apartment houses, apartments, rental units, rental houses, trailer camps or auto camps; making violations a crime; prescribing penalties; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 70**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 355, 524, 728, 742, 743 and 751**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 73**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 912, 1117, 1268 and 1146**, as amended.

MESSAGE 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 416**.

The above numbered Bill as amended in Conference was referred for enrollment.

Senator Stipe raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

MOTION TO RECONSIDER VOTE

Senator Gee asked for consideration of the Stipe motion to reconsider the vote by which **HJR 559** passed, which was the order.

The vote occurring upon the Stipe motion to reconsider the vote by which **HJR 559** passed, it was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, McClendon, Massey, Payne, Smalley, Stipe, Young.—21.

Nay: Baldwin, Berrong, Bradley, Field, Garrison, Gee, Grantham, Howard, Keels, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smith, Terrill.—21.

Excused: Baggett, Findeiss, Porter, Stansberry, Taliaferro, Williams.—6.

Senator Baldwin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 559 correctly engrossed.

Engrossed **SAs** to and Engrossed **HJR 559**, as amended, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 710 by Lawson of the House and

Breckinridge of the Senate was read and considered.

Senator Terrill moved to amend **HB 710**, page 3, line 3½, by adding a new subsection to read as follows: "(A) the woman, unless in immediate danger of death in the opinion of the Committee, shall be a resident of the State of Oklahoma for a period of not less than ten (10) months", and by renumbering the remaining subsections accordingly, which amendment was declared adopted.

Senator Smith moved to amend **HB 710**, page 3, line 3, by adding after the word "exist" the language "and provided that such pregnancy has not existed for more than 90 days."

Senator Smalley moved to table the Smith amendment, which motion was declared failed of adoption.

The vote occurring upon the Smith amendment, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Hamilton, Hargrave, Holden, Horn, Keels, McClendon, McSpadden, Martin, Massad, Massey, Miller, Smith, Stipe, Taliaferro, Terrill, Young.—26.

Nay: Baggett, Berrong, Breckinridge, Ferrell, Gee, Grantham, Graves, Howard, Luton, McGraw, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Stansberry.—18.

Excused: Findeiss, Ham, Porter, Williams.—4.

Senator Martin moved that **HB 710** be ordered withdrawn from the Calendar and referred to the Committee on Health, Welfare and Veterans Affairs.

Senator Breckinridge moved that **HB 710** be advanced to engrossment.

Senator Terrill moved to table the Breckinridge motion to advance, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison,

Graves, Hamilton, Holden, Horn, Keels, McClendon, McSpadden, Martin, Massad, Massey, Miller, Payne, Smith, Taliaferro, Terrill, Young.—24.

Nay: Atkinson, Baggett, Berrong, Breckinridge, Ferrell, Gee, Grantham, Hargrave, Howard, Luton, McGraw, Murphy, Nichols, Romang, Selman, Short, Smalley, Stansberry.—18.

Excused: Berry, Findeiss, Ham, Porter, Stipe, Williams.—6.

Senator Smalley, as a prior motion, moved that further consideration of **HB 710** be deferred for this legislative day and that it be considered further when the Senate reconvenes on the next legislative day, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Breckinridge, Ferrell, Field, Gee, Hargrave, Howard, McGraw, Murphy, Nichols, Selman, Short, Smalley.—16.

Nay: Birdsong, Boecher, Bradley, Dacus, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Payne, Romang, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—27.

Excused: Berry, Findeiss, Ham, Porter, Williams.—5.

Senator Martin moved that the Senate stand adjourned until 10:00 a.m., tomorrow, which motion was declared failed of adoption.

The vote occurring upon the Martin motion to recommit **HB 710** to the Committee on Health, Welfare and Veteran's Affairs, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrison, Hamilton, Holden, Horn, Keels, McClendon, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—27.

Nay: Atkinson, Baggett, Ferrell, Gee, Grantham, Graves, Hargrave, Luton, McGraw, Murphy, Romang, Selman, Short, Smalley.—14.

Excused: Berry, Findeiss, Garrett, Ham, Howard, Porter, Williams.—7.

MOTION TO RECONSIDER VOTE

Senator Breckinridge moved to reconsider the vote by which the Martin motion was adopted, which motion was tabled upon motion of Senator Smith.

PENDING SENATE ACTION

Upon motion of Senator Boecher, the request of the Honorable House for Conferences on HBs 1226, 1237 and 1273 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President

Pro Tempore McSpadden appointed the following Senate Conferees under:

HB 1226: Martin, Birdsong and Berry.

HB 1237: Atkinson, Findeiss, and Howard.

HB 1273: Birdsong, Keels and Berry.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 1:00 p.m., tomorrow, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 795 and 834 each correctly engrossed.

Engrossed SAs to and Engrossed HBs 795 and 834, as amended, were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Sixty-fifth Legislative Day

Tuesday, April 23, 1968

Pursuant to adjournment, the Senate was called to order by its President Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Talia-ferro, Terrill.—45.

Excused: Atkinson, Williams, Young.—3.

The President declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein upon request of President Pro Tempore McSpadden:

Our Father, You know the weaknesses in each of us here, and You know our strengths. Help us to be men who seek to understand and act upon the principles we profess but often fail to practice. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of President Pro Tempore McSpadden, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued

to the Oologah High School Girls' Basketball Team.

Upon motion of Senator Massey, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Ed Mills.

Upon motion of Senator Massey, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mr. and Mrs. A. J. Shastid.

Upon motion of Senator Massey, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The Murray College Aggie Basketball Team.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM GOVERNOR

Advising approval by him, April 22, 1968 of Enrolled SB 351 entitled:

SB 351—By Young, Gee, et al of the Senate and Sparkman, McCune, et al of the House.

An Act relating to courts; amending 74 O. S. 1961, § 286; fixing salaries of justices of the supreme court and judges of the court of criminal appeals; repealing 74 O. S. 1961, Section 250.2; providing an effective date; and declaring an emergency.

MESSAGE FROM GOVERNOR

Advising approval by him, April 23, 1968 of Enrolled SBs 434, 641, 668, 712, 719, 740, 748, 765 and SJRs 57 and 58 entitled:

SB 434—By Smith of the Senate and McCune of the House.

An Act relating to public finance;

amending 62 O. S. 1961, § § 337.2 and 337.5; increasing the portion of the filing fee to be paid into the court docket fund; providing for the filing and paying of claims; and declaring an emergency.

SB 641—By Massad, Ferrell, Field and Williams of the Senate and Hutchens (David) and Hunter of the House.

An Act relating to farmers and ranchers; etc.; and declaring an emergency.

SB 668—By Smith of the Senate and Sandlin, Hargrave and Bamberger of the House.

An Act relating to the state industrial court; etc.; and declaring an emergency.

SB 712—By Terrill.

An Act relating to public health and safety; amending Section 1, Chapter 13, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-1709); providing immunity from liability for good faith decisions of and actions of members of hospital utilization review committees; and declaring an emergency.

SB 719—By Keels and Birdsong of the Senate and Nigh of the House.

An Act relating to motor vehicles; providing for an official slow moving vehicle emblem; etc.; and declaring an emergency.

SB 740—By Murphy of the Senate and Patterson (Ruth), McCune and Peterson of the House.

An Act relating to criminal procedure; etc.; providing for right of counsel; etc.; and declaring an emergency.

SB 748—By Breckinridge of the Senate and Bengtson of the House.

An Act relating to criminal procedure; amending 22 O. S. 1961, § 152, as amended by Section 1, Chapter 245, O. S. L. 1965; providing for time in which prosecutions for certain crimes must be commenced; making provisions of act severable; and declaring an emergency.

SB 765—By Ham of the Senate and Vann of the House.

An Act relating to the Oklahoma Public

Employees Retirement System; etc.; and declaring an emergency.

SJR 57—By Boecher.

A Joint Resolution waiving the immunity of the state; etc.; and declaring an emergency.

SJR 58—By Bradley of the Senate and McCune of the House.

A Resolution waiving the immunity of the State from liability for damages resulting from tortious acts of its employees; etc.; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 981, 1173, 1176, 1209, 1216, 1219, 1263 and 1271, as amended.

MESSAGE 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 135.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 591—By Ford et al, of the House and Luton of the Senate.

A Concurrent Resolution commending Jim Antell, National President of the United States Jaycees for his unlimited abilities and talents; noting and congratulating him on his many accomplishments and achievements; and directing distribution.

Consideration of the above Resolution was deferred for this legislative day.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 741, 912, 952, 962, 1084, 1117, 1146, 1268, 1270 and 1356.

The above numbered Enrolled Bills

were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 637**, and naming House Conferees as follows: Skeith, Cox, Hopkins, Peterson and Sokolosky.

MESSAGE 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 447**.

The above numbered Bill as amended in Conference was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 74 and 75 and HBs 988, 1018, 1174, 1181 and 1233 each correctly engrossed.

SBs 291, 416, SJRs 62, 70, SCR 73, SRs 98, 99 and 100 each correctly enrolled.

Engrossed **SCRs 74 and 75** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs to and Engrossed HBs 988, 1018, 1174, 1181 and 1233**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 291, 416, SJRs 62 and 70** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 73** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SRs 98, 99 and 100** were properly signed and ordered transmitted to the Secretary of State.

RESOLUTION

SCR 77 by Nichols and Garrison of the Senate and Skeith, et al, of the House was introduced, read as follows, and con-

sideration deferred until the next legislative day upon request of Senator Nichols:

A Concurrent Resolution directing the appointment of a special committee to study during the 1968 Legislative Interim ways and means of correcting the deficiencies in the state highway system; directing filing of report and recommendations.

PENDING SENATE ACTION

HCR 590 by Sanguin, et al of the House and McClendon of the Senate was taken up for consideration.

Senator Massey asked unanimous consent that all other members of the Senate be added as coauthors of the Resolution, which was the order.

HCR 590, as coauthored, was read at length, and adopted upon motion of Senator McClendon.

HCR 590 was properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 453** was read and adopted upon motion of Senator Short:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred **ENGROSSED SENATE BILL NO. 453**, and Engrossed House Amendments thereto, by Garrison, Williams and Short of the Senate and Connor, Hunter and Green of the House entitled:

AN ACT RELATING TO THE DEPARTMENT OF LABOR; PRESCRIBING FEES TO BE CHARGED BY SAID DEPARTMENT FOR INSPECTION OF STEAM BOILERS; 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 House recede from House Amendment No. 1.

2. That the House recede from House Amendment No. 2.

3. That the House recede from House Amendment No. 3.

FOR THE SENATE: Short, Berrong.

FOR THE HOUSE: Connor, Bean, Cox.

SB 453, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hargrave, Howard, Keels, McGraw, McSpadden, Martin, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe.—27.

Nay: Berry, Birdsong, Dacus, Findeiss, Graves, Hamilton, Holden, Horn, Luton, Massad, Massey, Miller, Nichols, Taliaferro, Terrill.—15.

Excused: Atkinson, McClendon, Payne, Porter, Williams, Young.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill.—34.

Nay: Birdsong, Dacus, Graves, Hamilton, Horn, Massey, Miller, Nichols, Payne.—9.

Excused: Atkinson, McClendon, Porter, Williams, Young.—5.

The emergency was declared passed.

SB 453, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

DECLARATION OF VOTE

Senator Payne asked that the record

show, had he been present at the time of the adoption and passage of **SB 453**, as amended in Conference, he would have voted NAY, which was the order.

MOTION

Senator Baldwin asked unanimous consent that **HB 1185** be ordered withdrawn from the Committee on Appropriations and Budget and that the Bill be printed and placed upon the Calendar, which was the order.

GENERAL ORDER

HB 1062 by Connor, et al, of the House and Garrison and Williams of the Senate was read and considered.

Senator Baggett asked to be made co-author of **HB 1062**, which was the order.

Senator Gee presiding.

Senator Baggett moved to amend **HB 1062**, page 2, line 10½ by inserting the following section:

“SECTION 3. 70 O. S. 1961, Section 8-1, as amended by Section 17, Chapter 397, 1965 Session Laws, is hereby amended to read as follows:

SECTION 8-1. Any child residing in a school district *[maintaining a school or schools within the district in the State of Oklahoma]* that does not offer the grade which such child is entitled to pursue shall be entitled to be transferred to a school district which offers the grade which he is entitled to pursue, and to have appropriated and expended, from the funds of the district in which he resides, *[or from funds provided by the Legislature for the support and maintenance of the public schools,]* the per capita cost for the previous year of the district to which he is transferred. Such appropriation and expenditure shall be made and paid BY THE DISTRICT IN WHICH THE CHILD RESIDES to the district to which such child is transferred, as hereinafter provided. *[but no transfer fees shall be paid to any district by the State if such district qualifies for more than Twenty-five Dol-*

lars (\$25.00) Foundation Program Aid per child.】”, and by renumbering succeeding sections accordingly, and amending the title to conform thereto.

Senator Hamilton moved that **HB 1062** be ordered stricken from the Calendar, which motion was tabled upon motion of Senator Bradley upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Porter, Romang, Selman, Short, Smalley, Smith, Terrill.—24.

Nay: Boecher, Dacus, Field, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Stipe, Taliaferro.—18.

Excused: Atkinson, Berry, Nichols, Stansberry, Williams, Young.—6.

Senator Hamilton moved that **HB 1062** be advanced to engrossment, which motion was tabled upon motion of Senator Baggett upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Nichols, Porter, Selman, Short, Smalley, Smith, Terrill.—24.

Nay: Berry, Boecher, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Payne, Romang, Stansberry, Stipe, Taliaferro.—21.

Excused: Atkinson, Williams, Young.—3.

The vote occurring upon the Baggett amendment, it was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Terrill.—24.

Nay: Baldwin, Berry, Boecher, Dacus,

Ferrell, Field, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massey, Miller, Payne, Stansberry, Stipe, Taliaferro.—20.

Excused: Atkinson, Massad, Williams, Young.—4.

Senator Young asked to be shown present, which was the order.

Senator Baggett moved to amend **HB 1062**, page 2, line 10½, by inserting immediately following his previous amendment, a new section 4 to read as follows:

“SECTION 4. 70 O. S. 1961, § 8-11, as amended by Section 18, Chapter 397, O. S. L. 1965, is hereby amended to read as follows:

§ 8-11. (a) It shall be the duty of the County Superintendent of Schools, not later than June 25, to furnish the board of education of each district from which transfers have been made a statement showing the names of the children transferred and their respective grades. Copies of such statement shall be filed with the County Clerk and the County Treasurer, and said statement shall be the basis for action of the County Excise Board in approving the estimate of the district from which the transfers have been made and of the County Treasurer in apportioning funds accruing to the credit of such district.

(b) [No school district maintaining a school or schools within the district shall be required to appropriate for transfer fees a greater amount than the amount by which the Minimum Program Income, as defined by the State Aid Law in 1963-64, exceeds the Minimum Program so defined in 1963-64 and in no case an amount greater than the total per capita cost as defined hereinbefore.] IF ANY DISTRICT FROM WHICH TRANSFERS HAVE BEEN MADE SHALL FAIL, NEGLECT OR REFUSE TO MAKE AN EFFECTIVE APPROPRIATION OF THE TRANSFER FEES REQUIRED BY LAW OR SHALL FAIL, NEGLECT OR REFUSE FOR ANY REASON WHATSOEVER TO PAY THE SAME, THEN THE STATE BOARD OF EDUCA-

TION AND ITS FINANCE DIVISION SHALL, UPON THE WRITTEN REQUESTS OF THE DISTRICT RECEIVING SUCH TRANSFERS AND ENTITLED TO SUCH TRANSFER FEES, WITHHOLD THE AMOUNT OF SUCH TRANSFER FEES FROM ANY FOUNDATION PROGRAM AID OR INCENTIVE AID OTHERWISE DUE AND PAYABLE TO THE SAID DISTRICT FROM WHICH TRANSFERS HAVE BEEN MADE AND SHALL MAKE PAYMENT OF THE AMOUNT THEREOF DIRECTLY AND FORTHWITH TO THE DISTRICT RECEIVING SUCH TRANSFERS AND ENTITLED TO SUCH TRANSFER FEES FOR THE ACCOUNT OF THE DISTRICT FROM WHICH SUCH TRANSFERS HAVE BEEN MADE.

(c) *After having determined the amount of money which a district must appropriate as transfer fees, the remainder of the transfer fees, if any, shall be paid from State funds appropriated for such purpose, in the manner and subject to the limitations provided by law. Provided, that State funds paid to a district as transfer fees in any year shall not exceed, in the aggregate, the difference between (1) the total amount per capita for current expenditures from the General Fund of the district to which the pupils are transferred and (2) the total amount appropriated or that should have been appropriated for transfer fees by the district from which the pupils are transferred, in accordance with an attendance report filed with the State Board of Education, after deducting the amount of State Aid allowed for such school district for attendance of transferred pupils.* PROVIDED, HOWEVER, THAT THE DISTRICT RECEIVING SUCH TRANSFERS SHALL GIVE CREDIT ON SUCH TRANSFER FEES TO THE DISTRICT FROM WHICH SUCH TRANSFERS HAVE BEEN MADE FOR ALL AMOUNTS RECEIVED AS STATE FOUNDATION AID AND INCENTIVE AID BY REASON OF THE INCLUSION OF SUCH TRANSFERRED STUDENTS IN THE COMPUTATION OF PUPILS IN AVERAGE DAILY ATENDANCE IN THE DISTRICT TO

WHICH THE STUDENTS HAVE TRANSFERRED. ALL ACTS OR PARTS OF ACTS INCONSISTENT HERewith ARE HEREBY REPEALED TO THE EXTENT OF SUCH INCONSISTENCY ONLY." and by renumbering the remaining sections accordingly, and amending the title to conform.

Senator Hamilton moved to table the Baggett amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berry, Boecher, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Payne, Stansberry, Stipe, Taliaferro, Young.—21.

Nay: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Terrill.—25.

Excused: Atkinson, Williams.—2.

The vote occurring upon the Baggett amendment, it was declared adopted.

Upon motion of Senator Baggett, **HB 1062**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1062**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1062 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Terrill, Young.—26.

Nay: Berry, Boecher, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Holden,

Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Payne, Stansberry, Stipe, Taliaferro.—20.

Excused: Atkinson, Williams.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Howard, Keels, Luton, McGraw, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Terrill, Young.—26.

Nay: Berry, Boecher, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpadden, Martin, Massad, Massey, Miller, Payne, Stansberry, Stipe, Taliaferro.—20.

Excused: Atkinson, Williams.—2.

The emergency was declared failed of passage.

HB 1062, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTES

As provided under Rule 20, Senator Howard moved that the vote be reconsidered by which **HB 1062** passed.

As provided under Rule 20, Senator Baggett moved that the vote be reconsidered by which the Emergency Section of **HB 1062** failed of passage.

President Nigh presiding.

GENERAL ORDER

HB 1301 by Vann of the House was read and considered.

Upon motion of Senator Ham, **HB 1301** was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, **HB 1301** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1301 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Ham, Hargrave, Holden, Horn, Keels, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Romang, Selman, Smalley, Smith, Taliaferro.—30.

Nay: Grantham, Graves, Hamilton, Luton, Miller, Short, Young.—7.

Excused: Atkinson, Berrong, Findeiss, Howard, McClendon, Payne, Porter, Stansberry, Stipe, Terrill, Williams.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Keels, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro.—34.

Nay: Graves, Luton, Miller, Young.—4.

Excused: Atkinson, Findeiss, Howard, McClendon, Payne, Porter, Stansberry, Stipe, Terrill, Williams.—10

The emergency was declared passed.

HB 1301, as amended, was referred for engrossment.

MESSAGE 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 453**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 291, 416, SJRs 62 and 70**.

The above numbered enrolled Bills and/or Resolutions were referred to the Governor.

of Oklahoma is hereby authorized to enact necessary legislation whereof the state may become indebted in an amount not to exceed Twenty Million Dollars (\$20,000,000.00), for the purpose of providing capital improvements, including the purchasing of sites, purchase of equipment for a state-owned equipment pool, constructing, purchasing, improving and equipping real property and buildings in area school districts and other state-owned school facilities for vocational and/or technical schools without or with participation of the Federal Government, its agencies or instrumentalities, and such legislation shall provide for the payment and discharge of the principal of such debt, together with interest on such indebtedness, from one or more of the following sources of state income, as follows:

1. From the net ninety-two percent (92%) of the collections from the documentary stamp tax levied by Sections 1 to 7, inclusive, Chapter 259, Oklahoma Session Laws 1967 (68 O. S. Supp. 1967, § § 5101 to 5107, inclusive), to be apportioned to the Technical and Scientific Education Special Fund in the State Treasury;

2. 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 to the State of Oklahoma;

3. Allocations by the legislature of the State of Oklahoma from any monies in the general revenue fund in the State of Oklahoma not otherwise obligated or committed to other obligations to the State of Oklahoma;

4. The proceeds of any tax which the legislature may impose and/or collect for the purpose of paying the principal and interest on the indebtedness herein authorized to be created, and authority is hereby granted to the legislature to so impose and collect such tax, if necessary.

SECTION 2. Such legislation 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 and 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 coupon provisions, may be executed in any manner, may be payable in such manner 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 limits of the 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 from one or more sessions of the legislature.

SECTION 3. In order that maximum advantage might be taken of the operating experience of existing vocational-technical schools, and in order to fully utilize existing, highly qualified faculties, and in order to insure the development of outstanding vocational-technical education centers, it is the desire of the legislature that from the proposed Twenty Million Dollar (\$20,000,000.00) bond issue sum of money be allotted to certain existing vocational-technical programs as follows: Two Million Dollars (\$2,000,000.00) to Oklahoma State University Technical Institute at Stillwater; Two Million Dollars (\$2,000,000.00) to the Oklahoma State University Technical Institute at Oklahoma City; Four Million Dollars (\$4,000,000.00).

SECTION 2. Such legislation 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 limits of the 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 3. In order that maximum advantage might be taken of the operating experience of existing vocational-technical schools, and in order to fully utilize existing, highly qualified faculties, and in order to insure the development of outstanding vocational-technical educational centers, it is the desire of the legislature that from the proposed Twenty Million Dollar (\$20,000,000.00) bond issue sums of money be allotted to certain existing vocational-technical programs as follows: Two Million Dollars (\$2,000,000.00) to the Oklahoma State University Technical Institute at Stillwater; Two Million Dollars (\$2,000,000.00) to the Oklahoma State University Technical Institute at Oklahoma City; Four Million Dollars (\$4,000,000.00)

to the Oklahoma State University School of Technical Training (Oklahoma State Tech) at Okmulgee; Two Million Dollars (\$2,000,000.00) for a Technical Institute at Tulsa, under the jurisdiction of the Department of Vocational Education; and the remaining Ten Million Dollars (\$10,000,000.00) to the Department of Vocational Education for the expansion of its vocational-technical programs.

SECTION 4. 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 of the Oklahoma Constitution by adding a new Section 38; authorizing the legislature to enact necessary legislation whereby the state may become indebted not to exceed Twenty Million Dollars (\$20,000,000.00), for the purpose of providing capital improvements, including the purchasing of sites, purchasing of equipment for a state-owned equipment pool, constructing, purchasing, improving and equipping real property and buildings in area school districts and other state-owned school facilities for vocational and/or technical schools without or with participation of the Federal Government, its agencies and instrumentalities; 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?

☐ YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ NO

SECTION 5. The Speaker of the House of Representatives shall, immediately after the effective date of this Resolution, prepare and file one (1) copy thereof, in-

cluding the ballot title, with the Secretary of State, and one (1) copy with the Attorney General.

SECTION 6. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next ensuing statewide 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 Oklahoma for their approval or rejection as and in the manner provided by law.

On the question of the passage of Resolution, the roll call was as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Young.—39.

Nay: Short.—1.

Excused: Atkinson, Baggett, Findeiss, Payne, Porter, Stansberry, Stipe, Williams.—8.

The Resolution was declared passed.

The question being, "Shall **HJR 536**, by Hutchens (David), et al, of the House and McSpadden, McGraw, Baggett and Boecher of the Senate entitled:

A Joint Resolution relating to a bond issue for vocational and technical education. 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 of Oklahoma on the date of the next ensuing statewide primary election as provided in Section 6 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing statewide primary election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—39.

Nay: Short.—1.

Excused: Atkinson, Baggett, Findeiss, Hamilton, Payne, Porter, Stansberry, Williams.—8.

The President, 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 536, as amended, was ordered referred for engrossment.

GENERAL ORDER

HJR 545 by Mountford, et al, of the House and McSpadden, Gee, McGraw, Ham, Baggett, Smith and Smalley of the Senate was read and considered.

Upon motion of President Pro Tempore McSpadden, **HJR 545** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, **HJR 545** was placed upon third reading and final passage.

THIRD READING

HJR 545 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Porter, Romang, Sel-

man, Short, Smalley, Smith, Stipe, Terrill, Young.—38.

Excused: Atkinson, Findeiss, Holden, Horn, McClendon, Massey, Payne, Stansberry, Taliaferro, Williams.—10.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Terrill, Young.—38.

Excused: Atkinson, Findeiss, Holden, Horn, McClendon, Massey, Payne, Stansberry, Taliaferro, Williams.—10.

The emergency was declared passed.

HJR 545 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HJR 563 by Smith (E. W.) of the House was read and considered.

Senator Birdsong asked to be made senate author of **HJR 563**, which was the order.

Upon motion of Senator Birdsong, **HJR 563** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **HJR 563** was placed upon third reading and final passage.

THIRD READING

HJR 563 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Mur-

phy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Young.—36.

Excused: Atkinson, Findeiss, Ham, Holden, Horn, McClendon, Massey, Payne, Porter, Stansberry, Terrill, Williams.—12.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Young.—36.

Excused: Atkinson, Findeiss, Ham, Holden, Horn, McClendon, Massey, Payne, Porter, Stansberry, Terrill, Williams.—12.

The emergency was declared passed.

HJR 563 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1231 by Sandlin, et al, of the House and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1231** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1231** was placed upon third reading and final passage.

THIRD READING

HB 1231 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro.—36.

Excused: Atkinson, Baggett, Ham, McClendon, McSpadden, Massey, Payne, Porter, Stansberry, Terrill, Williams, Young.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro.—36.

Excused: Atkinson, Baggett, Ham, McClendon, McSpadden, Massey, Payne, Porter, Stansberry, Terrill, Williams, Young.—12.

The emergency was declared passed.

HB 1231 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1197 by Clemons of the House and Smalley, Stansberry and Ham of the Senate was read and considered.

Senator Short moved to amend **HB 1197**, page 5, line 18, by adding after the figures “(\$10.00)”, a new sentence as follows: “Provided, the Commission may, for good cause shown, waive the requirements for certification stated in this Act”, which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1197**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1197**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1197 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Breckin-

ridge, Dacus, Garrett, Gee, Ham, Hargrave, Holden, Keels, McSpadden, Miller, Murphy, Nichols, Selman, Short, Smalley, Smith.—19.

Nay: Baldwin, Birdsong, Boecher, Ferrell, Field, Findeiss, Garrison, Grantham, Graves, Hamilton, Horn, Luton, McClendon, McGraw, Martin, Massad, Massey, Romang, Stipe, Taliaferro.—20.

Excused: Atkinson, Bradley, Howard, Payne, Porter, Stansberry, Terrill, Williams, Young.—9.

The bill was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 453 correctly enrolled.

Enrolled **SB 453** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HJR 517 by Briscoe, et al, of the House and Dacus of the Senate was read and considered.

Senator Dacus asked unanimous consent that Senator Massad be shown as the principal Senate author of **HJR 517**, and that he be shown as a coauthor, which was the order.

Senator Ferrell asked to be made a coauthor of **HJR 517**, which was the order.

Senator Massad moved to amend **HJR 517**, page 3, beginning on line 3, by striking the language “and owned by the same family within the third degree of consanguinity or by inheritance,”

Senator Smith moved to table the Massad amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Breckinridge, Garrett, Garrison, Gee, Hargrave, Keels, McGraw, Porter, Selman, Short, Smalley, Smith.—13.

Nay: Berrong, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Gran-

tham, Graves, Ham, Hamilton, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Taliaferro, Young.—26.

Excused: Atkinson, Baldwin, Bradley, Holden, Payne, Stansberry, Stipe, Terrill, Williams.—9.

The vote occurring upon the Massad amendment, it was declared adopted.

Senator Massad moved to amend **HJR 517**, page 4, beginning on line 3, by striking the words "market value for" which amendment was declared adopted.

Senator Massad moved to amend **HJR 517**, page 4, beginning on line 10, by striking after the word "sold" the remainder of line 10, all of lines 11, 12, 13, 14, 15, 16, 17 and line 18, through the word "use." and before the word "Any".

Senator Baggett moved to table the Massad amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Birdsong, Breckinridge, Findeiss, Garrison, Gee, Howard, Keels, McGraw, Porter, Selman, Short, Smalley, Smith.—14.

Nay: Baldwin, Berrong, Berry, Boecher, Dacus, Ferrell, Field, Grantham, Graves, Ham, Holden, Horn, Luton, McClendon, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Taliaferro, Terrill, Young.—25.

Excused: Atkinson, Bradley, Garrett, Hamilton, Hargrave, Miller, Stansberry, Stipe, Williams.—9.

Senator Baggett moved that **HJR 517** be advanced to engrossment, which motion was tabled upon motion of Senator Massad.

The vote occurring upon the Massad amendment, it was declared adopted.

Upon motion of Senator Massad, **HJR 517** was advanced to engrossment.

Senator Baggett asked unanimous consent, which was granted, that his pending amendment to **HJR 517** be incorporated in the Journal, which amendment reads

as follows: "I move to amend **HJR 517**, line 13, page 2, through line 11, on page 4, by striking all new language beginning with the words 'In assessing' on line 13, page 2, through the words 'to agricultural use' in line 18, page 4, and substituting therefor the language 'In assessing real and tangible personal property which is not being used for its highest and most productive economic purposes, the assessor shall consider no factors other than those pertinent to the use to which the property is being put and such property shall be assessed only upon the basis of its value for such use' and by amending the title of the resolution and the ballot title to conform."

By unanimous consent, upon request of Senator Massad, **HJR 517** was considered engrossed and placed upon third reading and final passage.

Senator Nichols moved that the previous question be now put, which motion was declared adopted.

Senator Smalley raised a point of order, which was sustained, that Senator Baggett had the right to close the debate, citing Rule 15-n.

Senator Baggett moved that the vote be reconsidered by which the previous question was put.

Senator Smith asked unanimous consent that Senator Massad be recognized to close the debate to which Senator Short objected.

The vote occurring upon the Baggett motion to reconsider the vote whereby the previous question had been put, it was declared failed of adoption.

THIRD READING

HJR 517 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Berry, Boecher, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, McClendon, McSpad-

den, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Terrill.—11.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Findeiss, Garrison, Gee, Keels, Luton, McGraw, Porter, Romang, Short, Smalley, Smith.—15.

Excused: Atkinson, Bradley, Garrett, Hargrave, Howard, Selman, Stansberry, Taliaferro, Williams.—9.

Excused from Voting: Baldwin, Stipe, Young.—3. (Art. 5, Sec. 24, Const.)

The Resolution was declared failed of passage.

GENERAL ORDER

HB 980 by Derryberry, et al, of the House and Luton, Garrison, McGraw, Grantham, Gee, Short and Smith of the Senate was read and considered.

Senator Massey asked to be made a co-author of **HB 980**, which was the order.

Senator Luton moved to amend **HB 980**, by striking the Enacting Clause, which amendment was declared adopted.

President Pro Tempore McSpadden moved to amend **HB 980**, line 2 of the title, by striking the remaining language after the word "employees" which amendment was declared adopted.

Upon motion of President Pro Tempore McSpadden, **HB 980**, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore McSpadden, **HB 980**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 980 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee,

Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—38.

Nay: Keels, Porter.—2.

Excused: Atkinson, Bradley, Garrett, Hargrave, Howard, Selman, Stansberry, Williams.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—38.

Nay: Keels, Porter.—2.

Excused: Atkinson, Bradley, Garrett, Hargrave, Howard, Selman, Stansberry, Williams.—8.

The emergency was declared passed.

HB 980, as amended, was referred for engrossment.

FIRST READING

By unanimous consent, upon request of President Pro Tempore McSpadden, Rule 31-j was ordered suspended for the purpose of introducing **SB 768**, which was read for the first time as follows:

SB 768—By Smith and McSpadden of the Senate and Wolfe and Privett of the House—An Act relating to the legislature; amending 74 O. S. 1961, § 292; fixing maximum number and emolument of temporary employees of the State Senate; providing for appointment and fixing maximum compensation of permanent employees; making provisions of act severable; and declaring an emergency.

CONFERENCE COMMITTEES

President Pro Tempore McSpadden asked unanimous consent, which was granted that Senator Payne be replaced by Senator Gee as Senate Conferee on **HB 1267**; and that the Conference Committee on **HB 592** be replaced by McClendon, Hamilton and Massey.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 722**, as amended.

HAs to SB 722 read as follows, and consideration deferred:

AMENDMENT NO. 1.: Amend Page 1 by striking the Title.

AMENDMENT NO. 2: Amend Page 1, Section 1, Line 18, after the word "Commission" by striking the words "could be" and inserting therefor the word "is".

Upon motion of Senator Boecher, the Senate refused to concur in **HAs to SB 722** and requested a conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following as Senate Conferees under **SB 722**: Grantham, Baldwin and Miller.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs to Engrossed HJR 557**, requesting Conference and naming Conferees as follows: Ford, Derryberry, and Barr.

Upon motion of Senator Boecher, the request of the Honorable House for a conference on **HJR 557** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HJR 557**: Gee, Smalley and Garrison.

MESSAGE FROM THE HOUSE

Advising Re: **HB 1226**—Conferees as follows: Thompson, Grey and Hutchens (David)—Message sent April 18, 1968, listed as third House Conferee "Hutchins (Walter)" which was in error.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs to Engrossed HB 1186**, requesting Conference, adopting instructions for Conferees as follows: "On line 5½, Section 1, subsection 1, add the following language: '2. Two (2) each from Comanche County and Cleveland County' and renumber the following subsection."—and naming Conferees as follows: Cate, McCune and Spearman.

Upon motion of Senator Boecher, the request of the Honorable House for a Conference on **HB 1186** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1186**: Gee, Smith and Taliaferro.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 8:30 a.m., tomorrow, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 493** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred **ENGROSSED SENATE BILL NO. 493**, and Engrossed House Amendments thereto, by Selman, et al of the Senate and Miskelly, et al of the House entitled:

AN ACT RELATING TO COMMUNITY JUNIOR COLLEGES; AUTHORIZING CERTAIN COMMUNITIES MAINTAINING JUNIOR COLLEGES TO BECOME

AREA SCHOOL DISTRICTS; DESIGNATING GOVERNING BOARDS; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following Conference Committee Substitute for Senate Bill No. 493 be adopted.

CCS for SB 493—By Selman, Bradley, Smith, Nichols, Baggett, Young, McSpadden, Garrison, Hargrave, Breckinridge, Garrett, Keels, McGraw, Boecher, Howard, Atkinson and Martin of the Senate and Poulos, et al of the House.

An Act relating to Junior Colleges; authorizing Junior Colleges to become area technical schools; providing for State Aid to community junior colleges for building purposes; authorizing the establishment of a junior college in Tulsa; making provisions of Act cumulative; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Any community maintaining a community junior college as provided by Chapter 100, O. S. L. 1967 (70 O. S. Supp. 1967, § § 4401-4409), in which courses in vocational and/or technical education are to be offered, and meeting the published standards and criteria prescribed by law and/or the State Board for Vocational Education for establishing an area school district may, by resolution adopted by the Board of Trustees of the college, become an area school district; and laws applicable to other area school districts, including laws authorizing tax levies and laws pertaining to eligibility for participation in federal funds shall be applicable to such district, except that in lieu of a board of education its governing board shall be the Board of Trustees of the community junior college; provided that the provision above shall also be applicable to all community and municipi-

pal junior colleges now in existence in Oklahoma.

SECTION 2. It is further provided that a two-year college which is a part of the State System of Higher Education may become an area school district for the purpose of providing post-secondary vocational and/or technical education programs and services within an area to be geographically defined by the State Regents for Higher Education. Two-year state colleges thus designated as area districts by resolution of the State Regents for Higher Education shall be equally eligible with other area districts and shall participate equitably therewith in all federal and state funds for vocational-technical education. This equal eligibility and equitable participation shall extend to both capital outlay and operating fund support where such is made available to area districts. Exclusive management and control of said institutions now vested by law in the governing boards and the State Regents for Higher Education shall remain unchanged by present provisions. Taxing authority as granted heretofore to community college boards shall not be construed to accrue to said boards of regents for State two-year colleges.

SECTION 3. The Oklahoma State Regents for Higher Education shall have authority to allocate State aid to community junior colleges meeting the standards and criteria for accreditation by the State Regents, for capital improvements purposes from funds appropriated by the State Legislature for this purpose, provided that a long-range comprehensive plan for the campus development of the junior college has been prepared by the institution and approved by the State Regents. After approval of the plan the State Regents may allocate from any funds available for such purpose not more than forty percent (40%) of the estimated cost of proposed construction of buildings and other capital improvements, provided that the institution shall have furnished assurance to the State Regents that the remaining sixty

percent (60%) of the estimated cost of the construction project will be provided in the form of federal and/or local funds.

SECTION 4. (a) The Oklahoma State Regents for Higher Education shall have authority to establish a two-year junior college in Tulsa County to serve Tulsa County and surrounding area, if provision is made locally for the donation, to the State of Oklahoma, of a suitable site for the college, which shall be known as the Tulsa Junior College and shall be an integral part of the Oklahoma State System of Higher Education; and shall be entitled to the same privileges and be subject to the same laws as other member institutions of such State System.

(b) After the Oklahoma State Regents for Higher Education have acted to establish the Tulsa Junior College, there shall be created the Board of Regents of the Tulsa Junior College, which shall consist of seven (7) members, to be appointed by the Governor, by and with the advice and consent of the Senate. Four (4) members of said Board shall be residents of Tulsa County. Appointments shall be to numbered positions on the Board, and the terms of members of the Board shall be as follows: Position No. 1. The term of office of one (1) member shall expire on the 30th day of June, 1969, and each seven (7) years thereafter. Position No. 2. The term of office of one (1) member shall expire on the 30th day of June, 1970, and each seven (7) years thereafter. Position No. 3. The term of office of one (1) member shall expire on the 30th day of June, 1971, and each seven (7) years thereafter. Position No. 4. The term of office of one (1) member shall expire on the 30th day of June, 1972, and each seven (7) years thereafter. Position No. 5. The term of office of one (1) member shall expire on the 30th day of June, 1973, and each seven (7) years thereafter. Position No. 6. The term of office of one (1) member shall expire on the 30th day of June, 1974, and each seven (7) years thereafter. Position No. 7. The term of

office of one (1) member shall expire on the 30th day of June, 1975, and each seven (7) years thereafter. Vacancies in positions on the Board shall be filled by the Governor for the unexpired term, by and with the advice and consent of the Senate. No member of the Board shall be employed upon any work to be performed in connection with the Tulsa Junior College, nor shall any member of said Board enter into any contract or business transaction involving a financial consideration with the Tulsa Junior College. Each member of the Board of Regents of the Tulsa Junior College shall take and subscribe to the oaths required of State officials generally. Each member of the Board shall receive as compensation for his service the sum of Twenty Dollars (\$20.00) per day while he is engaged in the performance of his official duties; and all members shall also be allowed necessary travel expenses, as may be approved by the Board, which shall be payable in the same manner as travel expenses of other State officials.

(c) The Board of Regents of the Tulsa Junior College shall be a body corporate, and shall adopt and use an official seal. It shall annually elect a chairman, vice-chairman, and a secretary, each of whom shall serve for a term of one (1) fiscal year and until his successor is elected and qualified, and who shall perform such duties as the Board directs; and each of whom shall furnish a corporate surety bond payable to the State of Oklahoma, in such amount as the Board may prescribe, conditioned upon the faithful performance of his duties. The Board shall adopt rules and regulations as it deems necessary for the governing of the Board and the discharge of its duties, and shall cause to be kept the minutes of all meetings and transactions considered at each meeting, in a suitable book to be obtained and kept for such purpose. The Board of Regents of the Tulsa Junior College shall be the governing Board of the junior college and shall have the supervision and

management thereof and shall have the same powers and duties as governing boards of other institutions in the Oklahoma State System of Higher Education and may do all things necessary or convenient to make the junior college effective for the functions and purposes for which it shall have been established. Following the establishment of the Tulsa Junior College by the Oklahoma State Regents for Higher Education, the Board of Regents of the college shall develop a comprehensive plan for implementing the functions, purposes and educational programs of the Tulsa Junior College as prescribed by the State Regents in the establishment of the institution, which plan shall be submitted for review and approval of said State Regents.

SECTION 5. The provisions of this Act shall be cumulative to existing laws.

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.

FOR THE SENATE: Selman, Miller, Bradley.

FOR THE HOUSE: Miskelly, Poulos, Willis.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: HBs 540, 1163 as coauthored, 1208, and 1279 as coauthored.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 540 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 540, and Engrossed Senate Amendments thereto, by Barr entitled:

AN ACT RELATING TO UTILIZATION, RESEARCH AND MARKET DEVELOPMENT OF PORK PRODUCED IN OKLAHOMA; PROVIDING FOR THE CREATION OF A PORK COMMISSION; DEFINING TERMS; *** AND DECLARING AN EMERGENCY.

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation: that the following conference committee substitute be adopted.

An Act relating to utilization, research and market development of pork produced in Oklahoma; providing for the creation of a Pork Commission; defining terms; providing for the selection and appointment of members of such commission; declaring the public policy of the State of Oklahoma as prescribed; providing powers and duties of such commission in connection therewith; providing for the establishment and location of an administrative office; providing for the imposing of a promotional fee and the payment, collection and use thereof; providing for refunds of such fee; providing for making certain reports; making certain acts and practices unlawful; providing penalties; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. This may be cited as the Oklahoma Pork Producers Act.

SECTION 2. There is hereby established a Pork Commission for the Utilization, Research and Market Development of pork produced in Oklahoma.

SECTION 3. As used in this Act, unless the context otherwise requires:

(a) "Commission" shall mean the Pork Utilization, Research and Market Development Commission:

(b) "Pork Producer" shall mean anyone personally engaged in producing pork, who markets for slaughter hogs in Oklahoma;

(c) "Final Purchaser before slaughter" shall mean any person who buys or accepts hogs for shipment or for delivery to or in behalf of any person who slaughters, or intends to slaughter, such hogs either within or without the State.

SECTION 4. (a) The Pork Commission shall consist of:

(1) six elected members who are at least twenty-five (25) years of age and residents of Oklahoma, and have been actually engaged in producing pork in this State for a period of at least three (3) years:

(2) three members appointed by the Governor to represent the marketing, packing and retail industries;

(3) three ex officio members who shall be the President of the Oklahoma State Board of Agriculture, and the Director of the State Experiment Stations, and the President of the Oklahoma Swine Breeders' Association.

(b) The six elected members of the commission, referred to in subsection (a) of this section, shall be residents of those areas of the State designated below as District I-IV, one from each district:

(1) District I, consisting of Alfalfa, Beaver, Cimarron, Custer, Dewey, Ellis, Harper, Major, Roger Mills, Texas, Woods and Woodward Counties;

(2) District II, consisting of Garfield, Grant, Kay, Noble, Osage, Pawnee and Washington Counties;

(3) District III, consisting of Adair, Cherokee, Craig, Delaware, Mayes, Muskogee, Nowata, Okmulgee, Ottawa, Rogers and Wagoner Counties;

(4) District IV, consisting of Atoka, Bryan, Choctaw, Cleveland, Coal, Garvin,

Haskell, Hughes, Johnston, Latimer, LeFlore, McClain, McCurtain, McIntosh, Marshall, Murray, Pittsburg, Pontotoc, Pottawatomie, Pushmataha, Seminole and Sequoyah Counties;

(5) District V, consisting of Blaine, Canadian, Creek, Kingfisher, Lincoln, Logan, Okfuskee, Oklahoma, Payne and Tulsa Counties; and

(6) District VI, consisting of Beckham, Caddo, Carter, Comanche, Cotton, Grady, Greer, Harmon, Jackson, Jefferson, Kiowa, Love, Stephens, Tillman and Washita Counties.

(c) The Oklahoma Swine Breeders' Association shall call the original election of members to the commission, provided that all subsequent elections shall be called by the Oklahoma Pork Commission. All growers who have paid a fee during the current year, as provided in Section 9 hereof, shall be eligible to vote in said meetings for their respective districts; provided, however, that all pork producers in the State as defined in Section 3 (b) hereof shall be eligible to vote in the election of the initial members of the commission. It shall be the responsibility of the producer to prove his eligibility to vote.

SECTION 5. Within thirty (30) days after the effective date of this Act, the six elected members of the commission shall be elected as follows: The members from District I and IV for terms ending June 30, 1969; the members from District II and V for terms ending June 30, 1970; the members from District III and VI for terms ending June 30, 1971. As the terms of office of such members expire, their successors shall be elected for a term of three (3) years as provided in Section 4. Each member shall hold office until his successor is elected and has qualified. A member elected to fill a vacancy occurring before the expiration of a term of a member separated from the commission for any cause shall be elected for the remainder of the term of the member whose office has been

so vacated. The terms of those members appointed by the Governor shall be for three (3) years.

SECTION 6. A member of the Commission shall be removable by a two-thirds (2/3) vote of the other members of the commission. In addition to all other causes, a member ceasing to be a resident of the state, live in the district from which he was appointed, or actually be engaged in producing pork in the state shall be deemed sufficient cause for removal from office.

SECTION 7. (a) At the first meeting of the commission, it shall elect a chairman, vice chairman, secretary and treasurer from among its members, and thereafter at the first meeting of each fiscal year. The commission shall meet at least once every three months and at such other times as called by the chairman or by a majority of the commission.

SECTION 8. The commission shall have the power to:

(a) Make such reasonable expenditure of funds as is necessary to carry out the provisions of this Act.

(b) Adopt and devise a program of education and publicity;

(c) Cooperate with local, state, or national organizations, whether public or private, in carrying out the purposes of this act, and to enter into such contracts as may be necessary; provided, however, no commission funds should be used, directly or indirectly, or as a result of contract or agreement with other persons, or organizations, in supporting or opposing political candidates, political officeholders, and legislation, either state or national.

(d) Adopt such rules and regulations as are necessary to promptly and effectively administer the provisions of this Act;

(e) Conduct, in addition to the things enumerated, any other program for the utilization, research and market development of pork produced in the State of Oklahoma; and

(f) Call and conduct such meetings and elections as may be necessary in carrying out the provisions of this Act.

SECTION 9. There is hereby assessed a fee of ten cents (.10c) per head upon all hogs produced in the State of Oklahoma beginning ninety (90) days after this Act shall become effective. The fee is assessed and imposed on the producer at the time of sale or delivery, and shall be collected and remitted by the final purchaser to the commission. Under the provisions of this Act, no hog shall be subject to a fee more than once.

SECTION 10. Producers may petition for a referendum to determine if the assessment is to be continued, at any time after five (5) years following the effective date of this act. The President of the State Board of Agriculture shall call and conduct a referendum if said petitions bear signatures of ten per cent (10%) of the pork producers as defined herein. No more than one such referendum shall be conducted in any one thirty-six (36) month period. The State Board of Agriculture shall determine if the petition bears the required number of valid signatures. The President shall announce the referendum at least thirty (30) days prior to the day of voting. At least thirty (30) days before the referendum the President shall mail a notice of said referendum to all known pork producers in the State of Oklahoma who market pork. The notice shall specify the dates, times, and places for holding the referendum, and shall include a sample ballot with the following wording:

DO YOU FAVOR A CONTINUATION OF THE TEN CENT (10c) ASSESSMENT PER HEAD ON HOGS MARKETING FOR SLAUGHTER IN OKLAHOMA FOR UTILIZATION, RESEARCH AND MARKET DEVELOPMENT?

YES -----

-----NO

Places within each county for conducting said referendum shall be designated by the Agricultural Extension Division of

Oklahoma State University, and voting in each county shall be supervised by the County Extension Director, or person designated by the Extension Division in cases where there is no County Agent in a county at the time of the referendum. The commission shall insure sufficient ballots and supplies necessary for the conduct of the voting and tabulation of returns. Certified results of the referendum in each county shall be transmitted within twenty-four (24) hours after voting ends to the President of the State Board of Agriculture and the ballots themselves shall be transmitted to the President within forty-eight (48) hours. Ballots shall be preserved by the President for a period of at least three (3) months.

The results of the referendum shall be determined by the President and the results certified to the Governor, who shall issue a proclamation declaring the results.

The commission shall bear expenses of advertising and conducting the referendum.

Whenever the question of levying the assessments is disapproved, by failure of sixty per cent (60%) of the producers voting in the referendum to favor continuation of the assessments, the proclamation declaring the result shall provide for the termination of the assessments on April 30, following the date of said referendum.

Thirty (30) days after termination of the assessment, all remaining funds of the commission shall be transferred to the Experiment Stations of Oklahoma State University, to be used for continued research on pork.

It is further provided that the Commission shall call and cause to be held a referendum of pork producers during the calendar year of 1972, to allow growers to decide if they desire to continue the assessment. Date of said referendum is to be set by the commission at a time in 1972 they deem to be most convenient for producers. Provisions for notice, ballots

and other necessary consideration of this referendum shall be the same as stated in this section for a referendum resulting from petition of producers.

SECTION 11. (a) The purchasers shall render and have on file a report with the commission by the fifteenth (15th) day of each calendar quarter following any calendar quarter in which such a purchaser has purchased five hundred or more hogs for slaughter. If less than five hundred have been purchased, in any calendar quarter, the fee may be reported and remitted with the following quarter's return, except that all fees collected must be remitted at least once every six (6) months.

(b) In case any person, business or entity, public or private, subject to the fee hereunder, fails to make a report and remittance when and as herein required, the commission shall determine the amount of such fee according to his best judgment and information, which amount so fixed shall be prima facie correct, and such person so having failed to make such report shall, within ten (10) days after notice of the amount of the fee so fixed and computed by the commission is mailed to such person, pay said fee, together with a penalty of five per cent (5%) on the amount of the fee or he may dispute the fee as fixed by the commission and request the commission to hold a hearing to determine the amount of the fee and penalty to be imposed. No payment shall be made until the commission enters its order determining the amount of such payment, but such shall be paid within ten (10) days of notice of such decision.

SECTION 12. (a) The Chairman of the commission shall make an annual report to the Governor, within thirty (30) days after January 1 of each year, showing in detail all income and expenditures and any other facts relevant to this Act. Such annual report shall include a list of all officers and employees of the commission and shall indicate the official positions of such officers and employees and salaries paid thereto.

(b) The report shall be available to the public.

(c) All records of the commission shall be kept at least three (3) years.

(d) The commission shall submit a report of its income, expenditures and a brief survey of its work annually to the Chairman of the House and Senate Agriculture Committees.

SECTION 13. Any person, firm or corporation subject to the fee provided in this Act that objects to the collection of the fee may, within sixty (60) days following such collection, make application to the commission for a refund of such fee and upon receipt of said application such refund shall be made within one hundred twenty (120) days. Application forms for refund purposes shall be furnished by the commission and shall be made available at all places where the fee provided in this Act is required to be collected.

SECTION 14. All monies received by the commission from the fees hereinbefore assessed shall be deposited in such banks as the commission may designate, and shall be disbursed by order of the commission. The books, records and accounts of the commission, in respect to the funds allocated to it under the provisions of this Act, shall be audited annually by the State Examiner and Inspector, with the cost of the respective audits to be paid from the funds of the commission. The Treasurer and such other persons as are designated by the commission to collect remittances and expend funds each shall file with the commission a fidelity bond executed by a surety company authorized to do business in this state, in favor of the commission, conditioned for the faithful performance of their duties and the strict accounting of all funds to the commission, in the penal sum of Ten Thousand Dollars (\$10,000.00) or in such additional amount as the commission may designate.

SECTION 15. The commission may cooperate with and enter into contracts with

proper local, state or national organizations, public or private, in carrying out the purposes of this Act.

SECTION 16. Any person violating any of the provisions of this Act shall be guilty of a misdemeanor.

SECTION 17. 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 18. 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.

FOR THE SENATE: Dacus, Boecher, Taliaferro.

FOR THE HOUSE: Barr, Hunter, Briscoe.

The following CCR on HB 1163 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1163 and Engrossed Senate Amendments thereto, by Odom (Martin), Tabor, Finch, Sparkman, Sandlin, Bynum, Cole, Boren, Abbott, Bengtson, Blankenship, Patterson (Frank) and Watkins of the House and Terrill, Payne, Nichols and Berry of the Senate entitled:

AN ACT RELATING TO SCHOOLS; CREATING THE "TEACHERS' RETIREMENT SYSTEM OF OKLAHOMA"; DEFINING TERMS; PROVIDING FOR MEMBERSHIP; * * * PROVIDING FOR EFFECTIVE DATE AND MAKING PROVISIONS OF ACT SEVERABLE,

beg leave to report that we have had the same under consideration and herewith return the same with recommendation: that the following Conference Com-

mittee Substitute, attached, DO PASS, as coauthored by Sokolosky and Clemons of the House:

CCS for HB 1163—By Odom (Martin), Tabor, Finch, Sparkman, Sandlin, Bynum, Cole, Boren, Abbott, Bengtson, Blankenship, Patterson (Frank) and Watkins of the House and Terrill, Payne, Nichols and Berry of the Senate.

An Act relating to schools; creating the "Teachers' Retirement System of Oklahoma"; defining terms; providing for membership; providing for retirement, retirement benefits and retirement options; authorizing public schools to provide for additional retirement benefits; providing for board of trustees, membership, organization, procedures, powers and duties; authorizing board of trustees to promulgate rules and regulations; providing for investment of funds; providing for disposition of interest; providing for contributions by teachers; creating the "Teacher Savings Fund," the "Retirement Benefit Fund," the "Interest Fund," and other funds; providing for exemptions from taxes; prohibiting false statements or falsification of records and making violations a felony; naming State Treasurer as custodian; providing for bonds; providing for audit; repealing 70 O. S. 1961, § § 17-1 through 17-12, inclusive, as last amended by Section 1, Chapter 7, O. S. L. 1963, Section 1, Chapter 52, O. S. L. 1963, Section 1, Chapter 269, O. S. L. 1965, Section 3, Chapter 438, O. S. L. 1965, Section 1, Chapter 160, O. S. L. 1967, Section 1, Chapter 161, O. S. L. 1967, Section 1, Chapter 177, O. S. L. 1967, Section 1, Chapter 378, O. S. L. 1967, Section 1, Chapter 388, O. S. L. 1967 (70 O. S. Supp. 1967, § § 17-3, 17-4, 17-5, 17-6 and 17-8); providing for effective date and making provisions of act severable.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. DEFINITIONS: The following words and phrases as used in this Article, unless a different meaning is

plainly required by the context, shall have the following meaning:

(1) "Retirement System" shall mean the Teachers' Retirement System of Oklahoma, as defined in Section 2 of this Article.

(2) "Public Schools" shall mean any school conducted within the State of Oklahoma supported wholly or partly by public funds and operating under the authority and supervision of a legally constituted board or agency having authority and responsibility for any function of public education.

(3) "Teacher" shall mean any teacher, principal, superintendent, county superintendent, supervisor, administrator, custodian, librarian, nurse, college professor, college president, clerk and employee whose salary is paid wholly or in part from public funds. Provided an employee of any state department, board, board of regents or board of trustees, the functions of which are primarily devoted to public education, shall be considered a teacher under the meaning of this Act, at the discretion of the Board of Trustees of the Teachers' Retirement System.

(4) "Employer" shall mean the State of Oklahoma and any of its designated agents or agencies with responsibility and authority for public education, such as boards of education of dependent and independent school districts, boards of regents, boards of control or any other agency of and within the state by which a person may be employed for service in public education.

(5) "Member" shall mean any teacher or other employee included in the membership of the system as provided in Section 3 of this Article.

(6) "Board of Trustees" shall mean the board provided for in Section 6 of this Article to administer the retirement system.

(7) "Trustees" shall mean the members of the Board of Trustees to administer the trust funds.

(8) "Service" shall mean service as a teacher or other employee in the public school system, or any other service devoted primarily to public education in the State of Oklahoma.

(9) "Prior Service" shall mean service rendered prior to July 1, 1943.

(10) "Membership Service" shall mean service as a teacher defined in Section 1-3 of this Article.

(11) "Creditable Service" shall mean membership service plus any prior service authorized under Section 4 of this Article.

(12) "Annuitant" shall mean any person in receipt of a retirement allowance as provided in this Article.

(13) "Regular Interest" shall mean the amount of money collected on investments.

(14) "Accumulated Contributions" shall mean the sum of all amounts deducted from the compensation of a member and credited to his individual account in the Teacher Savings Fund.

(15) "Earnable Compensation" shall mean all compensation that would be payable to a teacher while working in covered employment.

(16) "Average Prior Service Salary" shall mean the sum of the salaries of the members for the last five (5) complete school years taught prior to July 1, 1943, divided by five; provided the average annual salary of a teacher who served in the armed forces of the United States during World War II shall be computed only upon the actual number of complete school years taught during the five (5) years immediately preceding July 1, 1943.

(17) "Average Salary" shall mean the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma.

(18) "Annuity" shall mean payments for life derived from the "Accumulated Contributions" of a member. All annuities shall be payable in equal monthly installments.

(19) "Pension" shall mean payments for life derived from money provided by the State of Oklahoma. All pensions shall be payable in equal monthly installments.

(20) "Retirement Allowance" shall mean one per cent (1%) for the fiscal years 1968-69 and 1969-70 and one and one half per cent (1½%) for fiscal year 1970-71 and each year thereafter of the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma multiplied by the number of creditable years of service or Four Dollars and ninety cents (\$4.90) multiplied by the number of creditable years of service whichever is greater. All members retiring after July 1, 1970 shall have their retirement calculated at one and one half per cent (1½%) of their average salary for the five (5) highest years on which contributions have been made to the Teachers' Retirement System multiplied by the number of years of creditable service and shall not qualify for a minimum retirement allowance.

(21) "Retirement" shall mean withdrawal from active service with a retirement allowance or optional benefit in lieu thereof granted under the provisions of this Article.

(22) "Annuity" shall mean the present value of all payments to be made on account of any annuity or benefit in lieu of any annuity computed upon the basis of such mortality tables as shall be adopted by the Board of Trustees.

(23) "Retirement Benefit Fund" shall mean the fund from which all retirement benefits shall be paid based on such mortality tables as shall be adopted by the Board of Trustees, providing further that beginning July 1, 1968, there shall be provided in the Retirement Benefit Fund an amount equal to all payments to retirees for a two year period and recurring each year thereafter. The reserve in the Retirement Benefit Fund shall be composed of annuities from retirees, and monies re-

ceived from dedicated revenue or monies appropriated by the Oklahoma State Legislature.

(24) "Annual Maximum Retirement Allowance" shall mean such amount as is provided for under the applicable formula as contained in this Act or the sum of Three Thousand Six Hundred Dollars (\$3,600.00) whichever is lesser.

(25) "Actuary" shall mean a person especially skilled through training and experience in financial calculation respecting the expentancy and duration of life.

(26) "Actuarial Equivalent" shall mean a benefit of equal value when computed upon the basis of such mortality and other tables as shall be adopted by the Board of Trustees.

(27) The masculine pronoun, whenever used, shall include the feminine.

(28) "Normal Contributions" represents the contribution of the State of Oklahoma necessary to provide the state portion of an amount equal to making payments for a two year period and recurring each year thereafter.

SECTION 2. RETIREMENT SYSTEM: A retirement system is hereby established and placed under the management of the Board of Trustees for the purpose of providing retirement allowances and other benefits under the provisions of this Article for teachers of the State of Oklahoma.

It shall have the power and privileges of a corporation and shall be known as the "Teachers' Retirement System of Oklahoma", and by such name all of its business shall be transacted, all of its funds invested, and all of its cash and securities and other properties held in trust for the purpose for which received.

SECTION 3. MEMBERSHIP OF RETIREMENT SYSTEM: The membership of the retirement system shall consist of the following:

a. All persons who shall become teachers in the public schools of the State of Oklahoma or employed in any public school system as new teachers after July

1, 1943, shall become members of the retirement system as a condition of their employment.

b. Any person who is regularly employed and has been for more than one (1) year may join the Teachers' Retirement System subject to the rules and regulations, but it is optional with teachers who were regularly employed at any time during the period of July 1, 1938, to June 30, 1943.

c. The Board of Trustees may, in its discretion, deny the right to become members to any class of teachers or employees whose compensation is only partly paid by the state, or who are serving on a temporary or other than per annum basis, and it also may, in its discretion, make optional with members in any such class their individual entrance into the retirement system.

d. Should any member, with less than twenty (20) years of teaching service in Oklahoma, in any period of six (6) consecutive years after becoming a member, be absent from service more than five (5) years, or withdraw his contributions or retire or die, he shall thereupon cease to be a member. The provisions of this subsection shall not apply to any member of the Teachers' Retirement System who has been a member of such classes of military or naval services as may be approved by the Board of Trustees, until a period of one and one-half (1½) years from date of termination of such service shall have elapsed.

e. Any teacher who shall be absent from the teaching service because of election to the State Legislature shall be allowed to retain his membership in the Teachers' Retirement System upon payment of the five per cent (5%) contribution required by Section 8 of this Act and his service credits shall continue to be accumulated during such absence.

f. The professional employees of the Oklahoma Secondary School Activities Association, the Oklahoma State School

Boards Association, and the Oklahoma Education Association, provided such professional employees had, at the time of their employment by such organization, been members of the Teachers' Retirement System for five (5) years, shall be allowed to retain membership in said system. Provided, further, that at the time any contribution is submitted by or on behalf of any such employee, a like amount shall be contributed by their respective employer, and should any such employee subsequently withdraw from such retirement system, as provided in Section 5, subsection 6 of this Article, the employing organization shall be credited with the amount of contribution which it has made on behalf of such employee against future contributions due from such organization, but such credit shall not include an interest accumulation.

SECTION 4. TEACHER — STATEMENT OF SERVICE — RULES AND REGULATIONS:

1. Under such rules and regulations as the Board of Trustees shall adopt, each teacher who became a member within one (1) year after July 1, 1943, shall file a detailed statement of all service as a teacher or employee, rendered by him prior to the date of establishment for which he claims credit. In order to qualify for prior service benefits, the statement of such prior service shall be filed in the office of the Teachers' Retirement Ssystem.

2. The Board of Trustees shall fix and determine by appropriate rules and regulations how much service in any year is equivalent to one (1) year of service, but in no case shall it allow any credit for a period of absence without pay of more than one (1) month's duration nor shall more than one (1) year of service be creditable for all services in one (1) calendar year. Service rendered for a regular school year shall be equivalent to one (1) year's service.

(a) Prior service credit shall be granted to any teacher who shall become a

member when he has completed one (1) year of membership service credit.

(1) Subject to the above restrictions and to such other rules and regulations as the Board of Trustees may adopt, the Board of Trustees shall verify, as soon as practicable, after the filing of such statements of service, the service therein claimed.

(2) Upon verification of the statements of service, the Board of Trustees shall issue prior service certificates certifying to each member the length of service rendered prior to the date of establishment with which he is credited on the basis of his statement of service. So long as membership continues, a prior service certificate shall be final and conclusive for retirement purposes as to such service; provided, however, the Board of Trustees may, upon request of the member, modify or correct his prior service certificate.

When membership ceases such prior service certificate shall become void. Should the former member return to teaching in Oklahoma, he shall again become a member as a teacher not entitled to prior service credit with a provision that he re-establish his prior service credit by re-depositing in the Teacher Savings Fund the amount formerly withdrawn, with the interest at five per cent (5%) per annum from the date membership ceased to the date of re-deposit. No teacher shall be permitted to take advantage of this provision for restoration of prior service more than one time.

(b) Any teacher who is, or shall become, a member of the Teachers' Retirement System, may receive prior service credit for not more than five (5) years of teaching service rendered in public schools, state colleges, or state universities outside this State prior to July 1, 1943, subject to the regulations of the Board of Trustees, provided he is not receiving, and is not eligible to receive, retirement credit or benefits for this service in any other

teacher retirement system, subject to the following provisions:

(1) The member is required to have two (2) years of creditable service teaching earned in Oklahoma for each year of outside-state credit granted.

3. Any teacher who served in the armed forces of the United States of America prior to July 1, 1943, during World War I or World War II, whose service was terminated by an honorable discharge and who qualifies for prior service credit under the terms of this Act shall be granted prior service teaching credit by the Board of Trustees for the period of such service in the armed forces, occurring prior to July 1, 1943, upon presentation to the Board of Trustees of satisfactory proof of such service in the armed forces. The amount of prior service teaching credit to be allowed such teacher shall be determined by the Board of Trustees.

SECTION 5. MEMBER — RETIREMENT:

1. a. Any member who has attained age sixty (60) and/or who has completed thirty (30) years of service as a teacher in the public schools of Oklahoma may be retired upon filing a written application for such retirement. The application shall be filed on the form provided by the Board of Trustees for this purpose, not less than thirty (30) days nor more than ninety (90) days before the date of retirement.

b. After July 1, 1967, an individual who becomes a member of the Teachers' Retirement System of Oklahoma shall be employed by the public schools or state colleges or universities of Oklahoma for a minimum of ten (10) years and be a contributing member of the Teachers' Retirement System of Oklahoma for a minimum of ten (10) years to qualify for monthly retirement benefits from the Teachers' Retirement System of Oklahoma.

c. Any member with twenty (20) or more years of creditable service and whose accumulated contributions during

such period have not been withdrawn shall be given an indefinite extension of membership beginning with the sixth year following his last contributing membership and shall become eligible to apply for retirement and be retired upon attaining age sixty (60).

After July 1, 1968, a member shall continue to contribute to the Teachers' Retirement System of Oklahoma as long as the member is in covered employment. If the individual is a retired member employed on a substitute basis or employed under contract on a full-time basis or an individual who continues employment after the close of the school year in which he attains age sixty-five (65), the member would not accrue any additional retirement benefits from such employment.

2. Upon retirement a member shall receive a service retirement allowance for life which shall consist of:

a. An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement.

b. A state pension, less the member's annuity, in the amount necessary to provide one per cent (1%) for the fiscal years 1968-69 and 1969-70 and one and one-half per cent (1½%) for fiscal year 1970-71 and each year thereafter of the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma multiplied by the number of creditable years of service or Four Dollars and ninety cents (\$4.90) multiplied by the number of creditable years of service whichever is greater subject to adjustment to those members retiring before age sixty-two (62). All members retiring after July 1, 1970 shall have their retirement calculated at one and one half per cent (1½%) of their average salary for the five highest years on which contributions have been made to the Teachers' Retirement System multiplied by the number of years of creditable service and shall not qualify for a minimum retirement allowance, except as provided for in § 7a.

3. Beginning July 1, 1967, upon application of a member who is actively engaged in teaching in Oklahoma or his employer, any member who has been a contributing member for ten (10) years may be retired by the Board of Trustees not less than thirty (30) days nor more than ninety (90) days subsequent to the execution and filing thereof, on a disability retirement allowance, provided the Medical Board after medical examination of such member by a duly qualified physician shall certify that such member is mentally or physically incapacitated for further performance of duty, that such incapacity is likely to be permanent, and that such member should be retired.

4. Upon retirement for disability, the member shall receive a disability retirement allowance which shall consist of:

a. An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of retirement.

b. A state pension, less the member's annuity, which shall be an amount necessary to provide one per cent (1%) for the fiscal years 1968-69 and 1969-70 and one and one half per cent (1½%) for fiscal year 1970-71 and each year thereafter of the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma multiplied by the number of creditable years of service or Four Dollars and ninety cents (\$4.90) and multiplied by the number of creditable years of service whichever is greater. All members retiring after July 1, 1970 shall have their retirement calculated at one and one-half per cent (1½%) of their average salary for the five highest years on which contributions have been made to the Teachers' Retirement System multiplied by the number of years of creditable service and shall not qualify for a minimum retirement allowance.

c. A member who at the time of retirement is in the judgment of the Medical Board of the Teachers' Retirement System permanently physically or mentally

incapacitated to teach school shall receive a minimum monthly retirement payment for life or until such time as the member may be found to be recovered to the point where he may return to teaching. The Board of Trustees is empowered to make such rules and regulations as it considers proper to conserve equity in retirements under this provision.

d. A member who has qualified for retirement benefits under disability retirement shall have the total monthly payments deducted from his accumulated contributions and any money remaining in the member's account after the above deductions at the death of the member shall be paid in a lump sum to the beneficiary or to the estate of the member.

5. Once each year, the Board of Trustees may require any disabled annuitant who has not yet attained the age of sixty (60) years to undergo a medical examination. Such examination to be made at the place of residence for said disabled annuitant or at such place as designated by the Board of Trustees. Should any disabled annuitant who has not yet attained the age of sixty (60) years refuse to submit to at least one medical examination in any such year by a physician or physicians designated by the Board of Trustees, his allowance may be discontinued until he submits to such examination.

a. Should the Medical Board report and certify to the Board of Trustees that such disabled annuitant is engaged in, or is able to engage in, a gainful occupation paying more than the difference between his retirement allowance and the average final compensation, and should the Board of Trustees concur in such report then the amount of his pension shall be reduced to an amount which, together with his retirement allowance, and that amount earnable by him, shall equal the amount of his average final compensation. Should his earning capacity be later increased, the amount of his pension may be further modified provided the new pension shall not exceed that amount of the pension or-

iginally granted nor an amount, which, when added to the amount earnable by the retired member, together with his annuity equals the amount of his average final compensation.

b. Should a disabled annuitant be restored to active service, his disability retirement allowance shall cease and he shall again become a member of the retirement system and shall make regular contributions as required under this Article. The unused portion of his accumulated contributions shall be re-established to his credit in the Teacher Savings Fund. Any such prior service certificate on the basis of which his service was computed at the time of his retirement shall be restored to full force and effect.

6. Should a member, before retirement under this Article make application for withdrawal duly filed with the Board of Trustees and approved by it not earlier than four (4) months after the date of termination of such service as a teacher, the contributions standing to the credit of his individual account in the Teacher Savings Fund shall be paid to him, or, in the event of his death before retirement, his accumulated contributions plus interest at such rate as the Board of Trustees shall determine, but shall not exceed the rate of interest earned on investments shall be paid to such person or persons as he shall have nominated by written designation duly executed and filed with the Board of Trustees, provided, however, if there be no designated beneficiary surviving upon such death, such contributions shall be paid to his administrator, executors or assigns, without interest. In lieu of a lump sum settlement at the death of the member, the amount the member has on deposit plus interest earned and the money the member has on deposit in the Teacher Deposit Fund plus interest may be paid in monthly payments to a designated beneficiary, who must be the spouse, under the Maximum or Option 1 Plan of Retirement providing the monthly payment shall not be less than Twenty-

five Dollars (\$25.00) per month. The monthly payment shall be the actuarial equivalent of the amount becoming due at the member's death based on the sex of the spouse and the age the spouse has attained at the last birthday at the date of the member's death. Provided, further, if there be no designated beneficiary surviving upon such death, and the contributions standing to the credit of such member do not exceed Two Hundred Dollars (\$200.-00) no part of such contributions shall be subject to the payment of any expense of the last illness or funeral of the deceased member or any expense of administration of the estate of such person, and the Board of Trustees, upon satisfactory proof of the death of such member and of the name, or names of the person, or persons, who would be entitled to receive such contributions under the laws of descent and distribution of the State of Oklahoma, may authorize the payment of such accumulated contributions to such person, or persons. In the event of termination of membership except by retirement or death, only the accumulated contributions shall be returned to the member.

7. a. In lieu of a maximum retirement allowance payable throughout life for such an amount as determined by multiplying one per cent (1%) for the fiscal years 1968-69 and 1969-70 and one and one half per cent (1½%) for the fiscal year 1970-71 and each year thereafter of the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma multiplied by the number of creditable years of service or Four Dollars and ninety cents (\$4.90) multiplied by the number of creditable years of service whichever is greater, the member may select a retirement allowance for a reduced amount payable under any of the following options, the present value of which is the actuarial equivalent thereof. All members retiring after July 1, 1970 shall have their retirement calculated at one and one half per cent (1½%) of their

average salary for the five highest years on which contributions have been made to the Teachers' Retirement System multiplied by the number of years of creditable service and shall not qualify for a minimum retirement allowance. Provided further that no member under the system prior to July 1, 1970 shall receive less upon retirement than he would have received under the formulas existing prior to July 1, 1970.

b. A member may select the option under which he desires to retire at the end of the school year in which he attains age sixty-five (65) and said option shall be binding and cannot be changed. Provided further, that if a member retires before age sixty-five (65) no election of an option shall be effective in case an annuitant dies before the first payment due under such option has been received.

c. The first payment of any benefit selected shall be made on the first day of the month following approval of the retirement by the Board of Trustees.

Option 1. If he dies before he has received in annuity payments the present value of his annuity as it was at the time of his retirement, the balance shall be paid to his legal representative or to such person as he shall nominate by written designation duly acknowledged and filed with the Board of Trustees at the time of his retirement; or

Option 2. Upon the death of the member his reduced retirement allowance shall continue throughout the life and paid to his designated beneficiary who must be a spouse or a dependent approved by the Board of Trustees, duly nominated by written designation, duly acknowledged and filed with the Board of Trustees at the time of his retirement.

Option 3. Upon the death of the member one-half of his reduced retirement allowance shall continue throughout the life of and paid to his designated beneficiary who must be a spouse or a dependent approved by the Board of Trustees duly nominated by written designation duly ac-

knowledge and filed with the Board of Trustees at the time of his retirement.

Option 4. Some other benefit or benefits shall be paid either to the member or to such person or persons as he shall nominate, provided such other benefit or benefits, together with the reduced retirement allowance, shall be certified by the actuary to be of equivalent actuarial value to his retirement allowance and shall be approved by the Board of Trustees.

The Board of Trustees of the Teachers' Retirement System of Oklahoma may adopt rules, regulations, percentage tables or actuarial tables to provide equity in the Options 2, 3 and 4.

8. The governing board of any "public school" as that term is defined in this Article is hereby authorized and empowered to pay additional retirement allowances or compensation to any "teacher", as that term is defined in this Article, who was in the employ of such public school for not less than ten (10) school years preceding the date of his retirement. Payments so made shall be a proper charge against the current appropriation or appropriations of any such public school for teaching salaries for the fiscal year in which such payments are made. Such payments shall be made on regular monthly installments in such amounts as the governing board of any such public school, in its judgment, shall determine to be reasonable and appropriate in view of the length and type of service rendered by any such person to such public school by which such teacher was employed at the time of retirement. All such additional payments shall be uniform, based upon the length of tenure and the type of services performed, to teachers formerly employed by such public school who have retired or been retired in accordance with the provisions of this Article.

The governing board of any such public school may adopt rules and regulations of general application outlining the terms and conditions under which such addition-

al retirement benefits shall be paid and all decisions of such board shall be final.

9. a. After August 2, 1968, any active member of the Teachers' Retirement System of Oklahoma having attained the age of sixty-two (62) or over and who has met all the other requirements for retirement shall have his retirement benefits calculated at 1% for fiscal years 1968-69 and 1969-70 and 1½% for fiscal year 1970-71 of the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma multiplied by the number of creditable years of service or Four Dollars and ninety cents (\$4.90) multiplied by the number of years of creditable service whichever is greater. Members on retirement prior to August 2, 1968, shall have their benefits recalculated as though this law had been in effect at the time of their retirement at 1% for fiscal years 1968-69 and 1969-70 and 1½% for fiscal year 1970-71 of the average of the salaries for the five (5) highest years on which the member paid contributions to the Teachers' Retirement System of Oklahoma multiplied by the number of creditable years of service or Four Dollars and ninety cents (\$4.90) multiplied by the number of years of creditable service whichever is greater. Such increase to members on retirement, if any, shall be increased on the first payment date after the effective date of this Act and shall not be retroactive. Providing that a member retiring on the basis of thirty (30) or more years of teaching service and who has attained age fifty-nine (59) shall receive a monthly retirement benefit in the amount the member would have received upon retiring at age sixty-two (62) reduced by six and two-thirds per cent (6-2/3%) for each year he lacked being age sixty-two (62) at retirement. A member retiring before age fifty-nine (59) shall receive the actuarial equivalent of the amount he would have received at age sixty-two (62) and the age shall be calculated at the last birth date before retirement.

b. In addition to the teachers' retirement herein provided, teachers may voluntarily avail themselves of the Federal Social Security Program upon a district basis.

SECTION 6. BOARD OF TRUSTEES—MEMBERS — PROCEDURE:

1. The general administration and responsibility for the proper operation of the retirement system and for making effective the provisions of the Act are hereby vested in a board of trustees which shall be known as the Board of Trustees and shall be organized immediately after a majority of the trustees provided for in this section shall have qualified and taken the oath of office.

2. The board shall consist of the following members:

a. The State Superintendent of Public Instruction, ex-officio

b. A member of the State Tax Commission, ex officio

c. The State Treasurer, ex officio

d. The State Insurance Commissioner, ex officio

e. Five other members shall be appointed by the Governor of the State of Oklahoma and approved by the Senate, one of whom shall represent a school of higher education, one member from the administrative unit of the State School System and three who shall represent the classroom teachers, the Governor to make the appointments of these members. The terms of office of these five members shall be five (5) years, and when their terms shall have expired, the vacancies shall be filled in the same manner in which the office was previously filled, and in the event a member does not complete his term, the vacancy shall be filled in the same manner. Providing the five appointed members who are now serving as Board of Trustees of the Teachers' Retirement System shall continue to serve in such capacities hereunder until the expiration of their respective terms.

3. If a vacancy occurs in the office of

a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled.

4. Each of the trustees, except those who are state officials serving ex officio, shall receive 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.

5. Each trustee shall, within ten (10) days after his appointment or election, take an oath of office that, so far as it devolves upon him, he will diligently and honestly administer the affairs of the Board of Trustees and that he will not knowingly violate or willingly permit to be violated any of the provisions of law applicable to the retirement system. Such oath shall be subscribed to by the member making it, certified by the officer before whom it is taken, and immediately filed in the office of the Secretary of State.

6. Each trustee shall be entitled to one vote in the Board of Trustees. Four votes shall be necessary for a decision by the trustees at any meeting of said board.

7. Subject to the limitations of this Article the Board of Trustees shall, from time to time, establish rules and regulations for the administration of the fund created by this Article and for the transaction of its business. Provided that such rules and regulations may include rules and regulations providing for the withholding from the retirement allowance due a retired person under the provisions of this Article, in an amount requested in writing by the retiree for the purpose of paying monthly payments on group hospital and surgical insurance programs to which such retiree belongs, and for the transmitting of the sums so withheld to the insurance carrier designated by the retiree.

8. The Board of Trustees shall elect from its membership a chairman and by

majority vote of all its members shall appoint a secretary-treasurer, who may be, but need not be, one of its members. The board shall engage such actuarial and other service as shall be required to transact the business of the retirement system. The compensation of all persons engaged by the board and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board shall approve.

9. The Board of Trustees shall keep in convenient form such data as shall be necessary for actuarial valuation of the various funds of the retirement system, and for checking the experience of the system.

10. The Board of Trustees shall keep a record of all of its proceedings which shall be open to public inspection. It shall publish annually a report showing the fiscal transaction of the retirement system for the preceding school year, the amount of the accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

11. The Attorney General of the State shall be the legal advisor of the Board of Trustees.

12. The Board of Trustees shall designate a Medical Board to be composed of three physicians not eligible to participate in the retirement system. The physicians so appointed by the State Board of Trustees shall be legally qualified to practice medicine in Oklahoma and shall be physicians of good standing in the medical profession. If required, other physicians may be employed to report on special cases. The Medical Board shall pass upon all medical examinations required under the provisions of this Article and shall investigate all essential statements and certificates by or on behalf of a member in connection with an application for disability retirement and shall report in writing

to the Board of Trustees its conclusion and recommendation upon all the matters referred to it. The Board of Trustees shall adopt such rules and regulations as may be necessary to properly administer this benefit. Any person aggrieved by any action of the Board of Trustees of the Teachers' Retirement System may appeal to the District Court in and for the county in which said aggrieved person resides, by filing in the office of the court clerk of said county, within sixty (60) days after the signing and filing of the Board's written decision or order in the matter, a petition setting forth such order or decision and the grounds upon which such appeal is taken, together with a true and complete transcript of the proceedings before the Board, and causing summons to be issued and served, as in civil actions, upon the president of said Board of Trustees of Teachers' Retirement System. Said District Court is hereby vested with de novo jurisdiction in such matters and shall try the same wholly upon the transcript of the proceedings before said Board, and shall be empowered to take other evidence.

13. The Board of Trustees shall designate an actuary who shall be the technical advisor of the Board of Trustees on matters regarding the operation of the funds created by the provisions of this Article and shall perform such other duties as are required in connection therewith.

14. Immediately after the establishment of the retirement system the actuary shall make such investigation of the mortality, service and compensation experience of the members of the system as he shall recommend and the Board of Trustees shall authorize, and on the basis of such investigation, he shall recommend for adoption by the Board of Trustees such tables and such rates as required in Section 6, sub section 15 a. and b. The Board of Trustees shall adopt tables as soon as practicable thereafter and the actuary shall make a valuation based on such

tables of the assets and liabilities of the funds created by this Article.

15. In the year 1944, and at least once in each five-year period thereafter, the actuary shall make an actuarial investigation into the mortality, service and compensation experience of the members and beneficiaries of the retirement system, and shall make a valuation of the assets and liabilities of the funds of the system, and taking into account the results of such investigation and valuation, the Board of Trustees shall:

a. Adopt for the retirement system such mortality, service and other tables as shall be deemed necessary; and

b. Certify the amount of contribution payable by the state under the provisions of this Article.

16. On the basis of such tables as the Board of Trustees shall adopt, the actuary shall make an annual valuation of the assets and liabilities of the funds of the system created by this Article.

SECTION 7. FUNDS — INVESTMENT:

1. The Board of Trustees shall be the trustees of the several funds created by this Act and shall have full power to invest and reinvest such funds and shall retain a professional investment counselor to assist therewith subject to the following limitations and restrictions: All retirement funds as are received by the State Treasurer of Oklahoma from contributions of teachers and employers as herein provided may be invested only in any of the following securities:

a. Bonds, notes or other evidences of indebtedness issued, assumed or guaranteed as to principal and interest by the United States of America or notes secured by mortgages on real estate which are guaranteed as to payment of principal and interest either (a) by the United States Government or an agency thereof, or (b) by a corporation, approved by the Commissioner of Insurance of Oklahoma, which is licensed to do business in the State of Oklahoma as an insurer.

b. Obligations of the State of Oklahoma or those for the payment of which the faith and credit of the State is pledged.

c. Bonds of counties, or cities or school districts of Oklahoma wherein said counties or cities or school districts have not defaulted in the payment of principal or interest on their bonds within a period of ten (10) years.

d. Bonds of any other state of the United States or the District of Columbia, or any county, city, town, school district or other municipality has not defaulted in the payment of principal or interest on its bonds within a period of ten (10) years, provided such state, county, city, town, school district or other municipality shall have the power to levy taxes on the taxable real property therein for the payment of such bonds without limitation of rate or amount. Such bonds shall be rated at the time of purchase in any of the three highest classifications established by at least one standard rating service recognized by the Comptroller of the Currency in determining the eligibility of investment securities for purchase by national banks.

e. Bonds, notes, debentures or equipment trust certificates which are the direct obligation (or in case of equipment trust certificates are secured by direct obligations) of a railroad or industrial corporation or a corporation engaged directly and primarily in the production, transportation, distribution or sale of electricity or gas, or in the operation of telephone or telegraph systems or waterworks, or in some combination of them. The obligor corporation shall be one which is incorporated under the laws of the United States or any state thereof, or of the District of Columbia and said obligations shall be rated at the time of the purchase in any of the highest three classifications established by at least two standard rating services recognized by the Comptroller of the Currency in determining the eligibility of investment securities for purchase by national banks.

The retirement system shall also be authorized to hold nonpayable school district warrants received in payment of teachers' contributions and membership fees as an investment. The Board of Trustees shall have full power by proper resolution to hold, purchase, sell, assign, transfer, exchange and dispose of any of the securities and investments in which any of the funds created herein shall have been invested as well as the proceeds of said investments and any monies belonging to said fund.

The Board of Trustees shall cause, not to exceed one-half ($\frac{1}{2}$) of one per centum (1%) of the annual interest earnings, to be deposited in a fund to be known as the "Reserve for Investment Fluctuations Fund" each year, until an amount equal to one per centum (1%) of the total investments has been accumulated in this fund.

f. Certificates of deposits in Oklahoma banks when such certificates of deposit are secured by acceptable collateral as in the deposit by other public monies, when such deposits exceed the sum guaranteed by FDIC.

g. Savings accounts or savings certificates in Oklahoma savings and loan associations to the extent that such accounts or certificates are fully insured by the Federal Savings and Loan Insurance Corporation.

2. The interest earned on the investments in the Teachers' Retirement System of Oklahoma shall be credited in the following manner:

a. Money on deposit in the Teacher Deposit Fund or Tax-Sheltered Annuity Fund would be credited with interest annually compounded.

b. One-half ($\frac{1}{2}$) of one per cent (1%) of the annual interest earned on investments would be credited to the Investment Fluctuations Fund, not to exceed one per cent (1%) of the total investments.

c. There shall be deducted from the annual interest on investments an amount

necessary for the amortization of bonds purchased and owned by the Teachers' Retirement System of Oklahoma.

d. There shall be deducted from the annual interest on investments an amount of money necessary for the operation of the Teachers' Retirement System of Oklahoma as determined by the Board of Trustees.

e. At the death of the member, the interest due his designated beneficiary shall be paid from the Interest Fund.

f. Any residue remaining in the Interest Fund after the requirements of subsections a, b, c, d and e have been fully met shall be used for the purpose of paying retirement benefits to the retirees of the Teachers' Retirement System of Oklahoma and transferred to the Retirement Benefit Fund. The interest income for 1968-69 and each succeeding year thereafter shall be distributed to the various funds each month as the interest is collected.

3. The State Treasurer shall be the custodian of the several funds. All payments from funds shall be made by him only upon vouchers signed by two persons designated by the Board of Trustees. A duly attested copy of a resolution of the Board of Trustees designating such persons and bearing on its face specimen signatures of such persons shall be filed with the State Treasurer as his authority for making payments upon such vouchers. No voucher shall be drawn unless it has previously been authorized by resolution of the Board of Trustees, or included in the budget adopted by the Board.

4. It is the intent of this Act that a substantial portion of the future investments of this fund be made in securities which result in the growth of the State of Oklahoma, taking into account the yield and security of the investment, and the Board is directed to follow such policy. However, said investments shall not be invested in operations or functions of the State of Oklahoma and it is not intended by this section that any investments must

be made in Oklahoma companies if the yield or security would not be equal to that available on other investments.

SECTION 8. CONTRIBUTIONS OF TEACHER — MATCHING — FUNDS: The amount contributed by each teacher to the retirement system shall be five per cent (5%) of the regular compensation paid each member up to an annual salary of Twelve Thousand Dollars (\$12,000.00), the amount not to exceed Six Hundred Dollars (\$600.00) per annum. Each local school district or state college or university or State Board of Education or State Board of Vocational Education or other state agencies whose employees are members of the Teachers' Retirement System shall match the five per cent (5%) contributions of their teachers and other employees whose salaries are paid by federal funds. The matching funds shall be remitted at the same time as the regular contributions of the teachers and other employees to the Teachers' Retirement System of Oklahoma. The matching money shall be placed in the Retirement Benefit Fund.

All of the assets of the retirement system shall be credited according to the purpose for which they are held to one of nine funds, namely: The Teacher Savings Fund, the Retirement Benefit Fund, the Teacher Deposit Fund, Expense Fund, Suspense Fund, Permanent Retirement Fund, Interest Fund, Reserve for Investment Fluctuations Fund and Membership Annuity Reserve Fund.

1. The Teacher Savings Fund:

a. The Teacher Savings Fund shall be a fund in which shall be accumulated the regular contributions from the compensation of members. Contributions to and payments from the Teacher Savings Fund shall be made as follows:

b. Each employer shall cause to be deducted from the salary of each member on each and every payroll of such employer for each and every payroll period, five per cent (5%) of his earnable com-

pensation, provided the sum of the deductions made for a member shall not exceed Six Hundred Dollars (\$600.00) during any one year. Deductions shall begin with the first payroll period of the school year 1943-44. In determining the amount earnable by a member, the Board of Trustees will consider the actual amount paid the employee during each payroll period, and to facilitate the making of deductions, it may modify the deduction required of any member by such an amount as shall not exceed one-tenth (1/10) of one per cent (1%) of the annual compensation upon the basis of which such deduction is to be made. It is further provided that a teacher who became a member of the Teachers' Retirement System may pay his contributions and membership fees to the Retirement System for years of teaching in Oklahoma from the date of establishment of the System to the date of his membership in a lump sum payment, or in individual payments each equal to one (1) year of regular contributions, with interest at five per cent (5%) per annum from the date the contributions would have been due to the date of payment. Years for which contributions are paid shall count as membership service. A member may receive credit for not more than five (5) years of teaching service rendered in the public schools, state colleges, or state universities outside this State subsequent to July 1, 1943, by paying his contributions and membership fees to the Retirement System, subject to the regulations of the Board of Trustees providing he is not receiving and is not eligible to receive retirement credit or benefits from this service in any other teachers' retirement system subject to the following provisions:

(1) The member is required to have two (2) years of creditable service teaching earned in Oklahoma for each year of out-of-state or military membership credit granted.

(2) The payment will be five per cent (5%) on the basis of what his annual sal-

ary would have been in Oklahoma had he been employed as a teacher, with interest at five per cent (5%) per annum from the date the contributions would have been due to the date of payment.

(3) Any out-of-state prior service granted shall be deducted from the five (5) years membership service provided in this section.

In addition to the deductions hereinabove provided for, any teacher who becomes a member of the armed forces of the United States of America during any period of national emergency, including World War II, the Korean conflict, Peace Corps or others as may be determined by the Board of Trustees, or whose entrance into or training for the teaching profession was interrupted by his entrance into said armed forces, and who was or shall have become a member of the Teachers' Retirement System shall be granted the privilege of making up his contributions and membership fees for not to exceed eight (8) years of service in the armed forces of the United States subsequent to July 1, 1943, by electing to pay said contributions and membership fees by the time he reaches the age of sixty-five (65), on the basis of the rate of pay in his contract as a teacher at the time his service in the armed forces commenced, or, in the case of a teacher who was not teaching prior to entering the armed forces, on the basis of the salary of the first year of teaching after being honorably discharged from the armed forces. Such contributions shall be credited in the regular manner, and the period for which said contributions are paid shall be credited as teaching service.

c. The deductions provided for herein shall be made notwithstanding that the minimum compensation provided for by law for any member shall be reduced thereby. Every member shall be deemed to consent and agree to the deductions made and provided for herein and shall receipt for his full salary or compensation, and payment of salary or compensation less said deduction, shall be a full

and complete discharge and acquittance of all claims and demands whatsoever for the services rendered by such person during the period covered by such payment, except as to the benefits provided under this Article. The employer shall certify to the Board of Trustees on each and every payroll, or in such other manner as said board may prescribe, the amounts to be deducted and each of said amounts shall be deducted and when deducted shall be paid into said Teacher Savings Fund and shall be credited to the individual account of the member from whose compensation said deduction was made.

d. Following the termination of membership in the retirement system for any member who has been absent from service for five (5) years in any period of six (6) consecutive years, the Teacher Savings Fund Account of such member shall be closed and the amount due the member sent to him upon the filing of formal application. At the time such membership is terminated the amount due the member shall be transferred to the Suspense Fund, provided formal application for payment of same has not been received.

e. Upon the retirement of a member an amount sufficient to pay his annuity benefits for a two-year period shall be transferred from the Teacher Savings Fund to the Retirement Benefit Fund and for each succeeding year thereafter. Should a member who has retired under Option 1 die during the two-year period or each succeeding year thereafter, the balance of money he had in Teacher Savings Fund shall be transferred to the Retirement Benefit Fund and paid to the beneficiary or the estate of the deceased.

2. Retirement Benefit Fund:

a. After the effective date of this Act there shall be transferred from the Teacher Savings Fund and the Membership Annuity Reserve Fund for those members drawing retirement benefits from the Teachers' Retirement System of Oklahoma an amount necessary to provide the

monthly annuity payments and pension payments for a period of two (2) years and for each succeeding year thereafter. In addition the Fund shall consist of monies received from state dedicated revenue, monies received from state appropriations, monies received from federal matching funds, and the residue of the interest on investments after the requirements of Section 7-2 have been fully met. The Retirement Benefit Fund shall consist of an amount of money necessary for the making of retirement payments to retirees for a two year period and for each succeeding year thereafter.

Should a member have deposits in the Teacher Deposit Fund or the Tax-Sheltered Annuity Fund and wish to receive monthly retirement benefits on such deposits, the actuarial equivalent of a two year period and each succeeding year thereafter shall be transferred to the Retirement Benefit Fund. The member may choose any of the plans available in the Teacher Retirement Law as a method of receiving monthly retirement benefits on the money he has on deposit in the Teacher Deposit Fund or the Tax-Sheltered Annuity Fund. The monthly retirement benefits paid from the Teacher Deposit Fund or the Tax-Sheltered Annuity Fund shall be in addition to the regular retirement benefits and the money transferred from the Teacher Deposit Fund or Tax-Sheltered Annuity Fund shall not be matched by the State of Oklahoma.

b. From the Retirement Benefit Fund shall be paid all monthly retirement benefits.

c. At the death of a retired member who has retired under the Maximum Plan of Retirement, Option 1 or Option 4a, the balance of money the member has in the Teacher Savings Fund shall be transferred to the Retirement Benefit Fund and the amount due the beneficiary or the estate under Option 1 or Option 4a shall be paid from the Retirement Benefit Fund.

d. At the death of both the retired member and the retired member's spouse, who

had retired under Option 2 or 3, the balance in the Teacher Savings Fund shall be transferred from the Teacher Savings Fund to the Retirement Benefit Fund.

e. At the death of the retired member who had retired under Option 5, the balance, if any, the member had in the Teacher Savings Fund shall be transferred to the Retirement Benefit Fund for the purpose of making a lump sum settlement to the beneficiary or the estate. Providing further that if the surviving spouse elects to receive the balance under the Maximum Plan of Retirement or Option 1 of the member's money, if any, on a monthly basis, the actuarial equivalent of two (2) years' payments shall be transferred from the Teacher Savings Fund and recurring each year thereafter for the purpose of paying monthly retirement benefits to the spouse under this option.

3. Interest Fund:

The Interest Fund is hereby created to facilitate the crediting of interest to the various other funds to which interest is to be credited. All income, interest and dividends derived from the deposits and investments authorized by this Article shall be paid into the Interest Fund. Once each year on June 30, interest shall be allowed and transferred to the other funds as hereinbefore provided.

4. Permanent Retirement Fund:

The Permanent Retirement Fund shall consist of the accumulated gifts, awards and bequests made to the retirement system and transfers from the Suspense Fund, the principal of which is hereby held and dedicated as a perpetual endowment to the retirement system and shall not be diverted or appropriated to any other cause or purpose unless specifically provided for in such gifts, awards or bequests.

5. Expense Fund:

The Expense Fund shall be the Fund from which the expense of administration and maintenance of the retirement system shall be paid. Transfers to and pay-

ments from this fund shall be made as follows:

a. The Executive Secretary shall prepare annually an itemized budget showing the amount required to defray the expenses for the ensuing fiscal year and shall submit the report to the Board of Trustees for its review and adoption.

b. The amount estimated to be required to meet the expenses of the Board of Trustees shall be paid from:

(1) Appropriation by the legislature of the State of Oklahoma or monies received from dedicated revenue.

(2) The Interest Fund.

c. A suitable office, with suitable furniture and office supplies shall be provided by the State, through the proper officer, for the use of said board and its secretary.

6. The Suspense Fund:

The Suspense Fund shall be comprised of amounts transferred from the Teacher Savings Fund following termination of membership in Teachers' Retirement of any member who has been absent from service five (5) years of any six (6) consecutive years, and other obligations of the retirement system to any member or person which cannot be legally discharged.

7. Reserve for Investment Fluctuations Fund:

The Reserve for Investment Fluctuations Fund shall be the fund in which one-half ($\frac{1}{2}$) of the one per centum (1%) of the interest earnings shall be deposited each year until an amount equal to one per centum (1%) of the total investments shall be accumulated, and such fund shall thereafter be maintained at such level. Transfers shall be made from this fund, upon proper resolution by the Board of Trustees, to reimburse the investment account of other funds wherein a deficit shall accrue due to the failure of investments to return the book value when the Board of Trustees in its judgment shall deem it wise to dispose of the same.

8. Teacher Deposit Fund:

In addition to the deposits required under the first paragraph of this section, any member may make additional direct deposits, or request prior to first pay period of the current school year, that his employer make additional deposits for him, provided the amount deposited does not exceed the employees "Exclusion Allowance" the employee is permitted by the Federal Internal Revenue Code, which shall be credited to the member's account in the Teacher Deposit Fund for the purchase of a tax-sheltered annuity. The amount thus accumulated, or any portion thereof, with interest at a rate fixed by the Board of Trustees, not to exceed the rate of interest earned, may be used as a deposit in the Retirement Benefit Fund for the purpose of providing an annuity in addition to his regular service retirement allowance at the time of his retirement. Provided, that any teacher who has been a member of a retirement system of another state, upon becoming a member of the Teachers' Retirement System of Oklahoma, may deposit in this fund all or part of the accumulated contributions received by him upon his withdrawal from the said retirement system. The additional annuity provided from said deposits shall not be matched by the employer. Such deposits, together with interest, may be refunded to the member at retirement or to his beneficiary or estate in the event of death of the member prior to retirement. Such deposit shall also be refunded in the event of the withdrawal of the accumulated contributions of the member prior to retirement.

9. Membership Annuity Reserve Fund:

The Membership Annuity Reserve Fund is composed of teachers' contributions and state matching funds for those members who retired before the effective date of this Act. From this fund there shall be transferred an amount equal to pay the annuity and pension benefits for a period of two (2) years and for each succeeding year thereafter.

If on any valuation date the amount in the Membership Annuity Reserve Fund be more than required by actuarial solvency, such excess shall be transferred to the Retirement Benefit Fund. If on any valuation date the amount in the Membership Annuity Reserve Fund be less than that required for actuarial solvency, the Board of Trustees shall transfer from the Retirement Benefit Fund the amount required to maintain actuarial solvency of the Membership Annuity Reserve Fund.

10. Collection of Contributions.

a. The collection of members' contributions shall be as follows:

(1) Each employer shall cause to be deducted on each and every payroll or claim of a member for each and every payroll claim period subsequent to the date of establishment of the retirement system the contribution payable by such member as provided in this Article. With each and every payroll or claim, the employer shall deliver to the treasurer of said employer, warrants issued to the employees as shown to be due by said payroll or claim, together with a warrant or warrants in favor of the Teachers' Retirement System as shown by said payroll or claim.

(2) The treasurer or disbursing officer upon delivery of the warrants and a true copy of the payroll or claims as provided above shall register said warrants as provided for the registration of other school warrants, and shall deliver to the employer warrants issued in favor of the employees, and shall deliver warrants issued in favor of the Teachers' Retirement System and the copy of the payroll or claims, to the county or city superintendent, as designated by the Board of Trustees. For the purpose of collecting contributions of teachers in the public schools the county superintendent or superintendent of an independent district is hereby designated to receive the Teachers' Retirement warrants from the treasurer or proper disbursing officer of the several school districts for the purpose of transmitting such

warrants and payroll or claims to the executive secretary of the Teachers' Retirement System of the State of Oklahoma. Any college or university or other educational institution or agency operated in whole or in part by the state shall have the amount retained or deducted from the funds regularly appropriated by the state for the current maintenance for such educational departments and institutions.

(3) For the purpose of enabling the collection of the contributions of the members of the retirement system to be made as simple as possible, the Board of Trustees shall require the secretary or other officer of each employer-board or agency, within thirty (30) days after the beginning of each school year, to make up a list of all teachers in its employ, who are members of the retirement system, set out their salaries by the month and by the year, make an affidavit to the correctness of this statement, and file the same with the executive secretary of the Board of Trustees of the Teachers' Retirement System. If addition to or deduction from this list should be made during the year, such addition or deduction shall likewise be certified under oath to the Board of Trustees of the Teachers' Retirement System.

(4) The State Treasurer shall furnish annually to the Board of Trustees a sworn statement of the amount of the funds in his custody belonging to the retirement system. The records of the Board of Trustees shall be open to public inspection and any member of the retirement system shall be furnished with a statement of the amount of the credit to his individual account upon written request by such member, provided the Board of Trustees shall not be required to answer more than one such request of a member in any one (1) year.

(5) Failure of any superintendent, officer, or other person to discharge the duties imposed upon him by this Article shall render him or his bondsmen liable for any loss occasioned thereby to the

Teachers' Retirement System or the employees of the school district, or both.

(6) On a showing by the Teachers' Retirement System that a warrant, voucher or check issued to it has, for any reason, been lost or never received, after ninety (90) days from the date of issue or from transmittal for payment, it shall be the duty of the issuing authority forthwith, without any indemnifying board or other requirement, to issue a duplicate thereof in lieu of that which was lost, to the Teachers' Retirement System, and the Teachers' Retirement System shall save harmless any school district or agency of State government making payment under the provisions hereof to the Teachers' Retirement System if the original warrant, voucher, or check is later presented for payment and same is paid after a duplicate warrant, voucher or check has been issued and paid to the Teachers' Retirement System, and any loss sustained therefrom shall be charged to the Interest Fund.

SECTION 9. EXEMPTION FROM TAXES: The right of a person to an annuity or a retirement allowance, to the return of contributions, annuity, or retirement allowance itself, any optional benefit, or any other right accrued or accruing to any person under the provisions of this Article, and the monies in the various funds created by this Article, are hereby exempt from any State or municipal tax, and exempt from levy and sale, garnishment, attachment or any other process whatsoever, and shall be unassignable except as in this Article specifically provided.

SECTION 10. FALSE STATEMENTS: Any person who shall knowingly make any false statement or shall falsify or permit to be falsified, any record or records of this retirement system in any attempt to defraud such system as a result of such act shall be guilty of a felony, and shall be punished as provided for under the laws of Oklahoma. Should any charge or error in the records result in any mem-

ber or beneficiary receiving from the retirement system, more or less than he would have been entitled to receive had the records been correct, the Board of Trustees shall correct such error, and so far as practicable, shall adjust the payment in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was correctly entitled shall be paid and to take from the Interest Fund sufficient to reimburse the fund where an overpayment had already been made, and any such overpayment recovered from the member shall be placed in the Interest Fund.

SECTION 11. STATE TREASURER — BOND: The Treasurer of the State of Oklahoma shall, upon becoming custodian of the Teachers' Retirement Fund, give a bond in the sum of Fifty Thousand Dollars (\$50,000.00); the executive secretary shall give bond in the sum of Twenty-five Thousand Dollars (\$25,000.00); and the Board of Trustees shall require any other employees and members of the Board of Trustees to give bond in such amounts as the Board may deem necessary, conditioned that said bonded persons will faithfully execute the duties of the respective offices. All bonds shall be made with a good and solvent surety company, authorized to do business in the State of Oklahoma; said bonds shall be made payable to the Board of Trustees and shall be approved by it and the Attorney General of Oklahoma. All expenses necessary and incident to the execution of such bond including premiums thereon, shall be paid by the Board of Trustees from the Expense Fund.

SECTION 12. STATE EXAMINER AND INSPECTOR—DUTY TO AUDIT FUNDS: It shall be the duty of the State Examiner and Inspector to audit annually the funds, accounts, and assets of the Teachers' Retirement System.

SECTION 13. 70 O. S. 1961, § § 17-1 through 17-12, inclusive, as last amended by Section 1, Chapter 7, O. S. L. 1963, Section 1, Chapter 52, O. S. L. 1963, Sec-

tion 1, Chapter 269, O. S. L. 1965, Section 3, Chapter 438, O. S. L. 1965, Section 1, Chapter 160, O. S. L. 1967, Section 1, Chapter 161, O.S.L. 1967, Section 1, Chapter 177, O.S. L.1967, Section 1, Chapter 378, O. S. L. 1967, Section 1, Chapter 388, O. S. L. 1967 (70 O. S. Supp. 1967, § § 17-3, 17-4, 17-5, 17-6 and 17-8), are hereby repealed.

SECTION 14. The effective date of this Act shall be August 2, 1968.

SECTION 15. 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.

FOR THE SENATE: Terrill, McClen-
don, Hamilton.

FOR THE HOUSE: Odom (Martin), Ab-
bott, Musgrave.

The following **CCR** on **HB 1208** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1208, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO THE ORGANIZATION OF THE SUPREME COURT OF OKLAHOMA; PROVIDING FOR AN ADMINISTRATIVE DIRECTOR, AND FIXING COMPENSATION; AUTHORIZING SAID DIRECTOR TO APPOINT A SECRETARY AND FIXING COMPENSATION; PROVIDING FOR REIMBURSEMENT OF TRAVEL AND LODGING EXPENSES OF JUDICIAL NOMINATING COMMISSIONERS; PROVIDING FOR REIMBURSEMENT OF EXPENSES OF MEMBERS OF THE COURT OF THE JUDICIARY AND PROSECUTORS; PROVIDING FOR SECRETARIES TO PRESIDING JUDGES OF JUDICIAL ADMINISTRATIVE DISTRICTS; REPEALING 20 O. S. 1961, § § 7, 8, 13, AND 77; PROVIDING FOR SEVERABILITY; PROVID-

ING EFFECTIVE DATE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following Committee Substitute be adopted, and that the Senate recede from Amendments No. 2 and No. 3, as coauthored by Young of the Senate.

CCS for HB 1208—By McCune, et al.

An Act relating to the organization of the Supreme Court of Oklahoma; providing for an administrative director, and fixing compensation; authorizing said director to appoint a secretary and fixing compensation; providing for reimbursement of travel and lodging expenses of judicial nominating commissioners; providing for reimbursement of expenses of members of the court on the judiciary and prosecutors; providing for secretaries to presiding judges of judicial administrative districts; repealing 20 O. S. 1961 § § 7, 8, 13, and 77; providing for severability; providing an effective date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There shall be appointed by the Supreme Court an Administrative Director of the Courts, who shall serve at the pleasure of the Supreme Court to assist the Chief Justice in performance of administrative duties.

SECTION 2. The salary of the Administrative Director of the Courts shall be Seventeen Thousand Five Hundred Dollars (\$17,500.00) per annum, payable monthly.

SECTION 3. The Administrative Director of the Courts is authorized to appoint an administrative secretary at an annual salary of not more than Seven Thousand Two Hundred Dollars (\$7,200.00), payable monthly.

SECTION 4. The Administrative Director and his staff shall assist the Judicial Nominating Commission.

SECTION 5. Members of the Judicial Nominating Commission shall be reim-

bursed for their necessary travel and lodging expenses while performing their duties as such Commissioners. A member shall certify his expenses to the Administrative Director and, upon the latter's approval thereof, the State Auditor shall issue his reimbursing warrant on the State Treasurer, to be paid out of any funds appropriated for such purpose.

SECTION 6. A member of the Court on the Judiciary shall certify his expenses to the Administrative Director of the Courts, and, upon the latter's approval thereof, the State Auditor shall issue a warrant on the State Treasurer, to be paid out of any funds appropriated for such purpose. Prosecutors before the court on the Judiciary shall certify to the Administrative Director of the Courts the amount that has been allowed as compensation by the Court, and upon the latter's approval thereof, the State Auditor shall issue a warrant on the State Treasurer, to be paid out of any funds appropriated for such purpose.

SECTION 7. The Supreme Court may authorize the Presiding Judge of each judicial administrative district to employ a full-time or part-time secretary at a salary not to exceed Five Thousand Dollars (\$5,000.00) per year, to be paid by the State of Oklahoma.

SECTION 8. 20 O. S. 1961, § § 7, 8, 13, and 77 are hereby repealed.

SECTION 9. Sections 7 and 8 of this Act shall be effective January 13, 1969. The other sections of this Act shall be in full force and effect on and after July 1, 1968.

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.

FOR THE SENATE: Gee, Young, Massad.

FOR THE HOUSE: Boren, Cate, McCune.

The following CCR on HB 1279 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1279, and Engrossed Senate Amendments thereto, by Sandlin, Skeith, Dunn, Hutchins (Walter), Hutchens (David) et al of the House and Nichols, Terrill, Miller, Birdsong, Horn, Dacus et al of the Senate entitled:

AN ACT RELATING TO ROADS AND HIGHWAYS; PROVIDING FOR EXPENDITURE OF FUNDS BY STATE HIGHWAY COMMISSION FOR PURPOSE OF ELIMINATING HAZARDS ON STATE ROADS AND HIGHWAYS; AND DECLARING AN EMERGENCY, beg leave to report that we have had the same under consideration and herewith return the same with the recommendations:

That the following conference committee substitute be adopted as coauthored, as shown on Conference Committee Substitute.

CCS for HB 1279—By Sandlin, et al, of the House and Nichols, Terrill, Miller, Birdsong, Horn, Dacus, Hamilton, Atkinson, Field, Berry, Boecher, Bradley, Ferrell, Gee, Grantham, Keels, Luton, McSpadden, Massad and Murphy of the Senate.

An Act relating to roads and highways; providing for expenditure of funds by State Highway Commission for purpose of eliminating hazards on state roads and highways; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. From and after the effective date of this Act, the Oklahoma Highway Commission shall expend a sum not less than One Million Dollars (\$1,000,000.00) each fiscal year, exclusive of the highway maintenance fund, for the projects designed for widening, resurfacing and eliminating death traps on the roads and highways of Oklahoma. "Death traps," as used in this Act, shall mean those conditions of the roads and highways of this State so impaired or hazardous as to constitute a threat to the safety of persons or property traveling over or upon such roads or highways.

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.

FOR THE SENATE: Grantham, Field, Ham.

FOR THE HOUSE: Sandlin, Skeith, Hunter.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCRs 74, 75 and 76—Coauthored by entire House Membership.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SB 453.

The above numbered Enrolled Bill was referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 505 correctly engrossed.

Engrossed SAs to and Engrossed HJR 505, as amended, were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 8:30 a.m. tomorrow.

Sixty-sixth Legislative Day

Wednesday, April 24, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Young.—41.

Excused: Ferrell, Howard, Massad, Miller, Payne, Terrill, Williams.—7.

The President declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein upon request of Senator Gee:

Our Father, every issue these men face has a certain amount of urgency. Often, they must decide between two directions, both of which may turn out to be wrong. We as human beings do not pray for the ability to be always right. Rather, we pray for the good grace to bear our responsibility as men whether we turn out to be right or wrong. In the name of The Christ. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM GOVERNOR

Advising approval by him, April 24, 1968 of Enrolled SBs 291 and 453 entitled:

SB 291—By Murphy of the Senate and Connor of the House.

An Act relating to motor vehicles; amending 47 O. S. 1961, § 6-101, as last amended by Section 1, Chapter 396, O. S. L. 1967; providing fees for renewal of drivers' licenses; authorizing Department of Public Safety and the Oklahoma Tax Commission to promulgate rules and regulations; * * * and declaring an emergency.

SB 453—By Garrison, Williams and Short of the Senate and Connor, Hunter and Green of the House.

An Act relating to the Department of Labor; prescribing fees to be charged by said department for inspection of steam boilers; and declaring an emergency.

RESOLUTIONS

SR 101 by Hamilton was introduced.

Senators Baldwin, Berry, Boecher, Dacus, Field, Garrett, Garrison, Gee, Grantham, Hamilton, Holden, McClendon, McSpadden, Massey, Murphy, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro and Young asked to be made coauthors of **SR 101**, which was the order.

SR 101, as coauthored, was read at length as follows, adopted on motion of Senator Hamilton and ordered referred for enrollment:

SR 101—By Hamilton, Baldwin, Berry, Boecher, Dacus, Field, Garrett, Garrison, Gee, Grantham, Holden, McClendon, Mc-

Spadden, Massey, Murphy, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro and Young.

A Resolution commending the Honorable Kirksey Nix for his many talents and the professional manner in which he has discharged the duties of his office; noting his recent illness, and expressing a wish for a complete and speedy recovery; and directing distribution.

WHEREAS, the Honorable Judge Kirksey Nix is a judge, jurist and legal scholar of great stature; and

WHEREAS, he has for many years discharged the duties of his office in such a manner as to be a credit to the legal profession; and

WHEREAS, Judge Nix has recently suffered a severe illness; and

WHEREAS, the people of this State are deeply indebted to Judge Nix for the manner in which he has discharged the duties of his office.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the State Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend the Honorable Kirksey Nix for his many talents and for the manner in which he has discharged the duties of his office, and does hereby express the desire that he enjoy a complete and speedy recovery from his recent illness.

SECTION 2. That a duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared for and presented to the Honorable Kirksey Nix.

SR 102 by Young, was introduced, read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 102—By Young.

A Resolution expressing profound regret for the death of Pfc. John L. Ingram of Weleetka, Oklahoma; expressing the

sympathy of the State Senate; and directing distribution.

WHEREAS, Pfc. John L. Ingram, a young man of eighteen years, bravely gave his life in Vietnam on April 17, 1968; and

WHEREAS, this young soldier fought with valor and pride, and died for a cause which he thought was right; and

WHEREAS, Pfc. Ingram gave his life for the preservation of freedom and democratic ideals that we presently enjoy; and

WHEREAS, the people of this State and of the Nation owe to this young man gratitude that can never be paid.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That profound regret, because of the untimely death of Pfc. John L. Ingram, Weleetka, Oklahoma, be, and the same is hereby expressed, and the sympathy of the members of the State Senate is extended to his mother, and other members of his family.

SECTION 2. That duly authenticated copies of this Resolution be prepared for and sent to his mother, Mrs. Nora Ingram.

SR 103 by Stipe, was introduced, read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 103—By Stipe.

A Resolution directing the Executive Committee of the State Legislative Council to refer to the appropriate standing committee for interim study state statutes pertaining to workmen's compensation insurance; giving consideration to the adapting thereto to compulsory state insurance fund coverage and the competitive type of coverage; and requiring a report.

WHEREAS, workmen's compensation is a valued institution in an industrial economy such as that toward which Oklahoma is moving; and

WHEREAS, the type of workmen's compensation law which shall be applicable, whether employers shall be authorized to furnish private workmen's compensation insurance, if they so desire, or whether they shall be required to insure in a monopolistic State Insurance Fund or other, but competitive type of insurance, is a proper matter of Legislative concern; and

WHEREAS, a study and examination of compensation laws of such states as require employers to insure in a monopolistic state fund, to which this State's workmen's compensation laws might be adapted since it has the State Insurance Fund, or to require insuring in competition to such coverage, would seem worthy of consideration.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council is hereby directed to refer to the appropriate standing committee for interim study the review of the present statutes of Oklahoma with consideration given to types as are prescribed by statutes of such states as require employees to procure workmen's compensation insurance solely from a monopolistic state insurance fund, and statutes which authorize procurement of competitive coverage, and make report and recommendation as to the type of workmen's compensation insurance that it would be desirable to require in this State, the report to be made to the Executive Committee of the Legislative Council of the First Session of the Thirty-second Oklahoma Legislature.

SCR 78 by Smalley of the Senate and Cate and Wolf (Leland) of the House was introduced and read as follows:

A Concurrent Resolution congratulating and applauding Miss Debi Faubion of Norman, Oklahoma, as "America's Junior Miss of 1968"; commending her for the honors and recognition which have come

to her; and directing that duly authenticated copies of this Resolution be presented to Miss Faubion and to her parents, Mr. and Mrs. George Faubion, Jr., as a token of pride and affection.

Senator Gee asked that he be shown as the first coauthor of the Resolution, which was the order.

Senator Smalley asked unanimous consent that all other members of the Senate be made coauthors of SCR 78, which was the order.

SCR 78, as coauthored, was read at length, adopted upon motion of Senator Smalley and ordered referred for engrossment.

SECOND READING

The following Bill was read for the second time: SB 768.

Senator Smith asked unanimous consent that SB 768 be placed upon the Calendar, without reference to a committee, which was the order.

GENERAL ORDER

SB 768 by Smith and McSpadden of the Senate and Wolf (Leland) and Privett of the House was read and considered.

Upon motion of Senator Smith, SB 768 was advanced to engrossment.

PENDING SENATE ACTION

HCR 589 by Ford of the House and Breckinridge of the Senate was called up for consideration, read at length, and adopted upon motion of Senator Breckinridge.

HCR 589 was properly signed and ordered returned to the Honorable House.

HCR 591 by Ford, et al, of the House and Luton was called up for consideration and by unanimous consent, upon request of Senator Luton, all other members of the Senate were made coauthors of the Resolution.

HCR 591, as coauthored, was read at length and adopted upon motion of Senator Luton.

HCR 591 was properly signed and ordered returned to the Honorable House.

HCR 581 by Cole of the House and McSpadden of the Senate was called up for consideration, read at length, and adopted upon motion of President Pro Tempore McSpadden.

HCR 581 was properly signed and ordered returned to the Honorable House.

Senator Boecher moved that **HJR 543** and **HCR 552** be stricken from the Calendar, which motion was declared adopted.

Senator Bradley raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

President Pro Tempore McSpadden presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 447 and **SCR 75** each correctly enrolled.

Enrolled **SB 447** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 75** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1088 by Connor, et al, of the House and Garrison, Bradley and Ferrell of the Senate was read and considered.

Senators Smith, McGraw, Breckinridge, Short, Baggett and Selman asked to be coauthors of **HB 1088**, which was the order.

Senator Field moved to amend **HB 1088**, page 2, line 6, by striking the figure and words "(4) grader blades;" which amendment was tabled upon motion of Senator Bradley upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Brad-

ley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Hargrave, Luton, McGraw, McSpadden, Martin, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Young.—23.

Nay: Atkinson, Berry, Birdsong, Boecher, Dacus, Field, Graves, Hamilton, Holden, Horn, Keels, McClendon, Nichols, Porter, Stipe, Taliaferro.—16.

Excused: Ferrell, Ham, Howard, Massad, Massey, Miller, Payne, Terrill, Williams.—9.

Senators Payne, Terrill, Howard and Massad asked to be shown present, which was the order.

Senator Hamilton moved to amend **HB 1088**, page 2, line 12, by adding after the syllable "cept" and before the word "farm" the language "used equipment and machinery, used metal beams, used channel or angle iron" which amendment was declared adopted.

Senator Berrong moved to amend **HB 1088**, page 2, line 13, by adding after the word "automobiles" and before "Section 2" the language "Provided further, items included in (1), (2), (3), (4), (5), (6), (7) or (8) may be purchased locally by the Boards of County Commissioners when the price is not in excess of the price secured on the same item by the Purchasing Division of the State Board of Affairs."

Senator Boecher asked to be made a coauthor of the Berrong amendment, which was the order.

Senator Garrison moved to table the Berrong-Boecher amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Bradley, Breckinridge, Findeiss, Garrison, Hargrave, Howard, McGraw, Romang, Selman, Short, Smalley, Smith, Stansberry.—14.

Nay: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Garrett, Gee, Graves, Hamilton, Holden, Keels,

Luton, McClendon, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Stipe, Taliaferro, Terrill, Young.—28.

Excused: Ferrell, Grantham, Ham, Horn, Miller, Williams.—6.

The vote occurring upon the Berrong-Boecher amendment, it was declared adopted.

Senator Hamilton moved to amend **HB 1088**, page 3, line 3, by adding after the word "repealed" the sentence "This act shall be cumulative to present Statutes allowing County Commissioners to enter into lease purchase contracts" which amendment was declared adopted.

Upon motion of Senator Garrison, **HB 1088**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 1088** was considered engrossed and placed upon third reading and final passage.

President Nigh presiding.

THIRD READING

HB 1088 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Young.—31.

Nay: Berry, Dacus, Field, Holden, McClendon, Massad, Nichols, Payne, Stipe.—9.

Excused: Ferrell, Grantham, Ham, Horn, Miller, Porter, Taliaferro, Williams.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Murphy, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Young.—33.

Nay: Berry, Dacus, McClendon, Massad, Nichols, Payne, Stipe.—7.

Excused: Ferrell, Grantham, Ham, Horn, Miller, Porter, Taliaferro, Williams.—8.

The emergency was declared passed.

HB 1088, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1301 and **HJR 536** each correctly engrossed.

SB 135 and **SCRs 74** and **76** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 1301** and **HJR 536**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 135** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 74** and **76** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1354 by Connor was read and considered.

Senator Murphy asked to be shown as the Senate Author of **HB 1354**, which was the order.

Senators Hamilton, McClendon, Gee and McSpadden asked to be made coauthors of **HB 1354**, which was the order.

Senator Murphy, joined by Senator Smith moved to amend **HB 1354**, page 7,

line 17½, by inserting a new section 2 to read as follows: "Provided that when a turnpike has been authorized hereto by law to begin at a point and end at a point, it is hereby authorized to begin in the vicinity of said point and end in the vicinity of such other point as described" and by renumbering succeeding sections accordingly, which amendment was declared adopted.

Senator Baggett, joined by Senators Keels, Birdsong, Porter, Stansberry, Short and Atkinson moved to amend **HB 1354**, page 2, line 14, by changing the period to a semi-colon after the word "project" and adding the language "provided, however, that the Oklahoma City toll expressway system authorized by Section 3, Chapter 407, 1965 Session Laws, as amended, (69 O. S. 1967 Supp. § 655 (e) (9)) shall not be commingled with any other project nor the bonds, revenues, costs or expenses of any other project, but shall be a wholly separate project" which amendment was tabled upon motion of Senator Nichols upon a roll call as follows:

Aye: Atkinson, Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Selman, Stipe, Taliaferro, Terrill, Young.—29.

Nay: Baggett, Birdsong, Findeiss, Garrett, Keels, Porter, Romang, Short, Smalley.—9.

Excused: Berrong, Ferrell, Gee, Grantham, Ham, Horn, Miller, Smith, Stansberry, Williams.—10.

Upon motion of Senator Murphy, **HB 1354**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1354**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Bradley raised the question of "no quorum".

The President ordered the roll called and declared a quorum was present.

Senator Field presiding.

Senator Massad moved that the previous question be now put, which motion was declared adopted.

THIRD READING

HB 1354 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berry, Boecher, Bradley, Breckinridge, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stipe.—29.

Nay: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Dacus, Findeiss, Garrett, Keels, Massad, Smalley, Terrill, Young.—13.

Excused: Ferrell, Miller, Porter, Stansberry, Taliaferro, Williams.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Berry, Boecher, Bradley, Breckinridge, Dacus, Field, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro.—33.

Nay: Atkinson, Baggett, Baldwin, Birdsong, Findeiss, Garrett, Keels, Massad, Porter, Terrill.—10.

Excused: Ferrell, Miller, Stansberry, Williams, Young.—5.

The emergency was declared passed.

HB 1354, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTES

As provided under Rule 20, Senator Bag-

gett moved that the vote be reconsidered by which **HB 1354** passed.

As provided under Rule 20, Senator Murphy moved that the vote be reconsidered by which the Emergency Section of **HB 1354** passed.

GENERAL ORDER

HB 731 by Bengtson of the House and Stipe, Birdsong and Bradley of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 731** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 731** was placed upon third reading and final passage.

THIRD READING

HB 731 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Grantham, Graves, Ham, Keels, McClendon, Massey, Payne, Romang, Short, Stipe, Young.—17.

Nay: Baldwin, Berrong, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Selman, Smith, Taliaferro, Terrill.—21.

Excused: Breckinridge, Ferrell, Mas-sad, Miller, Murphy, Nichols, Porter, Smalley, Stansberry, Williams.—10.

The bill was declared failed of passage.

GENERAL ORDER

HB 1286 by Camp, et al, of the House and Short of the Senate was read and considered.

Senator Terrill moved to amend **HB 1286** by striking the Title, which amendment was declared adopted.

Upon motion of Senator Short, **HB 1286**, as amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator Short, **HB 1286**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1286 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Massey, Murphy, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Young.—38.

Excused: Breckinridge, Ferrell, McClendon, Miller, Nichols, Porter, Smalley, Stansberry, Taliaferro, Williams.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Mas-sad, Massey, Murphy, Payne, Romang, Selman, Short, Smith, Stipe, Terrill, Young.—38.

Excused: Breckinridge, Ferrell, McClendon, Miller, Nichols, Porter, Smalley, Stansberry, Taliaferro, Williams.—10.

The emergency was declared passed.

HB 1286, as amended, was referred for engrossment.

Senator Hamilton presiding.

HB 1210 by Mountford, et al, of the House and Stipe of the Senate was read and considered.

Senators Birdsong and Keels asked to be made coauthors of **HB 1210**, which was the order.

Upon motion of Senator Stipe, **HB 1210**,

as amended, was placed upon third reading and final passage.

THIRD READING

HB 1210 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nich-ols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill.—40.

Excused: Breckinridge, Ferrell, Miller, Porter, Smalley, Stansberry, Williams, Young.—8.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nich-ols, Payne, Romang, Selman, Short, Smith, Stipe, Taliaferro, Terrill.—40.

Excused: Breckinridge, Ferrell, Miller, Porter, Smalley, Stansberry, Williams, Young.—8.

The emergency was declared passed.

HB 1210 was properly signed and or-dered returned to Honorable House.

GENERAL ORDER

HB 1185 by Poulos, et al, of the House and Breckinridge of the Senate was read and considered.

Senator Selman asked to be made a co-author of **HB 1185**, which was the order.

Senator Baldwin moved to amend **HB 1185**, page 2, by striking Section 2, which amendment was declared adopted.

Upon motion of Senator Baldwin, **HB 1185**, as amended, was advanced to en-grossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1185**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1185 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Har-grave, Holden, Horn, Howard, Keels, Lu-ton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nich-ols, Payne, Romang, Selman, Short, Smal-ley, Smith, Stipe, Taliaferro, Terrill.—40.

Excused: Berry, Breckinridge, Ferrell, Miller, Porter, Stansberry, Williams, Young.—8.

The bill was declared passed.

On the question of passage of emergen-cy, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Har-grave, Holden, Horn, Howard, Keels, Lu-ton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nich-ols, Payne, Romang, Selman, Short, Smal-ley, Smith, Stipe, Taliaferro, Terrill.—40.

Excused: Berry, Breckinridge, Ferrell, Miller, Porter, Stansberry, Williams, Young.—8.

The emergency was declared passed.

HB 1185, as amended, was referred for engrossment.

MOTION

P r e s i d e n t Pro Tempore McSpadden moved that all House Bills pending under GENERAL ORDER and WITHOUT REC-OMMENDATION be ordered stricken from

the Calendar, which motion was declared adopted.

Senator Boecher moved that the Senate stand recessed until 1:45 p.m., which motion was declared adopted.

At 1:45 p.m., the Senate reassembled with President Pro Tempore McSpadden presiding.

RESOLUTIONS

By unanimous consent, **SCR 79** by Murphy of the Senate and Williamson of the House was introduced and read as follows:

A Concurrent Resolution designating Yale, Oklahoma as "Home of Jim Thorpe"; and directing distribution.

SCR 79 was read at length, adopted upon motion of Senator Murphy and ordered referred for engrossment.

By unanimous consent, **SR 104** by Selman was introduced, read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 104—By Selman.

A Resolution relating to interim study by the State Legislative Council during the 1968 legislative interim; requesting the executive committee to appoint a special committee to study non-resident hunting license; and directing the filing of a report with recommendations.

WHEREAS, in 1966 Oklahoma sold 3,056 non-resident hunting licenses, and 420 Deer non-resident licenses. This means that 1 1/5% of our total hunters are non-residents which is an insignificant number of hunters; and

WHEREAS, some of our surrounding states charge a lesser fee than does Oklahoma for non-resident licenses; and

WHEREAS, the fee charged in Oklahoma for non-resident licenses affects the economy of Oklahoma insofar as our concessionaires, hotel operators and other businesses are concerned, since considerable money is spent in Oklahoma communities by non-resident hunters.

NOW, THEREFORE, BE IT RE-

SOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council be and is hereby requested to appoint a special committee to study non-resident hunting licenses. At the conclusion of the study, the said special committee is hereby directed to prepare a report with recommendations for submission to the Executive Committee and the First Session of the Thirty-second Oklahoma Legislature.

By unanimous consent, **SCR 80** by Smalley of the Senate and Wolf (Leland), et al, of the House was introduced and read as follows:

A Concurrent Resolution commending and congratulating Dr. and Mrs. George L. Cross and expressing the appreciation, esteem and respect of the Legislature and people of the State of Oklahoma for their many contributions and years of dedicated service toward the building of a better Oklahoma; and directing distribution of copies of this Resolution.

Senators Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young asked to be made coauthors of the Resolution, which was the order.

SCR 80, as coauthored, was read at length, adopted upon motion of Senator Smalley and ordered referred for engrossment.

By unanimous consent, **SR 105** by Boecher and Horn was introduced.

Senators Short, Grantham and Hamilton asked to be made coauthors of **SR 105**, which was the order.

SR 105, as coauthored, was read at length as follows, adopted upon motion of Senator Boecher and ordered referred for enrollment:

SR 105—By Boecher, Horn, Short, Grantham and Hamilton.

A Resolution requesting the Executive Committee of the State Legislative Council to refer to the appropriate standing committee for study during the 1968 Legislative interim the laws of the State concerning the construction and operation of pipelines within the State; and directing a report of findings and recommendations.

WHEREAS, pipelines are a primary vehicle for the transporting of petroleum, gas, petroleum products and other related products and substances; and

WHEREAS, to insure the public safety and welfare certain minimum standards of construction and operation should be followed; and

WHEREAS, appropriate legislation may be needed in this area.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council be and is hereby requested to refer to the appropriate standing committee for study during the 1968 Legislative Interim the laws of the State concerning the construction and operation of pipelines.

SECTION 2. The committee of reference shall, upon completion of the study, file a report of its findings and recommendations with the Executive Committee of the Legislative Council and the First Session of the Thirty-second Oklahoma Legislature.

By unanimous consent, **SR 106** by Massad, Dacus and Taliaferro was introduced, read at length as follows, adopted upon motion of Senator Massad and ordered referred for enrollment:

SR 106—By Massad, Dacus and Taliaferro.

A Resolution requesting the Small Business Administration to cooperate in aiding the Oklahoma Meat Packing Industry to comply with new Federal and State laws and regulations; and directing distribution.

WHEREAS, the availability of a wholesome supply of meat for human consumption is of vital importance to the citizens of Oklahoma and the Nation; and

WHEREAS, the Meat Packing Industry is an important segment of the economy of this State; and

WHEREAS, both Congress and the Legislature of the State of Oklahoma have, within the past year, enacted legislation requiring the packers and processors of meat products to meet certain minimum requirements for the continued operation of the physical plants and equipment used therein; and

WHEREAS, said legislation will necessitate considerable expense and capital outlay for many packers and processors in Oklahoma to comply with said requirements; and

WHEREAS, it will be of extreme importance that adequate funds be made readily available for said packers and processors.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the concern of the Senate be conveyed to the Small Business Administration of the Federal Government regarding the necessity of available funds which will be needed by Oklahoma Meat packers and processors to enable them to comply with Federal and State requirements in the future.

SECTION 2. That the Small Business Administration is urged to give special consideration to requests and applications for loans made to said Federal Agency from members of the Oklahoma Meat

Packing Industry, and to extend its co-operation in every way to aid an important and vital industry in the State of Oklahoma.

SECTION 3. That duly authenticated copies of this Resolution be forwarded to Mr. Robert C. Moot, Director, Small Business Administration; Washington, D. C., to each member of the Oklahoma Congressional delegation, and to Mr. John Vaughn, President, Oklahoma Independent Meat Packers Association.

Senator Massad presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 446—Coauthored by Sparkman, Bamberger and Sokolosky, as amended.

HAs to SB 446 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, SECTION 101 (d). of ARTICLE 1, Lines 33 through 36, by striking the words, "Any parent, guardian or" on Line 33, and by striking all of Lines 34, 35, and 36; and on Page 3, by striking all of Lines 1 through 8.

AMENDMENT NO. 2. Amend Page 3, SECTION 103. (a), ARTICLE I, Line 28, by inserting after the word "court" and before the word "that", the following language: "by means of a verified petition as provided in subsection (b)".

AMENDMENT NO. 3. Amend Page 4, SECTION 105. ARTICLE I, Line 34, by substituting the word "County" for the word "State", after the word "the".

AMENDMENT NO. 4. Amend Page 6, SECTION 109, Lines 16-22, by deleting all the language and substituting the following: "No child shall be questioned about any alleged offense by any law enforcement officer, investigative agency, or employee of the court or the Department unless his parents, guardian, attorney or their legal custodian are present at the interrogation, and not until the child and his parents, or guardian, or other legal custodian shall be full advised of their

constitutional and legal rights, including the right to a jury trial as herein provided, and the right to be represented by counsel at every stage of the proceedings, and the right to have counsel appointed by the court and paid out of the court fund if the parties are without sufficient financial means; provided however that no legal aid or other public or charitable legal service shall make claim for compensation as contemplated herein."

AMENDMENT NO. 5. Amend Page 7, SECTION 111, ARTICLE I, Line 6, by inserting after the word "manner," the following language: "according to the rules of evidence."

AMENDMENT NO. 6. Amend Page 8, SECTION 112. Line 1, by adding a new subsection "(c)" to read as follows: "(c) Prior to the entry of an order of adjudication, any child in custody shall have the same right to be released upon bail as would an adult under the same circumstances."

AMENDMENT NO. 7. Page 10, SECTION 117, ARTICLE I, Line 11, by inserting after the word "care.", the following: "Said medical care, surgery and extraordinary care to be charged to the appropriate agency where the child qualifies for said care under law, rule, regulation or administrative order or decision. Nothing in this section shall abrogate the right of the child to any benefits provided through public funds nor the parent's statutory duty or responsibility to provide said necessities; further, no person, agency or institution shall be liable in a civil suit for damages for authorizing or not authorizing surgery or extraordinary care in an emergency, as determined by competent medical authority."

AMENDMENT NO. 8. Amend Page 10, SECTION 120 (a), ARTICLE I, Line 26 and 27, by striking after the word "any" on Line 26, the word "person" and inserting in lieu thereof the word "child"; and, on Line 27, by striking after the word "within" the words "its jurisdiction" and inserting in lieu thereof the

following language: "the purview of this Act".

AMENDMENT NO. 9. Amend Page 13, SECTION 127 (a), ARTICLE I, Line 20, by adding after the word "Court." the following language: "The records of law enforcement officers concerning juveniles shall be maintained separate from records of arrests, and shall not be open to public inspection, or their contents disclosed to the public, except by order of the court or when criminal proceedings have been instituted."

AMENDMENT NO. 10. Amend Page 15, SECTION 131, Line 20, by adding to the end of SECTION 131 the following paragraph: "For the purpose of terminating parental rights, a father or putative father of an illegitimate child who has not prior to commencement of a proceeding to terminate parental rights to such child, provided parental financial support and care for such child, shall not be deemed to have parental rights to such child, shall not be entitled to notice of any hearing or to participate in such hearing."

AMENDMENT NO. 11. Amend Page 16, SECTION 137 (a), Line 23, by inserting after the word "State" the following words: "or under its licensure".

AMENDMENT NO. 12. Amend Pages 17 and 18, SECTION 141, ARTICLE I, Line 36, by inserting a comma after the word "county", and striking the words on Line 36, and on page 18, Line 1, "having a population less than 100,000, as shown by the last preceding Federal Decennial Census"; and on Page 18, Line 2, after the word "provide", insert the words "or supplement".

AMENDMENT NO. 13. Amend Pages 18-19-20-21-22-23, SECTIONS 201 to 211, inclusive, ARTICLE II, by striking all of ARTICLE II, and inserting in lieu thereof the following new ARTICLE II:

"ARTICLE II

COUNTIES WITH POPULATION OF
OVER 100,000

SECTION 201. In each county having a

population of one hundred thousand (100,000), or more, as shown by the last preceding Federal Decennial Census, there is created a Juvenile Bureau and a Citizen's Advisory Committee.

SECTION 202. The chief administrative officer of the Bureau shall be a director, who shall be subject to the direction and supervision of the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District within budgetary limitations. There shall be sufficient counselors, clerks and assistant clerks to properly conduct the work of the Bureau. The director shall be a person over the age of thirty (30) years, of good character, qualified in social work, and familiar with the problems of juvenile delinquency and dependency. The director and counselors shall be appointed by the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District, from a list of eligible persons established by the Citizen's Advisory Committee at the request of the Presiding Judge of the Judicial Administrative District. Other persons may be employed by the director with the approval of the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District. The director, counselors and other employees may be removed by the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District at any time.

SECTION 203. (a) The director, under the general supervision of the judge, shall organize, direct and develop the administrative work of the court, including the social, financial and clerical work, and he shall perform such other duties as to children as any judge of the court shall direct. The technical and professional employees shall have charge of cases assigned to them for investigation or treat-

ment, and shall perform such other duties as may be assigned to them by the director.

(b) All information obtained in discharge of official duty by any officer or other employee of the court shall be privileged and shall not be disclosed to anyone other than the judge and others entitled under this Act to receive such information, unless and until otherwise ordered by the judge.

SECTION 204. (a) It shall be the duty of the director and other employees of the Bureau, at the request of and under the direction of the Court, to investigate and report on all cases that are pending in the Juvenile Docket of the District Court, and to investigate and report on all cases of dependent and neglected or delinquent children, and children in need of supervision, residing or being in the county. The director and counselors shall have the power to file, or cause to be filed, information or complaint and to institute and commence the necessary legal proceedings for the purpose of carrying into effect the laws of this State relating to dependent and neglected and delinquent children, and children in need of supervision, and the director shall investigate and report to the Court for appropriate legal action the existence and maintenance of any place or public resort or institution in the county which is or may be detrimental to morals and welfare of children. It shall be the duty of the Court Clerk to assign adequate personnel to perform the clerical duties necessary and incidental to the operation of the Juvenile Docket of the Court.

(b) All penal, eleemosynary or other institutions under the jurisdiction of the State of Oklahoma and any law enforcement agency or officer of the State of Oklahoma or of any city or county within the State shall furnish the director and his assistants with any and all information requested by them pertaining to any person under the jurisdiction of the court.

SECTION 205. (a) The director or his assistants may arrest without a warrant a probationer, parolee or any person who is a temporary or permanent ward of the court, or may deputize any other officer or person with power of arrest by giving such officer or person a written statement setting forth that a probationer, parolee or ward of the court has in the judgment of the director or his assistants violated the conditions of probation.

(b) The director and his assistants shall have and are hereby vested with authority to serve all process issued by the court in juvenile dependent, neglect and delinquency cases, and hereby are vested with authority to make arrests in accordance with the laws of this State.

SECTION 206. The director or his assistants shall have authority to transport all juveniles found to come within the purview of this Act to place or places where the order of the court requires such juveniles to be confined or placed, and the director and his assistants shall be paid the actual expenses incurred in carrying out the orders and judgment of the court in addition to a mileage fee of ten cents (10c) per mile for miles actually traveled in executing the duties of the director or assistants by order of the judge.

SECTION 207. (a) The salary of the director and other employees of the Bureau and Detention Home shall be fixed by the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District. The salary of the director shall not exceed ninety percent (90%) of Class A officers' salaries of county officers.

(b) Judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District may fix a limit on the amount of expenses that may be incurred by the director and his assistants, such limit to be in his judgment adequate to care for the expenses necessary

to carry out the orders of the court in an efficient and expedient manner. The director and his assistants and other personnel of the court shall keep and maintain their offices at the place where the office of the judge of the court is kept, unless the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District shall direct otherwise. The offices of the director and his assistants shall contain adequate equipment, desk space and consultation rooms necessary for approved office procedure.

(c) The director and his assistants shall in addition to their salaries, be paid ten cents (10c) per mile while traveling in the investigation of cases for the court and supervising probationers.

(d) In all counties having a Juvenile Bureau, the budget of the Juvenile Bureau for salaries and expenses of the director, counselors and other employees shall be established and funded as follows: All expenses incurred in complying with the provisions of this Act shall be a county charge. The salaries and other compensation of all employees of the Juvenile Bureau shall be fixed by the judge, within the limit of the total appropriations therefor. It is made the duty of the County Excise Board to make the necessary appropriation and levy for the payment of salaries of the director, and all other employees, together with the expenses of administering said Bureau, consistent with the duty to do likewise with the budget estimates of other county officers under the Board's jurisdiction, as required by the Constitution and laws of this State.

(e) All expenses created by the director and counselor in carrying out the orders of the judge of the court shall be reported to the judge of the Juvenile Division under oath, and such expenses shall not be paid by the Board of County Commissioners until such judge shall, by order entered of record, approve such

accounts, and such judge may hear testimony as to the correctness thereof. A certified copy of the order of approval shall be filed in the office of the County Clerk and shall be authority to the Board of County Commissioners to disburse the necessary funds in payment thereof, provided payment of the same comes within the budgetary provisions of the Bureau as established in subsection (d) hereof.

SECTION 208. A detention home may be established as a part of the Juvenile Bureau of the court. Judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District may appoint necessary technicians and other employees for such home in the same manner as is provided herein for the appointment of other employees of the Bureau, their salaries to be fixed and paid in the same manner as the salaries of other employees.

SECTION 209. (a) To aid in the more effective administration of the statutes relating to juveniles and for the purpose of counsel and advice, there is created a Citizen's Advisory Committee consisting of a minimum of seven (7) members appointed by the judge of the Juvenile Division to serve without pay assigned to try juvenile cases, who shall serve for a period of four (4) years and until their successors are appointed. Provided, persons appointed to citizens' advisory boards under the provisions of Title 20, Oklahoma Statutes 1961, Sections 849 and 904, shall serve as members of the Citizen's Advisory Committee in their respective counties for the remainder of the terms for which they were appointed.

(b) The membership of such Committee shall contain an official or employee of the public schools of the county, a professional social worker employed by any recognized social agency in the county, a member of the Board of County Commissioners of the county, an attorney licensed to practice in the State of Oklahoma to be selected by the members of

the County Bar Association of the County, and three (3) other members selected at will by the judge of the Juvenile Division; and of the seven (7) members, three (3) shall be women, and all members shall, at the date of their appointment, have been residents of the county for at least one (1) year preceding the date of their selection.

SECTION 210. The provisions of this Article shall govern the appointment of all personnel for the Juvenile Docket of the District Court in any county referred to in Section 201. Provided, employees now holding positions in a Juvenile or Children's Court shall remain in similar positions in the Juvenile Bureau until such time as the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District shall otherwise direct, and any balances in appropriations for the maintenance and operation of the administrative personnel and organization under a Juvenile Court Act or Children's Court Act shall continue to be appropriated and shall be used for the operation of the Juvenile Bureau in the performance of duties set forth herein.

AMENDMENT NO. 14. Amend Page 23, SECTION 301, ARTICLE III, Line 8, by striking after the word "in", the words "Supreme Court", and by inserting after the word "Judicial", the word "Administrative".

AMENDMENT NO. 15. Amend Page 23, SECTION 303, ARTICLE III, Line 24, by striking after the word "any" the words "Supreme Court", and by inserting after the word "Judicial" the word "Administrative".

AMENDMENT NO. 16. Delete the Title and substitute the following:

"AN ACT RELATING TO CHILDREN; DEFINING TERMS; DEALING WITH DELINQUENT CHILDREN, DEPENDENT AND NEGLECTED CHILDREN, AND CHILDREN IN NEED OF SUPER-

VISION; DEFINING POWERS OF DISTRICT COURTS; PRESCRIBING PROCEDURE IN CERTAIN CASES; DEALING WITH CARE AND CUSTODY OF CHILDREN AND TERMINATION OF PARENTAL RIGHTS; RESTRICTING QUESTIONING OF CHILDREN BY LAW ENFORCEMENT OFFICERS AND PROVIDING FOR COUNSEL; PROVIDING FOR PETITION, HEARING AND POWERS OF COURT; PROVIDING FOR JUVENILE PROBATIONARY SERVICES; ESTABLISHING DOMESTIC RELATIONS BUREAU IN COUNTIES WITH POPULATION OF 100,000; PROVIDING FOR DETENTION OF CERTAIN CHILDREN; PROVIDING FOR OPERATION OF CHILDREN'S INSTITUTIONS, AND FOR PAROLE AND AFTERCARE SERVICES, AND DEFINING POWERS OF DEPARTMENT OF PUBLIC WELFARE; REPEALING 10 O.S. 1961, § § 101 TO 114.5, INCLUSIVE, AND 121.1 TO 127.13, INCLUSIVE, AND 181 TO 360.7, INCLUSIVE; AND 20 O.S. 1961, § § 771 TO 907, INCLUSIVE, AND CHAPTER 122, OKLAHOMA SESSION LAWS 1963, AND CHAPTERS 70, 135, 174, 203, 225, AND 507, OKLAHOMA SESSION LAWS 1965, AND CHAPTERS 97, 127, AND 159, OKLAHOMA SESSION LAWS 1967; MAKING PROVISIONS OF ACT SEVERABLE; FIXING EFFECTIVE DATE OF ACT; AND DECLARING AN EMERGENCY.

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 594**—As co-authored.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 594** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee on Ap-

propriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 594, entitled:

AN ACT MAKING PUBLIC EMPLOYEES,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the recommendation: That the following Conference Committee Substitute be adopted, as coauthored by Smalley and Baggett of the Senate.

CCS for HB 594—By Mountford of the House and Smalley and Baggett of the Senate.

An Act relating to the Oklahoma Public Employees Retirement System; amending Sections 2, 13, 15 and 19 of Chapter 50, O.S.L. 1963, as amended, (74 O.S. Supp. 1967 § § 902, 913, 915 and 919); defining compensation and other terms; including cities and towns as eligible employers; making volunteer firemen and retired members of the Armed Services eligible; providing for crediting of prior and participating service; increasing benefits for prior service; increasing payroll deductions; establishing benefits for State elected officials; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 2, of Chapter 50, O. S. L. 1963, as amended, (74 O. S. Supp. 1967, § 902) is amended to read as follows:

§ 902. The following words and phrases shall have the following meanings respectively ascribed to each of them, unless a different meaning is plainly required by the context:

(1) "System," the Oklahoma Public Employees Retirement System as established by this act and as it may hereafter be amended;

(2) "Accumulated Contributions," the sum of all contributions by a member to

the system which shall be credited to the member's account;

(3) "Act," sections 1 to [28] 31 inclusive and any amendments thereto;

(4) "Actuarial Equivalent," a deferred income benefit of equal value to the accumulated deposits or benefits when computed upon the basis of the actuarial tables in use by the system;

(5) "Actuarial Tables," the actuarial tables approved and in use by the board at any given time;

(6) "Actuary," the actuary or firm of actuaries employed by the board at any given time;

(7) "Agent," the individual designated by each participating employer through whom system transactions and communications shall be directed;

(8) "Beneficiary," any person named by a member to receive any benefits as provided for by this act. If there is no beneficiary living at time of member employee's death, his estate shall be the beneficiary;

(9) "Board of Trustees," the managing body of the system which shall be known as the Oklahoma Public Employees Retirement System Board of Trustees;

(10) "Compensation," all salary and wages, exclusive of payment for overtime, payable to a member of the system for personal services performed for a participating employer, including maintenance, or any allowance in lieu thereof provided a member as a part of compensation but shall not include compensation or reimbursement for traveling, or moving expenses, or any compensation in excess of [Six Thousand Six Hundred Dollars (\$6,600.00)] SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$7,800.00) per annum;

(11) "Credited Service," the sum of participating service and prior service;

(12) "Dependent," a parent, child, or spouse of a member who is dependent upon the member for at least one-half ($\frac{1}{2}$) of his support;

(13) "Effective Date," the date upon which the system becomes effective by operation of law;

(14) "Eligible Employer," the State of Oklahoma and any county, CITY OR TOWN whose employees are covered by social security and are not covered by or eligible for another retirement plan authorized under the laws of the State of Oklahoma which is in operation on the initial entry date.

(a) If a class or several classes of employees of any above defined employers are covered by social security and are not covered by or eligible for and will not become eligible for another retirement plan authorized under the laws of the State of Oklahoma, which is in operation on the effective date, such employer shall be deemed an eligible employer, but only with respect to that class or those classes of employees as defined in this section.

(b) A class or several classes of employees who are covered by social security and are not covered by or eligible for and will not become eligible for another retirement plan authorized under the laws of the State of Oklahoma, which is in operation on the effective date, and when the qualifications for employment in such class or classes are set by state law; and when such class or classes of employees are employed by county or municipal government pursuant to such qualifications; and when the services provided by such employees are of such nature that they qualify for matching by or contributions from state or federal funds administered by an agency of state government which qualifies as a participating employer, then the agency of state government administering the state or federal funds shall be deemed an eligible employer, but only with respect to that class or those classes of employees as defined in this subsection; provided, that the required contributions to the retirement plan may be withheld from the contributions of state or federal funds administered by the state agency and transmitted to the

system on the same basis as the employee and employer contributions are transmitted for the direct employees of the state agency. THE RETIREMENT OR ELIGIBILITY FOR RETIREMENT UNDER THE PROVISIONS OF LAW PROVIDING PENSIONS FOR SERVICE AS A VOLUNTEER FIREMAN SHALL NOT RENDER ANY PERSON INELIGIBLE TO PARTICIPATION IN THE BENEFITS PROVIDED FOR IN THIS ACT.

(15) "Employee," any officer or employee of a participating employer, *[including those classes described in subsection 15(b),]* whose employment is not seasonal or temporary and whose employment requires at least one thousand (1,000) hours of work per year and whose salary or wages is at least Ninety Dollars (\$90.00) per month OR A SALARY ESTABLISHED BY STATUTE TO BE MORE THAN NINETY DOLLARS (\$90.00) PER MONTH, but not including:

(a) any employee who is covered by or eligible for or who will become eligible for another retirement plan authorized under any other law of this state in operation on the entry date, except that this definition shall not exclude any person as defined herein who is covered only by social security; or who prior to being employed in employment subject to this act was covered by the Teachers' Retirement System and still retains eligibility under said system or Social Security or both.

[(b) any person who has retired as a member of a regular component of any of the uniform armed services of the United States; provided, that a person who has retired or hereafter retires as a member of a reserve component of any of the uniform services of the United States shall not be excluded from the definition of "employee" by reason thereof;

[(c)] (B) any employee who is a contributing member of the United States Civil Service Retirement System;

[(d)] (C) any officer or employee of the Grand River Dam Authority, the

Wild Life Conservation Department or the Oklahoma Employment Security Commission or any other class of officers or employees specifically exempted by the laws of the State of Oklahoma.

(16) "Entry Date," the date as of which an eligible employer joins the system. The first entry date pursuant to this act shall be January 1, 1964;

(17) "Executive Secretary," the managing officer of the system employed by the board under this act;

(18) "Final Average Compensation," the average annual salary up to, but not exceeding *【Six Thousand Six Hundred Dollars (\$6,600.00)】* SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$7,800.00) received during any five (5) of the last ten (10) years of participating service immediately preceding retirement or termination of employment, or, if participating service is less than five (5) years, the average annual compensation up to but not exceeding *【Six Thousand and Six Hundred Dollars (\$6,600.00)】* SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$7,800.00) paid to the member during the full period of participating service;

(19) "Fiscal Year," of the Oklahoma Public Employees Retirement System, the period commencing July 1 of any year and ending June 30 of the next year;

(20) "Oklahoma Public Employees Retirement Fund," the fund created by this act for payment of expenses and benefits under the system and referred to herein as the "fund";

(21) "Leave of Absence," a period of absence from employment without pay, authorized and approved by the employer and acknowledged to the board, and which after the effective date does not exceed one (1) year;

(22) "Member," an eligible employee who is in the system and is making the required employee contributions, or any former employee who shall have made

the required contributions to the system and shall have not received a refund;

(23) "Military Service," service in the armed forces of the United States in time of war or national emergency, which service is immediately preceded by a period of employment with a participating employer and is followed by return to employment as an employee with the same or another participating employer within ninety (90) days immediately following discharge from such military service;

(24) "Normal Retirement Date," the date on which a member may retire with full retirement benefits, pursuant to this act, namely, the first day of the month coinciding with or following his sixty-fifth (65th) birthday;

(25) "Participating Employer," an eligible employer who has agreed to make contributions to the system on behalf of its employees;

(26) "Participating Service," the period of employment after the entry date for which credit is granted a member;

(27) "Prior Service," the period of employment of a member by an eligible employer prior to his entry date for which credit is granted a member under this act;

【(28) "Prior Service Annual Salary," the highest annual salary (not including any amounts received as payment for overtime or as reimbursement for traveling or other expenses; but not exceeding Four Thousand Dollars (\$4,000.00) received by the member from the current employer in any one of the three calendar years immediately preceding January 1, 1964, or the entry date of employer, whichever is later; provided, that if a member entered the employment of the state during the calendar year 1963, the prior service annual salary shall be computed by multiplying his highest monthly compensation received in said year by twelve, but the annual salary so computed shall

not exceed Four Thousand Dollars (\$4,000.00);]

[(29)] (28) "Retirant," a member who retired under the system;

[(30)] (29) "Retirement Benefit," a monthly income with benefits accruing from the first day of the month coinciding with or following retirement and ending on the first day of the month in which death occurs or the actuarial equivalent thereof paid in such manner as specified by the member pursuant to this act or as otherwise allowed to be paid at the discretion of the board;

[(31)] (30) "Social Security," means the old age survivors and disability section of the federal social security act; and

[(32)] (31) "Total Disability," a physical or mental disability accepted for disability benefits by the federal social security system.

SECTION 2. Section 13, Chapter 50, O. S. L. 1963, as amended, (74 O. S. Supp. 1967, § 913) is amended to read as follows:

§ 913. (1) Prior service shall be credited as follows:

(a) A member shall receive full credit for continuous employment prior to the entry date with his employer on the entry date. Provided, that if the employee was employed on or before the fifteenth (15th) day of March[, 1963] OF THE YEAR IMMEDIATELY PRECEDING THE ENTRY DATE OF HIS EMPLOYER, continuously by the employer who is his employer on his entry date, then all previous employment with any participating employer whether or not continuous shall be credited, otherwise no credit shall be granted for employment prior to a break in continuous employment.

(b) Leaves of absence and military service leaves shall not be counted as breaks in continuous employment; however, military service which is immediately preceded and followed by employment with a participating employer shall

be credited, but leaves of absence shall not be credited. The burden of proof regarding prior service shall be with the member and shall be documented in such manner as the board may direct.

(c) An elective state or county official who is ineligible for membership as a result of any applicable state law or constitutional provision making him ineligible solely because of his being such an official at the time of his eligibility for membership at the time his employer becomes a participating employer shall nevertheless not forfeit the prior service credit to which he would be entitled except for such ineligibility, provided that he either (i) becomes an employee of a participating employer within one hundred twenty (120) days of the expiration of his term of office current at the time of his eligibility except for his being an elective state or county official, or (ii) within a period of four (4) years after the expiration of his term of office current at the time of his eligibility except for his being an elective state or county official, is elected as a state or county official and thereupon becomes a member of the system, or (iii) has completed ten (10) years of credited service as of the date of his eligibility for membership except for his being an elective state or county official.

[(d) Any state elected official having completed ten years or more of credited service as an elected state official shall receive a minimum of Seventy Five Dollars (\$75.00) monthly benefits.]

(D) ALL ELECTED STATE OFFICIALS HAVING COMPLETED EIGHT (8) YEARS OR MORE OF CREDITED SERVICE AS AN ELECTED STATE OFFICIAL AND HAVING PAID TO THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM SUFFICIENT CONTRIBUTIONS WHICH SHALL BE DETERMINED BY THE BOARD OF TRUSTEES SHALL RECEIVE A MINIMUM OF SEVENTY-FIVE DOLLARS (\$75.00) MONTHLY BENEFITS AND SHALL RECEIVE AN ADDITIONAL TWELVE DOL-

LARS AND FIFTY CENTS (\$12.50) PER MONTH FOR EACH ADDITIONAL YEAR OF SERVICE NOT TO EXCEED TOTAL BENEFITS OF TWO HUNDRED DOLLARS (\$200.00) PER MONTH AS PROVIDED IN THIS SUBSECTION.

(e) Beginning July 1, 1965, all employees of the Department of Public Welfare shall participate in the Oklahoma Public Employees Retirement System to the same extent as other employees of participating employers in such system. Provided, that any employee performing teaching services in the Oklahoma School for the Deaf or the Oklahoma School for the Blind may elect to participate in the Teachers' Retirement System of Oklahoma in lieu of the Oklahoma Public Employees Retirement System; and any other employee at each such institution or any other institution under the jurisdiction of the Oklahoma Department of Public Welfare, participating in the Teachers' Retirement System of Oklahoma, may elect to continue to participate in such system in lieu of the Oklahoma Public Employees Retirement System. All employees who shall have participated in the Teachers' Retirement System of Oklahoma and not continuing therein shall have the right to withdraw their membership from the Teachers' Retirement System of Oklahoma on the same terms as other members withdrawing from such system before retirement. Provided, all persons employed at the Oklahoma School for the Blind and Oklahoma School for the Deaf on June 30, 1965, who become subject to the Oklahoma Public Employees Retirement System, on July 1, 1965, shall receive credit for prior service and be eligible for participation, regardless of age.

(2) Participating service shall be credited as follows:

(a) A member shall receive credit for participating service with a participating employer in accordance with the rules and regulations established by the board; provided, however, that no more than one (1) calendar quarter of participating serv-

ice shall be credited for any employment within one (1) calendar quarter.

(b) A member born before 1905 and having ten (10) or more years of prior service on the first entry date may convert up to one-half ($\frac{1}{2}$), but not to exceed ten (10) years, of any such prior service to participating service and be entitled to the benefits for participating service by applying to the board and paying into the system on or before January 1, 1965, a sum of money determined by the board to be actuarially equivalent to the contributions necessary to pay participating service benefits based on the age and earnings of any such member.

(c) Leaves of absence and military service shall not count as a break in continuous employment provided the member leaves his accumulated contribution on deposit with the fund; however, the period of military service shall be credited but leaves of absence shall not be credited.

(d) A period of retirement under the system or a period of total disability, immediately followed by employment with a participating employer, shall not count as a break in continuous employment; provided, that such periods while not employed shall not be credited.

(e) Termination of employment with a participating employer followed by employment with the same or another participating employer within one hundred twenty (120) days shall not constitute a break in continuous employment; provided, that such period while not employed shall not be credited as participating service.

(3) In determining the number of years of credited prior service or participating service, a fractional year of six (6) months or more shall be considered as one (1) year and a fractional year of less than six (6) months shall be disregarded.

SECTION 3. Section 15 of Chapter 50, O. S. L. 1963, as amended, (74 O. S. Supp. 1967, § 915) is amended to read as follows:

§ 915. (1) Any member who shall re-

tire on or after his normal retirement date shall be entitled to receive an annual retirement benefit equal to the sum obtained by adding an amount for participating service and an amount for prior service determined as herein provided. The amount for prior service shall be equal to *[one half of one per cent of the member's prior service annual salary]* THE SUM OF SIXTY DOLLARS (\$60.00) PER ANNUM multiplied by the number of years of prior service entitled to credit as provided in Section 13 of this act. The amount for participating service shall be equal to one and one-fourth per cent (1¼%) of the member's final average salary multiplied by the number of years of participating service entitled to credit as provided in Section 13 of this Act.

(2) Any member who shall retire before the normal retirement date shall receive an annual retirement benefit equal to the actuarial equivalent of but not exceeding the benefit payable had the member retired on the normal retirement date but based upon the member's final average salary and years of participating and prior service to date of actual retirement.

(3) Upon death of a retirant, there shall be paid to his beneficiary an amount equal to the excess, if any, of his accumulated contributions over the sum of all retirement benefit payments made.

(4) Such annual retirement benefits shall be paid in equal monthly installments, except that the board may provide for the payment of retirement benefits which total less than Two Hundred Forty Dollars (\$240.00) a year on other than a monthly basis.

(5) In the event that an application in such form as may be prescribed by the board for any amount due under the provisions of this act is not filed with the office of the retirement system by the person entitled to same within one (1) year of the date such amount became due and payable, an amount equal to same shall be transferred to the retirement benefit accumulation reserve and such

amount shall no longer be due and payable; however, if any such person shall present evidence satisfactory to the board that his failure to file such application within said time period was due to lack of knowledge or incapacity on his part, the amount equal to the amount originally due shall be transferred from the retirement benefit accumulation reserve to the reserve or reserves from which such transfer was initially made and the amount originally due shall be paid to such person.

SECTION 4. Section 19 of Chapter 50, O. S. L. 1963 (74 O. S. Supp. 1967, § 919) is amended to read as follows:

§ 919. Each participating employer, beginning with the first monthly payroll for service performed after the entry date, shall deduct from the compensation of each member three per cent (3%) of the first Three Hundred Seventy-Five Dollars (\$375.00) of his compensation each month and four per cent (4%) of his monthly compensation in excess of Three Hundred Seventy-Five Dollars (\$375.00) but not exceeding *[Five Hundred Fifty Dollars (\$550.00)]* SIX HUNDRED FIFTY DOLLARS (\$650.00); provided that additional sums may be deducted upon the authorization for payroll deduction by individual members for such other benefits as the board is authorized herein to administer. Such deductions shall be remitted quarterly, or as the board may otherwise provide, to the executive secretary for deposit in the Oklahoma Public Employees Retirement Fund. Such deductions shall be credited to the members' individual accounts.

SECTION 5. 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 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.

SENATE CONFEREES: Baldwin (Chairman), Gee, Grantham, Romang, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Hopkins, Hutchins (Walter), Miskelly, Odom (V. H.), Skeith, Spearman, and Wolf (Leland).

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1139, 1181, 1307 and HJR 559, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1212, requesting Conference and naming Conferees as follows: Clemons, Abbott and Odom (Martin).

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 873.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 873 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 873, and Engrossed Senate Amendments thereto, by Harrison and Hunter of the House and Williams of the Senate entitled:

AN ACT RELATING TO THE COMMISSIONERS OF THE LAND OFFICE; AMENDING SECTION 2, CHAPTER 289, O. S. L. 1963 (64 O. S. SUPP. 1965, § 100); INCREASING THE RATE OF INTEREST TO BE PAID ON THE BALANCE OF THE PURCHASE PRICE OF ANY AND ALL LANDS SOLD UNDER SALES CONTRACT AFTER THE EF-

FECTIVE DATE 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 recommendation:

Senate Amendments Nos. 1, 2, 4, 5 and 6 rejected.

Senate Amendment No. 2 accepted.

That the following conference committee substitute be adopted.

CCS for 873—By Harrison et al, of the House and Williams of the Senate.

An Act relating to the Commissioners of the Land Office; amending Section 2, Chapter 289, O. S. L. 1963 (64 O. S. Supp. 1965, § 100); increasing the rate of interest to be paid on the balance of the purchase price of any and all lands sold under sales contract after the effective date of this Act; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 2, Chapter 289, O. S. L. 1963 (64 O. S. Supp. 1965, § 100), is amended to read as follows:

§ 100. The balance of the purchase price of any and all lands sold by the Commissioners of the Land Office after the effective date of this Act under sales contract shall bear interest at the rate of **[four and one half]** FIVE percent **[4½%]** (5%) per annum, and all delinquent installments, both principal and interest, shall bear interest at the rate of **[six]** TEN PERCENT **[(6%)]** (10%) per annum until paid.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

FOR THE SENATE: Williams, Field, Ferrell.

FOR THE HOUSE: Harrison, Bradley, Ferrell.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 722, and naming House Conferees as follows: Conaghan, Bickford and Sparkman.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 135 and 447.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCRs 74, 75 and 76.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 68—Coauthored by Sokolosky.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading and transmitting HBs 981, 1173, 1176, 1209, 1216, 1219, 1231, 1263, 1271 and HJRs 545 and 563.

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 the signing of and transmitting for signature Enrolled HCR 590.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 768 and HB 980 each correctly engrossed.

Engrossed SAs to and Engrossed HB 980,

as amended, was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCRS

Upon motion of Senator Selman, the Conference Committee Report on SB 493 was declared adopted.

SB 493, 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: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Terrill.—30.

Nay: Murphy, Smalley.—2.

Excused: Berry, Bradley, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, Holden, Howard, Martin, Miller, Porter, Stipe, Taliaferro, Williams, Young.—16.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill.—32.

Excused: Berry, Bradley, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, Holden, Howard, Martin, Miller, Porter, Stipe, Taliaferro, Williams, Young.—16.

The emergency was declared passed.

SB 493, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Garrison, the Conference Committee Report on SB 457 was declared adopted.

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Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Nichols, Porter, Romang, Selman, Short, Smith, Stansberry, Stipe, Young.—34.

Excused: Baggett, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, McClendon, Miller, Murphy, Payne, Smalley, Taliaferro, Terrill, Williams.—14.

The Bill as amended in Conference, was declared passed.

SB 538, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Smith, the Conference Committee Report on SB 427 was declared adopted.

SB 427, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Young.—35.

Excused: Baggett, Bradley, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, McClendon, McSpadden, Miller, Taliaferro, Terrill, Williams.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Young.—35.

Excused: Baggett, Bradley, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, McClendon, McSpadden, Miller, Taliaferro, Terrill, Williams.—13.

The emergency was declared passed.

SB 427, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Gee, the Conference Committee Report on SB 539 was declared adopted.

SB 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—36.

Excused: Breckinridge, Ferrell, Findeiss, Garrett, Ham, Hargrave, Martin, Miller, Nichols, Porter, Taliaferro, Williams.—12.

The Bill as amended in Conference, was declared passed.

SB 539, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Gee, the Conference Committee Report on SB 586 was declared adopted.

SB 586, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Murphy, Payne, Porter, Romang,

Excused: Baggett, Bradley, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, McClendon, McSpadden, Miller, Taliaferro, Terrill, Williams.—13.

The emergency was declared passed.

SB 427, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Gee, the Conference Committee Report on SB 539 was declared adopted.

SB 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: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—36.

Excused: Breckinridge, Ferrell, Findeiss, Garrett, Ham, Hargrave, Martin, Miller, Nichols, Porter, Taliaferro, Williams.—12.

The Bill as amended in Conference, was declared passed.

SB 539, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Gee, the Conference Committee Report on SB 586 was declared adopted.

SB 586, 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: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Dacus, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Murphy, Payne, Porter, Romang,

Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—36.

Excused: Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Ham, Hargrave, Martin, Massey, Miller, Nichols, Williams.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Dacus, Field, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Murphy, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—36.

Excused: Bradley, Breckinridge, Ferrell, Findeiss, Garrett, Ham, Hargrave, Martin, Massey, Miller, Nichols, Williams.—12.

The emergency was declared passed.

SB 586, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Howard, the Conference Committee Report on SB 588 was declared adopted.

SB 588, 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: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Garrison, Grantham, Graves, Hamilton, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massad, Massey, Payne, Selman, Short, Smalley, Smith, Stipe, Terrill, Young.—27.

Nay: Dacus, Field, Holden, McClendon, Murphy, Romang, Stansberry.—7.

Excused: Berry, Breckinridge, Ferrell, Findeiss, Garrett, Gee, Ham, Hargrave, Martin, Miller, Nichols, Porter, Taliaferro, Williams.—14.

The Bill as amended in Conference, was declared passed.

SB 588, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Howard, the Conference Committee Report on **SB 602** was declared adopted.

SB 602, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Luton, McSpadden, Massad, Massey, Murphy, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—25.

Nay: Baldwin, Berrong, Bradley, Dacus, Field, Horn, Keels, McClendon, Short.—9.

Excused: Breckinridge, Ferrell, Findeiss, Garrett, Ham, Hargrave, McGraw, Martin, Miller, Nichols, Payne, Porter, Stansberry, Williams.—14.

The Bill as amended in Conference, was declared passed.

SB 602, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Baggett, the Conference Committee Report on **SB 585** was declared adopted.

SB 585, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Dacus, Garrison, Gee, Hamilton, Horn, Howard, Keels, Luton, McClendon, McGraw, Massad, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill.—27.

Nay: Boecher, Field, Grantham, Graves, Payne.—5.

Excused: Breckinridge, Ferrell, Findeiss, Garrett, Ham, Hargrave, Holden, McSpadden, Martin, Massey, Miller, Murphy, Porter, Taliaferro, Williams, Young.—16.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill.—33.

Nay: Payne.—1.

Excused: Breckinridge, Ferrell, Findeiss, Garrett, Ham, Hargrave, Holden, Martin, Massey, Miller, Murphy, Porter, Williams, Young.—14.

SB 585, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Gee, the Conference Committee Report on **SB 612** was declared adopted.

SB 612, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill.—32.

Excused: Atkinson, Berrong, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, Holden, Martin, Miller, Murphy, Payne, Stipe, Taliaferro, Williams, Young.—16.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill.—32.

Excused: Atkinson, Berrong, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, Holden, Martin, Miller, Murphy, Payne, Stipe, Taliaferro, Williams, Young.—16.

The emergency was declared passed.

SB 612, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Grantham, the Conference Committee Report on **HB 1279** was declared adopted.

HB 1279, 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: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Nichols, Romang, Short, Smalley, Smith, Stansberry, Terrill.—31.

Nay: Baggett, Baldwin, Selman.—3.

Excused: Breckinridge, Ferrell, Findeiss, Ham, Hamilton, Holden, Miller, Murphy, Payne, Porter, Stipe, Taliaferro, Williams, Young.—14.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Horn, Howard, Keels, Luton,

McClendon, McGraw, McSpadden, Martin, Massad, Massey, Nichols, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill.—32.

Nay: Baggett, Baldwin.—2.

Excused: Breckinridge, Ferrell, Findeiss, Ham, Hamilton, Holden, Miller, Murphy, Payne, Porter, Stipe, Taliaferro, Williams, Young.—14.

The emergency was declared passed.

HB 1279, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Smith, the Conference Committee Report on **HB 547** was declared 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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Terrill, Young.—29.

Nay: Berry, Boecher, Dacus, Field, Ham, Hamilton, Horn, McClendon, Martin, Massad, Stipe.—11.

Excused: Breckinridge, Ferrell, Findeiss, Massey, Miller, Payne, Taliaferro, Williams.—8.

The Bill as amended in Conference, was declared passed.

HB 547, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Baggett, the Senate refused to concur in **HAs** to **SJR 13** and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the

appointment of the following Senate Conferees under **SJR 13**: Porter, Hargrave and Young.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Terrill, the Senate concurred in **HAS** to Engrossed **SB 746**.

SB 746, 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: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—40.

Excused: Baldwin, Breckinridge, Ferrell, Findeiss, Miller, Payne, Stansberry, Williams.—8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—40.

Excused: Baldwin, Breckinridge, Ferrell, Findeiss, Miller, Payne, Stansberry, Williams.—8.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

FIRST READING

By unanimous consent, upon request of Senator Baggett, Rule 31-j was ordered

suspended for the purpose of introducing **SJR 71**, which was read for the first time as follows:

SJR 71—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed Constitutional Amendment to Section 23 of Article 10, of the Oklahoma Constitution; requiring State Board of Equalization to make itemized estimate of revenues to be received by the State during next ensuing fiscal year; providing that estimate not exceed total revenue accrued to any fund for preceding fiscal year plus or minus an amount equal to the percentage rate of increase or decrease in the revenues which accrued to each such fund during the three last preceding years plus any cash surplus for preceding fiscal year; prohibiting legislature from making appropriations until estimate is made; making null and void appropriations in excess of estimate; providing for allocation of revenue to appropriations; providing limitations upon deficiency certificates; providing limitations against creation of indebtedness for payment of deficiency; providing ballot title; and ordering special election.

Senator Hamilton presiding.

RESOLUTIONS

By unanimous consent, **SR 107** by Porter was introduced and read as follows:

A Resolution requesting that the Oklahoma University Board of Regents name Social Science Center presently under construction on the campus of the University of Oklahoma the "Dr. Martin Luther King, Jr. Center"; and directing distribution.

Senator Smalley asked unanimous consent that consideration of **SR 107** be deferred and that the Resolution be referred to the Committee on Education, which was the order.

By unanimous consent **SCR 81** by Smith was introduced, read as follows, and con-

sideration deferred for this legislative day, pursuant to Rule 13-a.

A Concurrent Resolution relating to the Southern Regional Education Compact; serving notice on the Board of Control for Southern Regional Education that the State of Oklahoma will withdraw membership in said Compact pursuant to the provisions therefor; and directing that a certified copy of this Resolution be forwarded to the Board of Control for Southern Regional Education and to the Governor of each state which is a party to said Compact.

By unanimous consent, **SCR 82** by McSpadden of the Senate and Privett, et al, of the House was introduced and read as follows:

A Concurrent Resolution creating a special committee to make a study of how programs administered by the Department of Public Welfare would be affected by a constitutional amendment making it impossible for the Department of Public Welfare to finance such programs with dedicated funds.

Senators Baggett and Gee asked to be made coauthors of the Resolution, which was the order.

SCR 82, as coauthored, was read at length, adopted upon motion of President Pro Tempore McSpadden and ordered referred for engrossment.

PENDING SENATE ACTION

SCR 77 by Nichols and Garrison of the Senate and Skeith, et al, of the House was called up for consideration.

SCR 77 was read at length, adopted upon motion of Senator Nichols and ordered referred for engrossment.

Senator Boecher moved, that when the Clerk's desk is cleared, the Senate stand adjourned until 1:00 p.m., tomorrow, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 554 correctly engrossed.

Engrossed SAs to and Engrossed **HB 554**, as amended, were properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **SB 556** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We your Conference Committee to whom was referred **ENGROSSED SENATE BILL NO. 556**, and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO CIVIL PROCEDURE; AMENDING 12 O. S. 1961, § 1280; PROVIDING THAT A PARTY TO AN ACTION FOR DIVORCE GRANTED IN THIS STATE WHO, WHILE HIS OR HER SPOUSE IS LIVING, MARRIES AND COHABITS WITH ANOTHER HUSBAND OR WIFE WITHIN SIX MONTHS FROM THE DATE OF THE DECREE OF DIVORCEMENT, OR BEFORE THE EXPIRATION OF THIRTY DAYS AFTER THE DATE WHEN A FINAL JUDGMENT IN AN APPEAL FROM THE DECREE OF DIVORCEMENT BECOMES FINAL SHALL, UPON CONVICTION, BE PUNISHED AND EITHER PARTY TO THE SECOND MARRIAGE MAY, WITHIN SIX MONTHS, PETITION FOR ANNULMENT OF SAID MARRIAGE; AMENDING 12 O. S. 1961, § 1282; PROVIDING THAT A DECREE OF DIVORCE WHICH IS APPEALED DOES NOT BECOME FINAL UNTIL DETERMINATION OF THE APPEAL, EXCEPT THAT TIME INVOLVED IN APPEAL SHALL BE USED IN COMPUTING SIX MONTHS' TIME PERIOD; PROVIDING AN APPEAL OF A JUDGMENT GRANTING OR DENYING A DIVORCE SHALL BE GOVERNED BY THE SAME PROCEDURE AS OTHER APPEALS; AND REPEALING 12 O. S. 1961, § § 1281 AND 1281b. beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Honorable House recede from Amendment No. 1.

2. That the Honorable House recede from Amendment No. 2.

3. That the Honorable House recede from Amendment No. 3.

4. That the Honorable Senate concur in Amendment No. 4.

5. The Conference Committee recommends the following Amendment: Page 1, line 31, by striking after the word "not" and before the word "more" the following language "less than one (1) year nor".

FOR THE SENATE: Gee, Smalley, Hamilton.

FOR THE HOUSE: Peterson, McCune, Thompson.

The following CCR on SB 620 was read and consideration deferred:

Mr. President

and

Mr. Speaker

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 620, and Engrossed House Amendments thereto, by Williams and Ferrell of the Senate and Harrison, Kamas and Hunter of the House entitled:

AN ACT RELATING TO THE COMMISSIONERS OF THE LAND OFFICES: *** PROVIDING RULES AND REGULATIONS FOR THE INVESTMENT OF SUCH FUNDS IN FARM MORTGAGES; 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:

No. 1. The Honorable Senate concur in Engrossed House Amendments No. 2, No. 3, No. 4, No. 5 and No. 7 and the House recede from No. 1 and No. 6.

No. 2. That the Honorable Senate and the Honorable House accept the following Amendment:

AMENDMENT No. 1. Page 4, Section 2, Sub-section (f), Line 12 after the word "purposes." add the following: "Provid-

ed further, that in lieu of furnishing a duly certified abstract of title showing that he is the owner of title to the security offered any such applicant for loan from the Commissioners of the Land Office may furnish, at his cost, Mortgage Guaranty of Title or Mortgage Title Insurance. The instruments of guaranty or insurance shall be on forms approved by the Commissioners of the Land Office and issued by a title insurance company or title guaranty company authorized to transact title guaranty or title insurance business in the State of Oklahoma and approved by the Commissioners of the Land Office.

"The guarantor or insurer shall be liable to the State for any and all damages or losses up to double the principal amount of the loan which the State may sustain by reason of any defect or irregularity in the chain of title to the subject land or encumbrance against said land covered by the State's mortgage, unless such defect or irregularity is shown as an exception in the guaranty or policy.

"All instruments of guaranty or insurance in connection with any loan shall be retained by the Commissioners of the Land Office until such loan is liquidated. The abstracts used to write the title guaranty or insurance shall be retained by the title underwriter until possession thereof is required by the Commissioners of the Land Office."

FOR THE SENATE: Field, Ferrell, Garrison.

FOR THE HOUSE: Harrison, Kamas, Fowler.

The following CCR on SB 729 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 729, and Engrossed House Amendments thereto, by Hamilton, Baldwin, et al of the Senate entitled:

AN ACT RELATING TO THE BOARDS

OF REGENTS OF ALL INSTITUTIONS OF HIGHER LEARNING, AND THE BOARDS OF EDUCATION OF ALL SCHOOL DISTRICTS; PROVIDING THAT FACILITIES IN ALL COLLEGES AND SCHOOLS SHALL NOT BE USED BY PERSONS WHO ADVOCATE LAWLESSNESS AND DISREGARD FOR THE LAWS OF THE STATE AND THE UNITED STATES; 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 concur in adding the following co-authors: Nigh, Hatchett, Ferguson, Patterson (Ruth), Frix, Sparkman, Smith (Vondel), Raibourn, Camp, Rushing, Bradley, Watkins, Ferrell, Dick-ey, Ford, Blankenship, Patterson (Frank), Tabor and Fowler of the House.

2. That the House recede from Amendments Nos. 1 and 2.

3. That the Senate and House accept the following Conference Committee Substitute for Engrossed Senate Bill No. 729:

CCS for SB 729—By Hamilton, Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Nichols, Payne, Porter, Romang, Short, Smith, Stipe, Terrill, Williams, Young and Bradley.

An Act relating to colleges and schools; recognizing certain authorities and powers of Boards of Regents of Higher Education and Boards of Education; making it unlawful to advocate unlawfulness, criminal syndicalism, sabotage, sedition or treason within the facilities or upon the grounds of public schools; prescribing penalties; authorizing prosecution by Attorney General in event or refusal of District Attorney to prosecute; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The legislature of the State of Oklahoma recognizes that the boards of regents of all institutions of higher learning in the State of Oklahoma and the boards of education of all the school districts in Oklahoma have the present constitutional power to issue rules, regulations and directives as regards who will, or will not, and under what format and conditions, be allowed to make use of the facilities under their constitutional or statutory jurisdiction.

SECTION 2. The legislature recognizes that special circumstances exist as regards college campuses and public school facilities, including the fact that a large number of people are confined to a small area, and certain acts committed in such places would have a more detrimental effect as regards the health and safety of those involved, than if the same act were committed at some other place, and in keeping with these facts, any person, on the campuses or school grounds of any public State supported institutions of higher learning or public school facilities, who, by word of mouth or writings, advocates, affirmatively suggests or teaches the duty, necessity, propriety or expediency of crime, criminal syndicalism, or sabotage, or who shall advocate, affirmatively suggest or teach the duty, necessity, propriety or expediency of doing any act of violence, the destruction of or damage to any property, the bodily injury to any person or persons, or the commission of any crime or unlawful act as a means of accomplishing or effecting any industrial or political ends, change, or revolution, or for profit; or who prints, publishes, edits, issues, or knowingly circulates, sells, distributes, or publicly displays any books, pamphlets, paper, handbill, poster, document, or written or printed matter in any form whatsoever, containing matter advocating, advising, affirmatively suggesting, or teaching crime, criminal syndicalism, sabotage, the doing of any act of physical

violence, the destruction of or damage to any property, the injury to any person, or the commission of any crime or unlawful act as a means of accomplishing, effecting or bringing about any industrial or political ends, or change, or as a means of accomplishing, effecting or bringing about any industrial or political revolution, or for profit; or who shall openly, or at all attempt to justify by word of mouth or writing, the commission or the attempt to commit sabotage, any act of physical violence, the destruction of or damage to any property, the injury to any person or the commission of any crime or unlawful act, with the intent to exemplify, spread or teach or affirmatively suggest criminal syndicalism, or who organizes, or helps to organize or become a member of or voluntarily assembles with any society or assemblage of persons which teaches, advocates, or affirmatively suggests the doctrine of criminal syndicalism, sabotage, or the necessity, propriety or expediency of doing any act of physical violence or the commission of any crime or unlawful act as a means of accomplishing or effecting any industrial or political ends, change or revolution, or for profit, is guilty of a felony, and upon conviction thereof shall be punished by imprisonment in the State penitentiary for a term not less than two (2) years, nor more than ten (10) years, or by a fine of not less than five thousand dollars (\$5,000), nor more than ten thousand dollars (\$10,000), or by both such fine and imprisonment. Provided, that none of the provisions of this act shall be construed to modify or affect Section 3764, Chapter 42 of the Revised Laws of Oklahoma, 1910.

Any person, on the campuses or school grounds of any public State supported institutions of higher learning or public school facilities, above the age of eighteen (18) years who advocates revolution, teaches or justifies a program of sabotage, force and violation, sedition or treason against the government of the United

States or of this State, or who directly or indirectly advocates or teaches by any means the overthrow of the government of the United States or of this State by force or any unlawful means shall be guilty of a felony and upon conviction shall be punished by imprisonment in the State Penitentiary from ten (10) years to life.

SECTION 3. Pursuant to the provisions of 74 Oklahoma Statutes, Section 18B, in event the District Attorney within a district fails or refuses to prosecute, on a sworn complaint, against any person accused of violating the provisions of this act, then in that event, the State Attorney General, upon sworn complaint laid before him, is hereby empowered to prosecute a person or persons accused of committing acts covered by this act, if said acts were committed upon the grounds of the facilities hereinabove set out.

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.

FOR THE SENATE: Hamilton, Short, Stipe, Massad and Garrison.

FOR THE HOUSE: Nigh, Boren, Thompson, Dickey and Wolf (Leland).

The following CCR on SB 761 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 761, and Engrossed House Amendments thereto, by: Taliaferro, Murphy, Boecher, Ferrell, Field, Grantham and Horn entitled:

AN ACT RELATING TO PUBLIC LANDS; PROVIDING FOR LEASING OF PUBLIC LANDS BY THE COMMISSIONERS OF THE LAND OFFICE; DEFINING TERMS; PROVIDING FOR DURATION AND CONSIDERATION; PROVIDING FOR APPRAISAL; PROVIDING FOR COSTS OF ARBITRATORS; REPEALING SECTIONS 1 AND 2, CHAPTER 401, O. S. L. 1965 (64 O. S. SUPP. 1967, § § 259 AND 260); RESTRICTING POWERS OF COMMISSIONERS OF LAND OFFICE TO MAKE RULES AND REGULATIONS RELATIVE TO LEASING; REQUIRING TITLE EXAMINERS OF THE SCHOOL LAND COMMISSION TO FOLLOW CERTAIN STANDARDS IN EXAMINATION; 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 concur in adding Conaghan and Hunter as coauthors.
2. That the Senate concur in Amendment No. 1.

FOR THE SENATE: Taliaferro, Smith, Garrison.

FOR THE HOUSE: Harrison, Conaghan, Briscoe.

As provided under the Boecher motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Sixty-seventh Legislative Day

Thursday, April 25, 1968

Pursuant to adjournment, the Senate was called to order by Senator Smith, designated by the President Pro Tempore so to do.

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—42.

Excused: Atkinson, Findeiss, Payne, Stansberry, Stipe, Williams.—6.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain, and incorporated herein upon request of Senator Smith:

Eternal God, we confess that we are willing participants in the failure of our society to take seriously the human needs that confront us. As a symbol of these human needs we lift up the racial injustice that exists in our nations and take responsibility for it. Amen.

The Journal for the last legislative day was declared approved.

SPECIAL INTRODUCTION

Senator Luton introduced Barton Casity McSpadden, young son of the proud parents, President Pro Tempore and Mrs. Clem McSpadden, and asked that Barton

Casity be made Honorary President Pro Tempore for the remainder of this legislative session, with the further request that a Committee be appointed to escort him to the Senate Chamber, which was the order.

By unanimous consent, upon request of Senator Luton, the above introduction was ordered incorporated in the Journal.

MESSAGE FROM GOVERNOR

Advising approval by him April 24, 1968 of Enrolled SBs 445, 458, 629, 667, 674, 725, 766 and SJR 50 entitled:

SB 445—By Romang.

An Act relating to anonymous election literature; requiring that such literature be signed; making violation a misdemeanor and providing fine and sentence; excepting certain materials in newspapers, magazines or journals; and declaring an emergency.

SB 458—By Garrison, Williams and Ferrell of the Senate and Connor, Hunter and Green of the House.

An Act relating to revenue and taxation; amending Section 2, Chapter 195, O.S.L. 1965 (68 O.S. Supp. 1967, § 320); requiring bond of wholesalers, jobbers and distributors of cigarettes; and declaring an emergency.

SB 629—By Hamilton of the Senate and Blankenship of the House.

An Act relating to certain public employees; amending Section 11, Chapter 50, O.S.L. 1963 (74 O.S. Supp. 1967, § 911); providing former employee of a participating employer eligible for equivalent retirement benefits *** and declaring an emergency.

SB 667—By Young and Murphy of the Senate and Allard, Trent, Tarwater, et al of the House.

An Act relating to roads and highways; providing for numerical designation of section-line roads; providing for filing of official county road classification maps; authorizing erection of county route markers; and declaring an emergency.

SB 674—By Massey, Miller, Smalley, et al of the Senate and Derryberry, Harrison, Odom (V. H.), et al of the House.

An Act relating to the legislature; providing for reimbursement of expenses incurred by the President Pro Tempore of the Senate and the Speaker of the House of Representatives; prescribing limitations on amount of expenses each year; directing codification; making provisions of Act severable; and declaring an emergency.

SB 725—By Smith, McGraw and Selman of the Senate and Hopkins, McCune and Smithey of the House.

An Act relating to port authorities; providing for public notice for contracts and for the sale of property; and amending 82 O.S. 1961, § 1112.

SB 766—By Ham of the Senate and Vann of the House.

An Act relating to State officers and employees; etc.; and declaring an emergency.

SJR 50—By McClendon, Stipe, Garrison, et al of the Senate and Fine, Hutchins (Walter), et al of the House.

A Joint Resolution relating to parks; designating Rune Stone historical site to be designated the "Clem Hamilton Rune Stone Park"; directing appropriate markers to be placed; and declaring an emergency.

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 427, 538, 539, 586, 588, 602 and 612.

The above numbered Bills as amended

in Conference were 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 457, 493, 512, 515, 516, 519, 528, 534, 542, 554, 618 and 644.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 547, 1139, 1181, 1210, 1279, 1307 and HJR 559.

The above numbered Enrolled Bills and/or Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 581, 589 and 591.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 78, 79, 80 and 82 and HBs 1088, 1185 and 1286 each correctly engrossed.

SRs 101, 102, 103, 104, 105 and 106 each correctly enrolled.

Engrossed SCRs 78, 79, 80 and 82 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1088, 1185 and 1286, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SRs 101, 102, 103, 104, 105 and 106 were properly signed and ordered transmitted to the Secretary of State.

SECOND READING

The following Resolution was read for the second time: **SJR 71**.

Senator Baggett asked unanimous consent that **SJR 71** be printed and placed upon the Calendar, without reference to a committee, which was the order.

THIRD READING

SB 768 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—37.

Excused: Atkinson, Baggett, Findeiss, Howard, McClendon, Massey, Payne, Porter, Stansberry, Stipe, Williams.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—37.

Excused: Atkinson, Baggett, Findeiss, Howard, McClendon, Massey, Payne, Porter, Stansberry, Stipe, Williams.—11.

The emergency was declared passed.

SB 768 was properly signed and ordered transmitted to Honorable House.

Senator Payne asked to be shown present, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Ferrell, the Sen-

ate concurred in **HAs** to Engrossed **SB 705**.

SB 705, 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, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Young.—38.

Excused: Atkinson, Baggett, Findeiss, Holden, Howard, Porter, Short, Stansberry, Stipe, Williams.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Young.—38.

Excused: Atkinson, Baggett, Findeiss, Holden, Howard, Porter, Short, Stansberry, Stipe, Williams.—10.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Grantham, the Senate concurred in **HAs** to Engrossed **SB 669**.

SB 669, 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, Berry, Birdsong, Boecher, Breckinridge, Dacus, Fer-

rell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Terrill, Young.—34.

Excused: Atkinson, Baggett, Bradley, Findeiss, Garrett, Ham, McSpadden, Payne, Porter, Short, Stansberry, Stipe, Taliaferro, Williams.—14.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Selman, Smalley, Smith, Terrill, Young.—34.

Excused: Atkinson, Baggett, Bradley, Findeiss, Garrett, Ham, McSpadden, Payne, Porter, Short, Stansberry, Stipe, Taliaferro, Williams.—14.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Murphy, the Senate concurred in **HAs** to Engrossed **SCR 64**.

SCR 64, as amended, was read at length, adopted upon motion of Senator Murphy and ordered referred for enrollment.

PENDING SENATE ACTION

HCR 560 was called up for consideration.

Lieutenant Governor Nigh presiding.

Senators Boecher and Miller asked to be made coauthors of **HCR 560**, which was the order.

Senator Gee moved to amend **HCR 560**, page 3, line 9, by striking after the word "Tempore" and before the word "The" on line 3 of Page 4, the language appearing therein and inserting in lieu thereof

the following: "in addition the Committee shall include thirty (30) members, ten (10) of whom shall be appointed by the Speaker of the House of Representatives; ten (10) shall be appointed by the President Pro Tempore of the Senate; and ten (10) shall be appointed by the Governor. Committee membership shall include at least two (2) appointees from each Congressional District of the State", which amendment was tabled upon motion of Senator Hargrave.

Senator Hamilton moved to amend **HCR 560**, page 4, line 1, by striking the word and figure "two (2)" and substituting in lieu thereof the word and figure "five (5)", which amendment was tabled upon motion of Senator Massad.

HCR 560, as amended, was read at length, adopted upon motion of Senator Massad, and ordered referred for engrossment.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Hamilton, the Conference Committee Report on **SB 729** was declared adopted.

SB 729, 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: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Murphy, Nichols, Romang, Selman, Short, Smith, Taliaferro, Terrill, Young.—35.

Nay: Smalley.—1.

Excused: Atkinson, Baggett, Breckinridge, Findeiss, McClendon, McSpadden, Miller, Payne, Porter, Stansberry, Stipe, Williams.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Murphy, Nichols, Romang, Selman, Short, Smith, Taliaferro, Terrill, Young.—35.

Nay: Smalley.—1.

Excused: Atkinson, Baggett, Breckinridge, Findeiss, McClendon, McSpadden, Miller, Payne, Porter, Stansberry, Stipe, Williams.—12.

The emergency was declared passed.

SB 729, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1067** was declared adopted.

HB 1067, 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: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—35.

Excused: Atkinson, Baggett, Breckinridge, Findeiss, Garrett, Gee, Luton, McClendon, McSpadden, Porter, Stansberry, Stipe, Williams.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne,

Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—35.

Excused: Atkinson, Baggett, Breckinridge, Findeiss, Garrett, Gee, Luton, McClendon, McSpadden, Porter, Stansberry, Stipe, Williams.—13.

The emergency was declared passed.

HB 1067, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1077** was declared adopted.

HB 1077, 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: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Terrill, Young.—32.

Excused: Atkinson, Baggett, Berrong, Findeiss, Garrett, Gee, Graves, McClendon, McSpadden, Massad, Nichols, Porter, Stansberry, Stipe, Taliaferro, Williams.—16.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, Martin, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Smith, Terrill, Young.—32.

Excused: Atkinson, Baggett, Berrong, Findeiss, Garrett, Gee, Graves, McClendon, McSpadden, Massad, Nichols, Porter, Stansberry, Stipe, Taliaferro, Williams.—16.

The emergency was declared passed.

HB 1077, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1080** was declared adopted.

HB 1080, 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: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Young.—32.

Excused: Atkinson, Baggett, Berrong, Findeiss, Garrett, Gee, Ham, Horn, McClendon, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Terrill, Williams.—16.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Young.—32.

Excused: Atkinson, Baggett, Berrong, Findeiss, Garrett, Gee, Ham, Horn, McClendon, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Terrill, Williams.—16.

The emergency was declared passed.

HB 1080, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1128** was declared adopted.

HB 1128, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—35.

Excused: Atkinson, Berrong, Findeiss, Garrett, Gee, Ham, Horn, McClendon, McSpadden, Porter, Stansberry, Stipe, Williams.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—35.

Excused: Atkinson, Berrong, Findeiss, Garrett, Gee, Ham, Horn, McClendon, McSpadden, Porter, Stansberry, Stipe, Williams.—13.

The emergency was declared passed.

HB 1128, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1187** was declared adopted.

HB 1187, 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: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham,

Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—35.

Nay: Keels.—1.

Excused: Atkinson, Baggett, Berrong, Findeiss, Gee, McClendon, McGraw, McSpadden, Porter, Stansberry, Stipe, Williams.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—35.

Nay: Keels.—1.

Excused: Atkinson, Baggett, Berrong, Findeiss, Gee, McClendon, McGraw, McSpadden, Porter, Stansberry, Stipe, Williams.—12.

The emergency was declared passed.

HB 1187, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Field, the Conference Committee Report on SB 620 was declared adopted.

SB 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: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—35.

Excused: Atkinson, Baggett, Berrong,

Ferrell, Findeiss, Hargrave, McClendon, McGraw, McSpadden, Porter, Stansberry, Stipe, Williams.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—35.

Excused: Atkinson, Baggett, Berrong, Ferrell, Findeiss, Hargrave, McClendon, McGraw, McSpadden, Porter, Stansberry, Stipe, Williams.—13.

The emergency was declared passed.

SB 620, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Smith presiding.

Upon motion of Senator Gee, the Conference Committee Report on SB 556 was declared adopted.

SB 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: Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Taliaferro, Terrill, Young.—33.

Nay: Smith.—1.

Excused: Atkinson, Berrong, Berry, Findeiss, Ham, Hargrave, Howard, Keels, McClendon, McSpadden, Porter, Stansberry, Stipe, Williams.—14.

The Bill as amended in Conference, was declared passed.

SB 556, together with Conference Com-

mittee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Taliaferro, the Conference Committee Report on **SB 761** was declared adopted.

SB 761, 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: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Taliaferro, Young.—32.

Nay: Baggett, Howard, Selman, Smalley.—4.

Excused: Atkinson, Berrong, Findeiss, Ham, Hargrave, McClendon, McSpadden, Porter, Stansberry, Stipe, Terrill, Williams.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Taliaferro, Young.—32.

Nay: Baggett, Howard, Selman, Smalley.—4.

Excused: Atkinson, Berrong, Findeiss, Ham, Hargrave, McClendon, McSpadden, Porter, Stansberry, Stipe, Terrill, Williams.—12.

The emergency was declared passed.

SB 761, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Smalley, joined by Senators Graves, Holden and Baldwin, moved that

the Senate refuse to adopt the Conference Committee Report on **HB 594**, request further conference, said Bill to be re-referred to the General Conference Committee on Appropriations, and that the Senate Conferees be instructed to remove the words "City and town" from Section 1, subsection 14, definition "Eligible Employer" which motion was declared adopted.

Upon motion of Senator Gee, the Conference Committee Report on **HB 797** was declared adopted.

HB 797, 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: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—34.

Nay: Baldwin, Field, Hamilton.—3.

Excused: Atkinson, Findeiss, Hargrave, Horn, Howard, McClendon, McSpadden, Porter, Stansberry, Stipe, Williams.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Keels, Luton, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Young.—34.

Nay: Baldwin, Field, Hamilton.—3.

Excused: Atkinson, Findeiss, Hargrave, Horn, Howard, McClendon, McSpadden, Porter, Stansberry, Stipe, Williams.—11.

The emergency was declared passed.

HB 797, together with Conference Com-

mittee Report thereon, was ordered returned to Honorable House.

PENDING SENATE ACTION

HCR 564 by Allard of the House and Young of the Senate was called up for consideration, read at length, adopted upon motion of Senator Young, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 592—By Abbott.

A Concurrent Resolution recalling from the office of the Governor, House Bill No. 1021, passed by the Second Session of the Thirty-first Oklahoma Legislature.

Upon request of Senator Baggett, **HCR 592** was taken up for immediate consideration.

HCR 592 was read at length, adopted upon motion of Senator Baggett, properly signed and ordered returned to the Honorable House.

DECLARATION OF VOTE

Senator Ferrell asked that the record show, had he been present at the time of third reading and final passage of **HB 1088**, he would have voted AYE, which was the order.

MESSAGE FROM THE HOUSE

The House has received the following message with reference to Enrolled **HB 1213**, and by unanimous consent, has consented to reconsider the Bill, and requests the Honorable Senate to concur and reconsider same.

"To the Speaker and Members of the Honorable House of Representatives Second Session, Thirty-first Oklahoma Legislature, Gentlemen:

"This is to advise that I have returned **HB 1213** for the following amendments which I request: Please define emergency leave so this term will have a uniform meaning throughout the State.

"Your cooperation in this matter is greatly appreciated.

"By the Governor of the State of Oklahoma

"/s/ Dewey F. Bartlett"

Upon motion of Senator Terrill, the Senate concurred in House request to reconsider passage of **HB 1213** and rescind its fourth reading and signing of Enrolled **HB 1213**.

Senator Atkinson asked to be shown present, which was the order.

THIRD READING

Senator Massad asked unanimous consent that the vote be reconsidered by which **HB 1170** was advanced to engrossment and third reading, which was the order.

GENERAL ORDER

Senator Dacus asked to be made coauthor of **HB 1170**, which was the order.

Senator Massad moved to amend **HB 1170**, page 3, line 4½, by inserting the following new section:

"Section 2. Title 47, Section 11-801 of the Oklahoma Statutes is hereby amended as follows:

11-801.

(a) Any person driving a vehicle on a highway shall drive the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to the traffic, surface and width of the highway and any other conditions then existing, and no person shall drive any vehicle upon a highway at a speed greater than will permit him to bring it to a stop within the assured clear distance ahead.

(b) Except when a special hazard exists that requires lower speed for compliance with paragraph (a) of this section, the limits specified in this act or established as hereinafter authorized shall be maximum lawful speeds, and no person shall drive a vehicle on a highway at a speed in excess of such maximum limits;

1. Sixty-five miles per hour in other locations UNLESS OTHERWISE POSTED.

2. Seventy miles per hour in such other locations which are four-lane divided highways.

3. No person shall drive a truck, truck tractor with semitrailer or poletrailer attached or any other combination of vehicles at a speed greater than a maximum of FIFTY-FIVE miles per hour.

4. No person shall drive a pickup truck at a greater speed than is prescribed in subsection(b) of section 11-801; except when such pickup truck is hauling livestock, or it is laden with as much as a one thousand pound load, then and in that event the maximum speed of such pickup truck shall not exceed FIFTY-FIVE miles per hour day or night. A pickup truck, as used in this act, shall apply to all vehicles having a rated load capacity of three-quarter ton or less.

5. No person shall drive a school bus at a speed greater than a maximum of FIFTY-FIVE miles per hour.

6. On any highway outside of a municipality, the speed limit in a properly marked school zone shall be a maximum of twenty-five miles per hour, provided the zone is marked with movable school zone signs, the signs placed at least one hundred yards on each side of the area of the school proper. These signs shall not be placed upon or left standing on any part of the roadway except during the school day and the period immediately after the closing of school when children are, or are expected to be, crossing the highway in said school area; provided that such signs shall be removed from the roadway at all times when school is actually assembled and in no event shall such signs be placed upon the roadway more than one hour prior to the assembly of school in the morning nor left standing on the roadway for more than one hour after the dismissal of school in the evening.

7. No person shall drive any vehicle at a greater maximum speed than twenty-five miles per hour through state schools

located on state-owned land adjoining or outside the limits of a corporate city or town where a state educational institution is established.

8. No person shall drive any vehicle on a highway in any state park or wildlife refuge at a rate of speed in excess of FORTY-FIVE miles per hour. Provided, however, that the provisions of this paragraph shall not apply to any state or federal designated highway within such areas.

9. No person shall drive any vehicle or combination of vehicles with solid rubber or metal tires at a speed greater than the maximum of ten miles per hour.

The maximum speed limits set forth in this Act may be altered as authorized in sections 11-802 and 11-803.

(c) The Oklahoma State Highway Commission is hereby authorized to prescribe maximum and minimum speeds for all vehicles and any combination of vehicles using controlled-access highways. Such regulations shall become effective after signs have been posted on these highways giving notice thereof. Such regulations may apply to an entirely controlled access highway or to selected sections thereof as may be designated by the Oklahoma State Highway Commission. It shall be a violation of this section to drive any vehicle at a faster rate of speed than such prescribed maximum or at a slower rate of speed than such prescribed minimum. However, all vehicles shall at all times conform to paragraph (a) of this section.

Copies of such regulations certified as in effect on any particular date by the Secretary of the Oklahoma State Highway Commission shall be accepted as evidence in any court in this state.

(d) The driver of every vehicle shall, consistent with the requirements of paragraph (a), drive at an appropriate reduced speed when approaching and crossing an intersection or railway grade crossing, when approaching and going around a curve, when approaching a hillcrest, when driving upon any narrow or winding roadway, and when special hazard exists with

respect to pedestrians or other traffic, or by reason of weather or highway conditions" and by renumbering the succeeding sections accordingly.

Senator Hamilton, joined by Senator Gee, moved to amend the Massad amendment by changing the words "fifty-five" as regards to school buses to "fifty" which amendment was declared adopted.

Senator Short moved to table the Massad amendment, as amended by the Hamilton amendment, which motion was declared failed of adoption.

The vote occurring upon the Massad amendment, as amended, it was declared adopted.

Senator Selman moved to amend **HB 1170**, page 1, line 4, by inserting after the word "order" and before the word "and" the language "unless owner or driver of vehicle can show that damage to muffler occurred recently" which amendment was declared adopted.

Senator Garrison joined by Senators Ferrell, Hamilton, Luton and Young moved to amend **HB 1170**, by adding a new Section 2 to read as follows: "Section 2. Section 3 of House Bill 1050 of the 2nd Session of the 31st Legislature of the State of Oklahoma is hereby amended to read as follows: 'Section 3. Upon receiving a traffic ticket accompanied by either payment of fine and costs or posting of bail as herein prescribed, the court clerk shall stamp his official seal thereon, file the ticket as an information and warrant of arrest. It shall be required that the ticket be endorsed by the district attorney or prosecuting attorney prior to the filing of same'" and by renumbering succeeding sections accordingly and amending the title by adding the phrase "And amending Section 3 of House Bill 1050 of the 2nd Session of the 31st Legislature of the State of Oklahoma."

Following discussion, Senator Garrison asked unanimous consent to withdraw his amendment, to which Senator Hamilton, being a coauthor thereof, objected.

Senator Selman moved to table the Garrison, Ferrell, Hamilton, Luton, Young amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Bradley, Breckinridge, Field, Keels, Nichols, Selman, Short, Terrill.—8.

Nay: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Smith, Young.—29.

Excused: Berrong, Findeiss, Hargrave, Howard, McClendon, Porter, Smalley, Stansberry, Stipe, Taliaferro, Williams.—11.

The vote occurring upon the Garrison, Ferrell, Hamilton, Luton, Young amendment, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Luton, McGraw, McSpadden, Martin, Massey, Murphy, Payne, Romang, Smith, Young.—25.

Nay: Bradley, Field, Grantham, Keels, Massad, Nichols, Selman, Short, Smalley, Taliaferro.—10.

Excused: Berrong, Findeiss, Gee, Hargrave, Horn, Howard, McClendon, Miller, Porter, Stansberry, Stipe, Terrill, Williams.—13.

Senator Terrill moved that **HB 1170**, as amended, be stricken from the Calendar, which motion was tabled upon motion of Senator Ham.

Senator Terrill asked unanimous consent that his name be withdrawn as Senate Author of **HB 1170**, which was the order.

Senator Ham asked that he be shown as the Senate Author of **HB 1170**, which was the order.

Upon motion of Senator Hamilton **HB 1170** was advanced to engrossment.

Senator Hamilton asked unanimous con-

sent that **HB 1170** be considered engrossed and placed upon third reading and final passage, to which Senator Short objected.

UNANIMOUS CONSENT REQUEST

Senator Hamilton asked unanimous consent that Enrolled **SR 101** be ordered recalled from the Office of Secretary of State for correction, which was the order.

RESOLUTIONS

By unanimous consent **SCR 83** by Massad and McSpadden of the Senate and Mountford of the House was introduced and read as follows:

A Concurrent Resolution relating to mining; expressing opposition to proposed land reclamation legislation now pending before the Congress of the United States; memorializing Congress to recognize the capacity and intent of the several states to develop adequate solution to problems associated with open cut mining; and directing distribution.

SCR 83 was read at length, adopted upon motion of Senator Massad, and ordered referred for engrossment.

By unanimous consent, **SCR 84** by Luton of the Senate and Nigh, et al, of the House was introduced and read as follows:

A Concurrent Resolution commending Mrs. Gladys Nunn for her many contributions to the field of Education, suggesting that May 11, 1968, be declared "Gladys Nunn Day"; and directing distribution.

By unanimous consent, upon request of Senator Luton, all other members of the Senate were made coauthors of the Resolution.

SCR 84, as coauthored, was read at length, adopted upon motion of Senator Luton, and ordered referred for engrossment.

By unanimous consent, **SCR 85** by Grantham and Dacus of the Senate and

Conaghan, et al, of the House was introduced, and read as follows:

A Concurrent Resolution relating to interim study by the State Legislative Council; directing the Executive Committee of said Legislative Council to refer to the appropriate Committee of said Legislative Council for study, investigation and recommended legislation the pre-arranged or pre-paid funeral services or funeral merchandise and the activities, policies, operation, maintenance and care of certain cemeteries throughout the State of Oklahoma and the related activities.

Upon request of Senator Grantham, consideration of **SCR 85** was deferred until the next legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 536**—Coauthored by Bamberger and **SB 627**—Coauthored by Boren, Cate, McCune and Hill, each as amended.

HA to SB 536 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend by striking Title and entire bill and substitute the following:

AN ACT RELATING TO CIVIL PROCEDURE; PROVIDING FOR THE DOCKETING OF CLAIMS FOR AMOUNTS NOT EXCEEDING FOUR HUNDRED DOLLARS (\$400.00) IN THE DISTRICT COURTS UNDER THIS SMALL CLAIMS PROCEDURE ACT; PROVIDING FOR EXCEPTIONS THERETO; PRESCRIBING SMALL CLAIMS PROCEDURE; PRESCRIBING COSTS AND FEES; PROVIDING FOR ACTIONS OF FORCIBLE ENTRY AND DETENTION; DIRECTING CODIFICATION; REPEALING 39 O. S. 1961, § § 651 TO 667, INCLUSIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. An action for the recovery of money in the nature of contract or tort,

blanks in the order printed on said copy
and sign the order.

SECTION 6. The defendant shall be served by mail. The clerk shall enclose a copy of the affidavit and the order in an envelope addressed to the defendant at the address stated in said affidavit, prepay the postage, and mail said envelope to said defendants by certified mail and request a return receipt from addressee only. The clerk shall attach to the original affidavit the receipt for the certified letter and the return card thereon or other evidence of service of said affidavit and order. If the envelope is returned undelivered, the clerk shall deliver a copy of the affidavit and order to the sheriff who shall serve the defendant in the time set in Section 7.

SECTION 7. The date for the appearance of the defendant as provided in the order endorsed on the affidavit shall not be more than thirty (30) days nor less than five (5) days from the date of said order. The order shall be served upon the defendant at least three (3) days prior to the date specified in said order for the appearance of the defendant. If it is not so served upon the defendant, the plaintiff must apply to the clerk for a new order setting a new day for the appearance of the defendant, which shall not be more than thirty (30) days nor less than five (5) days from the date of the issuance of the new order. When the clerk has fixed the date for appearance of the defendant, he shall inform the plaintiff, either in person or by certified mail, of said date and order the plaintiff to appear on said date.

SECTION 8. No formal pleading, other than the claim and notice, shall be necessary, but if the defendant wishes to state new matter which constitutes a counterclaim or a setoff, he shall file a verified answer, a copy of which shall be delivered to the plaintiff in person, and filed with the clerk of the court not later than forty-eight (48) hours prior to the hour set for the appearance of said defendant in such

action. Such answer shall be made in substantially the following form:

COUNTERCLAIM OR SETOFF

In the District Court, County of _____
_____, State of Oklahoma.

Plaintiff
vs. Small Claim No. _____

Defendant

Claim of Defendant.

[illegible]

-----, being first duly sworn, deposes and says: That said plaintiff is indebted to said defendant in the sum of \$----- for -----, which amount defendant prays may be allowed as a claim against the plaintiff herein.

Subscribed and sworn to before me this
----- day of -----, 19-----.

Notary Public (or Clerk or Judge)

SECTION 9. If a claim, a counterclaim, or a setoff is filed for an amount in excess of Four Hundred Dollars (\$400.00), the action shall be transferred to another docket of the District Court unless both parties agree in writing and file said agreement with the papers in the action that said claim, counterclaim or setoff shall be tried under the small claims procedure. If such an agreement has not been filed, a judgment in excess of Four Hundred Dollars (\$400.00) may not be enforced for the part that exceeds Four Hundred Dollars (\$400.00). If the action is transferred to another docket of the District Court, the person whose claim exceeded Four Hundred Dollars (\$400.00) shall deposit with the clerk the court costs that are charged in other cases, less any sums that have been already paid to the clerk, or his claim shall be dismissed and the remaining claims, if any, shall proceed under the small claims procedure.

SECTION 10. No attachment or garnishment, except in aid or execution, which is hereby authorized, shall issue under the small claims procedure. No new parties shall be brought into the action, and no party shall be allowed to intervene in the action.

SECTION 11. If either party wishes a reporter or jury at the hearing, he must notify the court at least forty-eight (48) hours before the time set for the defendant's appearance and must deposit with the clerk Five Dollars (\$5.00) for reporter fee, and Ten Dollars (\$10.00) for jury fee, where the case is tried to a jury. The judge shall instruct the jury as to the law, but the jury shall be the ultimate judge of the facts and of the law. The plaintiff and the defendant shall have the right to offer evidence in their behalf by witnesses appearing at such hearing, and the judge may call such witnesses and order the production of such documents as he may deem appropriate. The hearing and disposition of such actions shall be informal with the sole object of dispersing speedy justice between the parties.

SECTION 12. If a jury be demanded by either party, and no jury is available from the general panel, the judge shall immediately direct that an open venire be issued to the sheriff of the county, or one of his deputies, for such number of jurors as may be deemed necessary, to be selected from the body of the county without resorting to the jury wheel. The persons selected shall have the qualifications of jurors.

SECTION 13. If judgment be rendered against either party for the payment of money, said party shall pay the same forthwith, provided, however, the judge may make such order as to time of payment or otherwise as may, by him, be deemed to be right and just if such order is agreed upon by both plaintiff and defendant.

SECTION 14. Appeals may be taken from the judgment rendered under small

claims procedure to the Supreme Court of the State in the same manner as appeals are taken in other civil actions.

SECTION 15. A fee of Three Dollars (\$3.00) shall be charged and collected for the filing of the affidavit for the commencement of any action, or for the filing of any counterclaim or setoff, a fee of seventy-five cents (\$0.75) shall be charged and collected for the mailing of the copy of the affidavit and seventy-five cents (\$0.75) for each notice mailed, and no other fee or charge shall be collected by any officer for any service rendered under this Act, or for the taking of affidavits for use in connection with any action tried under this Act. If the affidavit and order are served by the sheriff, the clerk shall collect the usual sheriff's fee, which shall be taxed as costs in the case. Provided, however, after judgment, the clerk shall issue such process and shall be entitled to collect such fees and charges as are allowed by law for like services in other actions and no others. All fees collected hereunder shall be deposited with other fees that are collected by the District Court.

SECTION 16. The prevailing party in an action is entitled to costs of the action, including the costs of service of the order for the appearance of the defendant and the costs of enforcing any judgment rendered therein.

SECTION 17. This Act shall be known as "The Small Claims Procedure Act", and shall be incorporated in Title 12, Oklahoma Statutes.

SECTION 18. 39 O.S. 1961, § § 651 through 667, are hereby repealed.

SECTION 19. This Act shall become effective January 13, 1969.

HAs to SB 627 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the Title to read as follows: "AN ACT RELATING TO CIVIL PROCEDURE; PROVIDING THAT THE RIGHT OF APPEAL TO THE SUPREME COURT SHALL NOT BE ON

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ferees under **HJR 505**: Murphy, Howard and Graves.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 592**.

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

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1000** and **HB 1273**.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **HB 1000** was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1000, and Engrossed Senate Amendments thereto, by Miskelly, Townsend, Kamas, Bickford, Williamson, Cate, Hatchett, Thornhill, Bengtson, Blankenship, Fine, Fowler, McCune, Nigh, Sparkman, Tabor, Watkins and Witt of the House and Miller of the Senate entitled:

AN ACT RELATING TO UNIFORM COMPENSATION FOR THE CLASSIFIED SERVICE; AMENDING 74 O. S. 1961, § 805; REQUIRING THE STATE PERSONNEL BOARD TO PREPARE, MAINTAIN AND ENFORCE A UNIFORM COMPENSATION PLAN FOR EACH CLASS WITHIN THE CLASSIFIED SERVICE BASED UPON INVESTIGATION AND RESEARCH; CREATING A WAGE ADJUSTMENT AND SALARY BOARD AND PRESCRIBING ITS DUTIES; * * * AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith re-

turn the same with the following recommendation:

That the following conference committee substitute as coauthored by Miller, Birsong, Ferrell, Graves and Keels of the Senate be adopted.

CCS for HB 1000—By Miskelly, et al of the House and Miller of the Senate.

An Act relating to uniform compensation for the classified service; amending 74 O.S. 1961, § 805; prescribing duties of State Personnel Board; requiring the State Personnel Board to prepare, maintain and enforce a uniform compensation plan for each class within the classified service based upon investigation and research; creating a wage adjustment and salary board and prescribing its duties; providing for notice and hearing on adoption of rules and regulations by the State Personnel Board; directing codification; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 74 O. S. 1961, § 805 is amended to read as follows:

§ 805. The State Personnel Board shall hold regular meetings not less than once each month and such additional meetings as may be required for the proper discharge of its duties. In addition to the duties expressly set forth elsewhere in this Act, the Board shall:

(1) Represent the public interest in the improvement of personnel administration within the State of Oklahoma;

(2) Adopt, initiate the adoption of, approve, modify, reject, or establish such rules and regulations as may be necessary to give effect to the merit system of personnel administration as contemplated by this Act. Such rules and regulations shall include provision for the establishment and maintenance of classification and compensation plans according to their respective duties and responsibilities, the conduct of examinations to determine by competitive performance exclusively on the basis of

turn the same with the following recommendation:

That the following conference committee substitute as coauthored by Miller, Birdsong, Ferrell, Graves and Keels of the Senate be adopted.

CCS for HB 1000—By Miskelly, et al of the House and Miller of the Senate.

An Act relating to uniform compensation for the classified service; amending 74 O.S. 1961, § 805; prescribing duties of State Personnel Board; requiring the State Personnel Board to prepare, maintain and enforce a uniform compensation plan for each class within the classified service based upon investigation and research; creating a wage adjustment and salary board and prescribing its duties; providing for notice and hearing on adoption of rules and regulations by the State Personnel Board; directing codification; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 74 O. S. 1961, § 805 is amended to read as follows:

§ 805. The State Personnel Board shall hold regular meetings not less than once each month and such additional meetings as may be required for the proper discharge of its duties. In addition to the duties expressly set forth elsewhere in this Act, the Board shall:

(1) Represent the public interest in the improvement of personnel administration within the State of Oklahoma;

(2) Adopt, initiate the adoption of, approve, modify, reject, or establish such rules and regulations as may be necessary to give effect to the merit system of personnel administration as contemplated by this Act. Such rules and regulations shall include provision for the establishment and maintenance of classification and compensation plans according to their respective duties and responsibilities, the conduct of examinations to determine by competitive performance exclusively on the basis of

merit, efficiency and fitness, the qualifications of all candidates for positions in the classified services, the establishment of registers of persons eligible for appointment under the merit system, the certification of eligible persons, appointments, promotions, transfers, demotions, separations, tenure, reinstatement, appeals, service ratings, payroll certification, and make rules and regulations covering all classified personnel transactions and regulate all conditions of employment included within the terms of this Act by an Executive Order provided in Section 2 hereof. Said Board may provide for temporary appointments without the examinations herein provided, for periods not to exceed six (6) months; provided there are no names on the waiting list of persons who qualify for said position;

(3) Hear such appeals and make such decisions and recommendations as may be made necessary by the provisions of this Act;

(4) Select and appoint a Personnel Director and consult with him in the formulation of personnel policies, and inspect and review his activities for the purpose of assuring conformity with the purposes and policies set forth in this Act and under such rules and regulations as may be adopted by the Board subsequent thereto;

(5) Review, hear departmental suggestions, and approve such classification plans, salary schedules, and leave regulations as will be proposed by the Director, or such agencies as may be retained by contract for this purpose;

(6) Review and approve the budget prepared by the Director to cover the costs of administering the personnel program;

(7) Review and approve the annual report prepared by the Director and to transmit same to the Governor and the Legislature;

(8) Investigate alleged violations of the provisions of this Act and such rules and regulations as may be adopted subsequent thereto when deemed advisable[.];

(9) ADOPT AND ENFORCE A UNIFORM COMPENSATION PLAN FOR EACH CLASS OF POSITIONS WITHIN THE CLASSIFIED SERVICE. SUCH PLAN SHALL BE ESTABLISHED BY A WAGE ADJUSTMENT AND SALARY BOARD.

No rule, regulation or amendment thereto shall be approved by the Board until after a public hearing by the Board, of which two (2) weeks published notice shall have been given that a hearing, at a specified place and time, is to be held upon the proposed rules and regulations, and that any citizen, officer, or employee of the State may attend and participate in the hearing; copies of all rules and regulations shall be sent to all state appointing officers, and printed copies of these rules and regulations and amendments thereto shall be prepared for public distribution.

The rules and regulations issued by the State Personnel Board shall be such as to satisfy the minimum standards for systems of personnel administration issued by the Social Security Board under the Federal Social Security Act and such other personnel standards as have been specified by the other Federal Departments from which Federal grants are obtained for use by the several state departments covered within the exercise of the Governor's Executive Orders hereunder.

SECTION 2. (a) The Wage Adjustment and Salary Board is hereby created and shall consist of the Director of the State Highway Department, the Director of the Department of Public Welfare, the Commissioner of the State Department of Health, the Commissioner of the Department of Public Safety, the Director of the Department of Mental Health, the President of the State Board of Agriculture, the Director of the Department of Corrections, the Chairman of the Oklahoma Tax Commission, and the Director of the Industrial Development and Park Department; or their designees, and those departments under the classified services that are not

members of the board shall be consulted on those positions that are unique to their department, and two (2) members of the House of Representatives, designated by the Speaker, and two (2) members of the State Senate, designated by the President Pro Tempore, and the State Personnel Director. The State Personnel Director and the member appointed from the House of Representatives and the member appointed from the State Senate shall be advisory nonvoting members. The per diem and expenses of the members from the House of Representatives and the Senate shall be paid by the body from which appointed, in the amount and manner as is provided for by law for attendance at interim committee meetings, but shall be paid for such meetings in addition to the number of interim committee meetings allowed by the rules of their respective houses.

(b) The Wage Adjustment and Salary Board shall meet within thirty (30) days after the passage of this Bill, and at least once a month thereafter or as many times as they deem necessary. A Chairman shall be elected from within the Wage Adjustment and Salary Board, by the board members, to call and conduct the meetings, and the chairman shall not be either the Senator or Representative member. All members of the Wage Adjustment and Salary Board will be voting members with the exception of the State Personnel Director and the member appointed from the House of Representatives and the member appointed from the State Senate. The State Personnel Director and his staff will be consultants to the Wage Adjustment and Salary Board. The Wage Adjustment and Salary Board shall promulgate rules necessary to carry out their duties as outlined above.

(c) The Wage Adjustment and Salary Board shall develop necessary procedures for the establishment of a compensation plan. In establishing the Uniform Compensation Plan, this Board shall consider and give due regard to the rates of compensation for other classes, and to the

relative difficulty and responsibilities of the duties of the class, the minimum qualifications requisite therefor, the prevailing rates of pay for similar employment outside the classified service, job evaluation standards, economic considerations, and any other factors that may properly be considered to have a bearing upon the fairness and adequacy of the compensation plan. This Board shall, from time to time, make such changes in the compensation plan, as changes in classes or in economic conditions, or in other factors, may require. Each classified employee shall be paid compensation in accordance with such compensation plan.

(d) The Personnel Board shall report to the Legislature each year, before the Legislature convenes, the Uniform Classification and Wage Schedule for the employees under the classified services of the State of Oklahoma. The Personnel Board shall determine the amount of funds necessary for said department to meet the Classified Wage Schedule, and shall report to the Legislature and the Governor, by September 1, each year, the amount of funds needed by all departments to meet the Classified Wage Schedule.

(e) The Wage Adjustment and Salary Board shall review the existing compensation and classified schedule now set up by the Personnel Board and shall submit any changes for the new plan to the Personnel Board for their adoption by September 1, 1968.

(f) No employee shall be hired by any department head under the classified services below the minimum classified wage schedule without first getting the approval of the Wage and Adjustment Board. The Wage Adjustment and Salary Board shall review the budget of any department that cannot meet the Classified Wage Schedule set up by the Board. The Wage and Adjustment Board shall report any employee hired below the minimum classification wage schedule to the Legislature. The minimum salary for any employee of the State of Oklahoma shall be Two Hundred

and Thirty Dollars (\$230.00) per month.

(g) The Wage Adjustment and Salary Board and any agency shall assist the personnel director in tests applicable for the many positions under the classified services of any other functions necessary to carry out the personnel policies of the State of Oklahoma.

SECTION 3. The preceding Section shall be codified as Section 817.3 of Title 74 of the Oklahoma Statutes.

SECTION 4. 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 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.

FOR THE SENATE: Berrong, Short.

FOR THE HOUSE: Miskelly, Bickford, Witt.

The following CCR on HB 1273 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1273, and Engrossed Senate Amendments thereto, by Smith (E. W.), entitled:

AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS; EMERGENCY ***. beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the following conference committee substitute as coauthored by Birdsong of the Senate, be adopted:

CCS for HB 1273.

AN ACT RELATING TO PROFESSIONS

AND OCCUPATIONS; AMENDING 59 O. S. 1961, § 199.7 (G); PRESCRIBING QUALIFICATIONS FOR STUDENTS IN SCHOOLS OF COSMETOLOGY; PROVIDING CREDIT FOR ATTENDANCE AT SCHOOLS OUTSIDE OKLAHOMA; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 59 O. S. 1961, § 199.7, subsection (G), is amended to read as follows:

(G) Students shall have an eighth-grade education or the equivalent thereof, shall be at least sixteen (16) years of age, and shall be of good moral character, and shall furnish the board with a certificate of health, including a Wassermann test, before being admitted thereto. Credit shall not be given to any person by the board or by a beauty school for hours spent in attending a beauty school unless said person has registered with the board as a student prior to said attendance EXCEPT THAT A STUDENT WHO HAS ATTENDED A BEAUTY SCHOOL OUT OF STATE MAY RECEIVE CREDIT FOR SUCH ATTENDANCE FOR TRANSFER UPON PROPER CERTIFICATION AS PROVIDED BY RULE OF THE BOARD. No student shall be credited with more than eight (8) hours' attendance in a beauty school in any one day. No person shall be eligible to take the examination for an operator's license unless such person be at least seventeen (17) years of age or a high school graduate.

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.

FOR THE SENATE: Birdsong, Berry, Keels.

FOR THE HOUSE: Smith (E. W.), Smithey, Taggart.

PENDING SENATE ACTION

Upon motion of Senator Baldwin, the request of the Honorable House for a Conference on **HB 1212** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore MsSpadden announced the appointment of the following Senate Conferees under **HB 1212**: Breckinridge, Hamilton and Baggett.

Senator Baldwin moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow.

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 1237**.

The following **CCR** on **HB 1237** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1237, and Engrossed Senate Amendments thereto, by Holaday and Clemons of the House and Atkinson of the Senate entitled:

AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS; AMENDING 59 O. S. 1961, §§ 199.2, 199.4, 199.7 (A), 199.7 (G), 199.10 AND 199.14; DEFINING TERMS; CREATING THE STATE BOARD OF COSMETOLOGY; PROVIDING FOR QUALIFICATIONS, APPOINTMENT, COMPENSATION AND EXPENSES OF MEMBERS; PROVIDING FOR QUALIFICATIONS, APPOINTMENT, BOND, DUTIES, COMPENSATION, AND EXPENSES OF EXECUTIVE SECRETARY AND OTHER PERSONNEL; PRESCRIBING QUALIFICATIONS FOR COSMETOLOGY STUDENTS; PROVIDING FOR LICENS-

ING OF BEAUTY SCHOOLS; PROVIDING FOR ISSUANCE, TERM AND EXPIRATION OF LICENSES; FIXING FEES AND DIRECTING DISPOSITION THEREOF: DIRECTING CODIFICATION; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the following conference committee substitute be adopted.

CCS for HB 1237—By Holaday and Clemons of the House and Atkinson of the Senate.

An Act relating to professions and occupations; amending 59 O. S. 1961, § § 199.2, 199.3(B), 199.4, 199.7(A), 199.7(G), 199.10 and 199.14; defining terms; creating the State Board of Cosmetology; providing for qualifications, appointment, compensation and expenses of members; providing for qualifications, appointment, bond, duties, compensation, and expenses of executive secretary and other personnel; prescribing qualifications for cosmetology students; providing for examinations of applicants for licenses; providing for licensing of beauty schools; providing for qualification, issuance, term and expiration of licenses; fixing fees and directing disposition thereof; directing codification; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The term "facial operator" shall mean any person who gives facials for compensation.

SECTION 2. 59 O. S. 1961, § 199.2, is amended to read as follows:

§ 199.2. There is hereby created a State Board of Cosmetology which shall be composed of eight (8) members to be appointed by the Governor, one (1) member of which shall be appointed from each Congressional District of the State, THE

ADDITIONAL MEMBERS SHALL BE APPOINTED AT LARGE. The members of said Board shall be citizens of this State, at least twenty-five (25) years of age, shall be high school graduates, and shall have had at least five (5) years' continuous practical experience in the practice of cosmetology in the State of Oklahoma. No member of said Board shall be a member of, affiliated with, or have any financial interest in any school of cosmetology while in office, nor shall any two (2) members of said Board be graduates of the same beauty school, nor shall they be organizers of or promote the organization of any cosmetic, beauty, or hairdressers' association; and each member of the Board must be actively engaged in the profession of cosmetology while serving upon the Board; in the event any such member retires or ceases to practice his or her profession during his or her term of membership on the Board, such terms shall automatically cease.

Upon the effective date of this Act, the Governor shall appoint two (2) members of said Board for a term of one (1) year, two (2) members for a term of two (2) years, two (2) members for a term of three (3) years, and two (2) members for a term of four (4) years, and thereafter each member shall be appointed for a term of four (4) years. Each member shall serve until his or her successor is appointed and qualified or until such member becomes disqualified to serve under the provisions of this Act. The members of said Board shall take the oath provided by law for public officials. Five (5) members of the Board shall constitute a quorum for the transaction of business. The Governor may remove any member of the Board at any time at his discretion. Vacancies shall be filled by appointment by the Governor for the unexpired portion of the term. Said Board shall organize by electing from its membership a Chairman and Vice-Chairman, each to serve for a period of one (1) year. The Chairman or the Vice-Chairman presiding at the meeting of

the Board shall not be entitled to vote upon any question except in the case of a tie vote.

Each member of the Board shall receive for his or her services the sum of ~~【Fifteen Dollars (\$15.00) TWENTY FIVE DOLLARS (\$25.00) per day for each and every day actually spent in performance of the duties of the office, but said time shall not exceed 【forty (40)】 FIFTY-FOUR (54) days per annum.~~

Said members shall be paid their traveling expenses as provided by law for other state officers and employees. Within thirty (30) days after the end of each fiscal year, the Board shall make a full report to the Governor of all its receipts and expenditures, and also a full statement of its work during the year, together with such recommendations as it deems expedient.

The State Board of Cosmetology shall maintain a suitable office for the transaction of its business in office space to be provided by the State Board of Public Affairs in the State Capitol Building and said Board shall adopt a common seal for the use of the Executive Secretary in authenticating the licenses, orders and records of said Board. The Board shall meet at its office for the transaction of such business as may come before it on the second Monday in January, April, June and September, and at such other times as it may deem advisable, subject, however, to the limitation contained in this section.

The State Board of Cosmetology which was in office upon the effective date of this Act shall continue to function under existing law until a quorum of five (5) members of the Board created hereby shall have been appointed and duly qualified.

SECTION 3. 59 O. S. 1961, § 199.3, (B), is amended to read as follows:

(B) The Board shall conduct examinations of applicants for certificates of registration as manicurists, operators, FA-

CIAL OPERATORS, ADVANCED OPERATORS, AND instructors ~~【three (3)】 SIX (6) times each year on the second Monday AND TUESDAY in January, MARCH, 【April】 MAY, JULY, 【and】 September AND NOVEMBER and at such places as may be determined by the Board. Examinations of applicants for all other certificates of registration or licenses shall be given at the times and in the manner as shall be provided by the Board. Applications for all examinations under this Act shall be made on forms to be approved by the Board.~~

SECTION 4. 59 O. S. 1961, § 199.4, is amended to read as follows:

§ 199.4 The Board shall employ an Executive Secretary who shall be in charge of the office of said Board and shall have the same qualifications of a Board member, except being actively engaged in the practice of cosmetology while serving as Executive Secretary. The Executive Secretary shall devote his or her entire time to the duties of the office and shall receive as compensation an annual salary to be fixed by the Board in a sum not to exceed ~~【Five Hundred Dollars (\$500.00) per month】 SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$7,800.00) PER ANNUM, PAYABLE MONTHLY, and necessary traveling expenses as provided by law. Before entering upon the duties of said office, the Executive Secretary shall take the oath of office and shall execute a good and sufficient corporate surety bond in the sum of Ten Thousand Dollars (\$10,000.00) payable to the State of Oklahoma and conditioned for the faithful performance of duty and for the accounting for all funds coming into his or her hands by virtue of said office. Said bond shall be approved by the Attorney General and filed in the office of the Secretary of State.~~

The Executive Secretary shall keep and preserve all books and records pertaining to the Board and shall have authority, in the name and in behalf of the Board, to issue all licenses, orders, and notices,

and to collect all license fees and penalties provided for in this Act, and shall keep a continuous inventory of all properties (excluding supplies) belonging to the Board, and shall perform such other duties as may be directed by the Board. All fees, interest, and penalties so collected shall be deposited in the State Treasury in the "Board of Cosmetology Fund", which fund is hereby created. The Executive Secretary shall make quarterly reports to the Board of all monies collected and the sources from which derived. The Executive Secretary shall have authority to approve payrolls and all claims for the State Board of Cosmetology.

The Executive Secretary, with the approval of the Board, shall designate a bookkeeper, whose duties shall include that of receiving, accounting for, and depositing all funds for the Board. Such designated employee shall execute a good and sufficient corporate surety bond in the sum of Ten Thousand Dollars (\$10,000.00) payable to the State of Oklahoma and conditioned for the faithful performance of duty and for the accounting of all funds coming into his or her hands by virtue of said office. Said bond shall be approved by the Attorney General and filed in the office of the Secretary of State.

SECTION 5. 59 O. S. 1961, § 199.7 (A), is amended to read as follows:

§ 199.7 (A). Each beauty school shall be registered annually with the Board, and an annual license shall be secured therefor. Application for the first year's registration of a beauty school shall be accompanied by a fee of **【Three Hundred Dollars (\$300.00)】** THREE HUNDRED FIFTY DOLLARS (\$350.00), which shall be retained by the Board if said application is approved and an annual license is issued; said fee shall also constitute payment of the first year's license fee. The annual license fee for beauty schools after the first year's registration shall be **【Twenty-five Dollars (\$25.00)】** FIFTY DOLLARS (\$50.00).

No license or renewal thereof for a beau-

ty school shall be issued unless the owner thereof shall furnish to the Board a good and sufficient surety bond in the principal sum of Two Thousand Dollars (\$2,000.00) for the first instructor and an additional One Thousand Dollars (\$1,000.00) for each additional instructor, executed by a surety company authorized to do business in this State, and conditioned for the faithful performance of the terms and conditions of all contracts entered into between the owner of said beauty school and all persons enrolling therein, said bond shall be approved by the Attorney General and filed in the office of the Secretary of State. Suit may be brought on said bond by any person injured by reason of the breach of the conditions thereof. It shall be the duty of the owner or manager of said beauty school to enter into a written contract with all students before permitting students to attend any classes. Said contract to be made out in triplicate, the original copy to be retained by the school, the duplicate to be given to the student, and the triplicate to be filed with the Executive Secretary of the Board.

No license for a beauty school shall be issued unless the owner thereof shall present evidence satisfactory to the Board that he, she or it has satisfactory school facilities and equipment and is qualified to give a course of study as provided in this Act.

SECTION 6. 59 O. S. 1961, § 199.7 (G), is amended to read as follows:

§ 199.7 (G). Students shall have an eighth grade education or the equivalent thereof, shall be at least sixteen (16) years of age, and shall be of good moral character, and shall furnish the Board with a certificate of health, including a Wassermann test, before being admitted thereto. Credit shall not be given to any person by the Board or by a beauty school for hours spent in attending a beauty school unless said person has registered with the Board as a student prior to said attendance, **EXCEPT THAT A STUDENT WHO HAS ATTENDED A BEAUTY**

SCHOOL OUT OF STATE MAY RECEIVE CREDIT FOR SUCH ATTENDANCE FOR TRANSFER UPON PROPER CERTIFICATION AS PROVIDED BY RULE OF THE BOARD. No student shall be credited with more than eight (8) hours attendance in a beauty school in any one (1) day. NO PERSON SHALL BE ELIGIBLE TO TAKE THE EXAMINATION FOR AN OPERATOR'S LICENSE UNLESS SUCH PERSON BE AT LEAST SEVENTEEN (17) YEARS OF AGE OR A HIGH SCHOOL GRADUATE.

SECTION 7. 59 O. S. 1961, § 199.10, is amended to read as follows:

§ 199.10. All **[annual]** licenses issued under the provisions of this Act shall BE ISSUED FOR A PERIOD OF TWO (2) YEARS AND SHALL expire on June 30th OF THE SECOND YEAR following their issuance. Applications for renewal of licenses shall be made on or before June 30th of **[each]** THE year OF EXPIRATION on forms furnished by the Board, and shall be accompanied by the fees therefor and evidence of the physical fitness of the applicant. Any person who ceases to practice under a license issued by the Board and fails to renew said license within the time herein fixed, may make application for renewal thereof at any time within one (1) year from the expiration of said license, and shall pay the regular license fee and a penalty thereon of ten percent (10%) per month for each month of delinquency. If application for renewal of a license be not made within said period of one (1) year no renewal thereof may be made by the Board unless the applicant shall pass the regular examination therefor.

On or before June 15 of **[each]** THE year of EXPIRATION the Board shall mail renewal application blanks to each licensee at the address shown in the records of the Board. Each person holding a license shall notify the Board of any change in his or her mailing address within thirty (30) days after any change thereof.

SECTION 8. 59 O. S. 1961, § 199.14, is amended to read as follows:

§ 199.14. The following fees shall be charged by the Board:

Registration as an apprentice or student	----- \$[1.00]	\$ 2.00
Examination for Manicurist's Operator's, Instructor's [or] Advanced Operator's OR FACIAL OPERATOR'S license	-----	10.00
Beauty school, initial registration	----- [300.00]	350.00
Beauty school (annual)	.. [25.00]	50.00
Advanced Operator's license	----- [5.00]	6.00
FACIAL OPERATOR'S LICENSE (ANNUAL)	-----	4.00
Operator's license (annual)	----- [3.00]	5.00
Manicurist's license (annual)	----- [3.00]	5.00
Demonstrator's license (annual)	----- [2.00]	7.50
Instructor's license (annual)	----- [5.00]	7.50
BEAUTY SHOP LICENSE (initial)	-----	25.00
Beauty Shop license (annual)	----- [5.00]	7.50
COSMETIC STUDIO LICENSE (initial)	-----	25.00
Cosmetic Studio License (annual)	----- [5.00]	7.50
[Reciprocity	----- 25.00]	
RECIPROCITY LICENSE (initial)	-----	25.00
RECIPROCITY PROCESSING FEE	-----	20.00
Duplicate license (in case of loss or destruction of original)	----- [1.00]	2.50
Notary fee	-----	.50
CERTIFICATION OF RECORDS	-----	2.50

In addition to the above fees, the Board

shall charge a penalty of ten percent (10%) per month for each month of delinquency in the payment thereof.

SECTION 9. Section 1 of this Act shall be inserted in the Oklahoma Statutes as paragraph (1) of Section 199.1 of Title 59.

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 nec-

essary 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.

FOR THE SENATE: Findeiss, Atkinson, Howard.

FOR THE HOUSE: Holaday, Bradley, Fine.

As provided under the Baldwin motion, the Senate was declared adjourned until 9:00 a.m., tomorrow.

Sixty-eighth Legislative Day

Friday, April 26, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Berrong, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, Horn, Howard, McClendon, McGraw, Martin, Massad, Porter, Stansberry, Stipe.—15.

The President declared a quorum present.

Prayer was offered by Senator Nichols.

The Journal for the last legislative day was declared approved.

EDITORIAL

Senator Smith asked unanimous consent, which was granted, that the following editorial appearing in the Tulsa Tribune on April 25, 1968, be read and incorporated in the Journal:

THANK YOU, SENATOR

The 1968 Legislature will end within a few days, marking the third and final session of the Senate to be presided over by Chelsea's Clem McSpadden. This is an appropriate time to thank McSpadden for his handling of a difficult assignment.

Those were grim days in 1964 when a federal court reapportioned the Legisla-

ture. This was followed by the election of a phalanx of city greenhorns facing the frightening prospect of a hostile rural majority.

McSpadden, whose rural credentials are as authentic as any in the Legislature, went to work and put together the rural-urban coalition which resulted in his election as president pro tempore. It marked the first time the Senate recognized Oklahoma's larger cities as honest-to-God entities with needs as compelling, if not more so, than rural communities.

The 1965 session was at best uneven, with House Speaker J. D. McCarty's feud with Gov. Bellmon dominating the scene. It did, however, mark the beginning of rural-urban consensus politics in the Senate. McSpadden kept his pledge to his big city supporters and metropolitan problems began to get serious attention.

McSpadden, in his leadership of an unprecedented three consecutive sessions, was the driving force behind the new school code. He authored annual sessions. His consistent support of Welfare Director Lloyd Rader's rehabilitative programs has helped make Oklahoma a leader in this field. No legislative leader worked harder for court reform.

The Tribune has not always agreed with McSpadden, and he has probably gritted his teeth over more than one Tribune editorial. But the fact is that he took over in a crucial, transitional period and kept the chaos at a minimum while securing some substantial reform legislation.

CITATIONS

Upon motion of Senator Garrison, joined

by Senators McGraw and Breckinridge, pursuant to Rule 9-b, a citation of Congratulations was ordered issued to Tom Grant, Jr.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM GOVERNOR

Advising approval by him, April 26, 1968, of Enrolled SBs 727, 728, 742, 743, 744 and 751 entitled:

SB 727—By Grantham, McSpadden, Massey, et al of the Senate and Conaghan and Peterson of the House.

An Act making it a misdemeanor for any person, firm, corporation or association subject to regulation by the Corporation Commission to furnish transportation, presents, or gratuities to any member or employee of the Corporation Commission; * * * and declaring an emergency.

SB 728—By Hamilton, Garrison and Hargrave of the Senate and Sandlin of the House.

An Act relating to children; amending 10 O. S. 1961, § 60.7; providing for adoption of child without consent of parents, making Section 5, Chapter 507, O. S. L. 1965 (10 O. S. Supp. 1967, § 475), prohibiting combining of action * * * and declaring an emergency.

SB 742—By Smith of the Senate and Musgrave of the House.

An Act relating to revenue and taxation; amending Section 1008 of Section 2, Chapter 365, O. S. L. 1963, (680. S. Supp. 1967, § 1008); providing for refund of overpayment, duplicate payment and erroneous payment of gross production taxes; * * * and declaring an emergency.

SB 743—By Smith and Bradley of the Senate and Brown of the House.

An Act relating to cities and towns; extending jurisdiction of cities and towns to adopt and enforce traffic regulations on certain roads and streets outside territorial limits; and declaring an emergency.

SB 744—By Smith, Baggett, Luton and Taliaferro of the Senate and Abbott, Nigh and Brown of the House.

An Act relating to schools; amending 70 O. S. 1961, § 13-1 and 13-2, as amended in Sections 1 and 2, Chapter 166, O. S. L. 1967, and 70 O. S. 1961, § 13-3; providing for special education for exceptional children* * * and declaring an emergency.

SB 751—By Smith.

An Act relating to counties; amending Section 10, Chapter 406, O. S. L. 1965 (19 O. S. Supp. 1967, § 864.10); authorizing creation of office of electrical inspector by city, county, and by city and county; prescribing qualifications, * * * and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 427, 512, 519, 528, 539, 542, 602, 644, 746 and SCR 68 each correctly enrolled.

Enrolled SBs 427, 512, 519, 528, 539, 542, 602, 644 and 746 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 68 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Gee, the Senate refused to concur in HAS to SB 536 and requested a Conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under SB 536: Gee, Birdsong and Luton.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Gee, the Senate concurred in HAS to Engrossed SB 627.

SB 627, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Keels, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Berrong, Breckinridge, Ferrell, Findeiss, Ham, Hargrave, Horn, Howard, McClendon, McGraw, Martin, Mas-sad, Porter, Stansberry, Stipe.—15.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senators Breckinridge, Berrong, Horn and McGraw asked to be shown present, which was the order.

Upon motion of Senator Graves, the Senate concurred in **HAs** to Engrossed **SB 446**.

Senator Selman asked to be made co-author of **SB 446**, which was the order.

SB 446, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Nay: Hamilton, Short.—2.

Excused: Ferrell, Findeiss, Ham, Hargrave, Howard, McClendon, Martin, Mas-sad, Porter, Stansberry, Stipe.—11.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Holden, Horn, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Nay: Hamilton, Short.—2.

Excused: Ferrell, Findeiss, Ham, Hargrave, Howard, McClendon, Martin, Mas-sad, Porter, Stansberry, Stipe.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Ham asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Miller, the Conference Committee Report on **HB 1000** was declared adopted.

Senator Selman asked to be made co-author of **HB 1000**, which was the order.

HB 1000, 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: Atkinson, Berrong, Berry, Birdsong, Boecher, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Holden, Keels, Luton, McGraw, McSpadden, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—29.

Nay: Baldwin, Bradley, Breckinridge, Garrison, Hamilton, Horn, Massey, Murphy.—8.

Excused: Baggett, Ferrell, Findeiss, Hargrave, Howard, McClendon, Martin, Massad, Porter, Stansberry, Stipe.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Keels, Luton, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Nay: Baldwin, Bradley, Hamilton, Horn, Murphy.—5.

Excused: Ferrell, Findeiss, Hargrave, Howard, McClendon, Martin, Massad, Porter, Stansberry, Stipe.—10.

The emergency was declared passed.

HB 1000, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Howard asked to be shown present, which was the order.

The Conference Committee Report on **HB 1163** was called up for consideration.

Senators Hamilton and Smith asked to be made coauthors of **HB 1163**, as amended in Conference, which was the order.

Senator Terrill moved that the Conference Committee Report on **HB 1163** be adopted.

Senator Baggett, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report on **HB 1163**, request a further conference, and instruct the Senate Conferees to insist on deleting the last numbered paragraph (4) of Section 7 which forbids investment "in operations or functions of the State of Oklahoma."

Senator Payne moved to table the Baggett substitute motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Berry, Boecher, Field, Graves, Hamilton, Holden, Horn, McSpadden, Miller, Payne, Taliaferro, Terrill.—13.

Nay: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Gee, Grantham, Ham, Howard, Keels, Luton, McGraw, Massey, Murphy,

Romang, Selman, Short, Smalley, Smith, Williams, Young.—24.

Excused: Dacus, Ferrell, Findeiss, Hargrave, McClendon, Martin, Massad, Nichols, Porter, Stansberry, Stipe.—11.

Senator Ferrell asked to be shown present, which was the order.

Senator Baldwin moved to amend the Baggett motion by adding the language "and instructing the Conference Committee to include an appropriation from the general revenue fund in the amount of \$4,350,000.00 for 1969 — \$4,350,000.00 for 1970, and \$7,000,000.00 for 1971" which amendment was tabled upon motion of Senator Terrill upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Dacus, Field, Garrett, Gee, Graves, Ham, Hamilton, Horn, Howard, Luton, McSpadden, Miller, Murphy, Payne, Smalley, Smith, Taliaferro, Terrill.—22.

Nay: Baldwin, Berry, Bradley, Breckinridge, Ferrell, Garrison, Grantham, Holden, Keels, McGraw, Massey, Nichols, Romang, Selman, Short, Williams, Young.—17.

Excused: Berrong, Findeiss, Hargrave, McClendon, Martin, Massad, Porter, Stansberry, Stipe.—9.

The vote occurring upon the Baggett substitute motion, it was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Ferrell, Garrett, Garrison, Gee, Grantham, Ham, Howard, Keels, McGraw, Massey, Romang, Selman, Short, Williams.—18.

Nay: Atkinson, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Graves, Hamilton, Holden, Luton, McSpadden, Miller, Murphy, Nichols, Payne, Smalley, Smith, Taliaferro, Terrill.—20.

Excused: Findeiss, Hargrave, Horn, McClendon, Martin, Massad, Porter, Stansberry, Stipe, Young.—10.

The vote occurring upon the Terrill mo-

tion, the Conference Committee Report on **HB 1163** was declared adopted.

HB 1163, 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: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Selman, Smalley, Smith, Taliaferro, Terrill, Young.—32.

Nay: Baldwin, Breckinridge, Ferrell, Garrison, McGraw, Romang, Short, Williams.—8.

Excused: Findeiss, Hargrave, McClen-don, Martin, Massad, Porter, Stansberry, Stipe.—8.

The Bill as amended in Conference, was declared passed.

HB 1163, together with Conference Committee Report thereon, was ordered returned to Honorable House.

RESOLUTION

By unanimous consent, **SCR 86** by Payne of the Senate and Cole, et al, of the House was introduced and read as follows:

A Concurrent Resolution commending and congratulating O. L. Lackey for his many contributions to Higher Education and to the State of Oklahoma; noting that a dormitory recently constructed on the

campus at Oklahoma State Tech is to be named in his honor; declaring May 17, 1968, as "O. L. Lackey Day"; and directing distribution.

By unanimous consent, upon request of Senator Payne, all other members of the Senate were made coauthors of the Resolution.

SCR 86, as coauthored, was read at length, adopted upon motion of Senator Payne and ordered referred for engrossment.

PENDING SENATE ACTION

SCR 85 by Grantham and Dacus of the Senate and Conaghan, et al, of the House was taken up for consideration, read at length, adopted upon motion of Senator Grantham, and ordered referred for engrossment.

Senator Boecher moved that when the Clerk's desk is cleared, the Senate stand adjourned until 10:00 a.m., Monday, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1062 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 1062**, as amended, were properly signed and ordered returned to the Honorable House.

As provided under the Boecher motion, the Senate was declared adjourned until 10:00 a.m., Monday, April 29, 1968.

Sixty-ninth Legislative Day

Monday, April 29, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—37.

Excused: Breckinridge, Findeiss, Ham, Hargrave, Horn, Howard, Keels, Massad, Payne, Stipe, Young.—11.

The President declared a quorum present.

The following prayer was offered by the Chaplain, Owen Guy, ministerial student at Phillips University, and is incorporated herein upon request of Senator Romang:

Our Father and Our God: We acknowledge Thy presence and the continued abundance of Your benevolence and watchful care over us. Grant these lawmakers meeting here today insight, understanding, perseverance, tolerance, and commitment as the essential tools of the tasks which they have to accomplish. Direct us who are Thy children, counsel those who are chosen to lead, enlighten and guide those who have the responsibility to govern. We accept Your love, and in our human state we stand before our judgment. Come into our hearts Lord Jesus. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Miller, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Bobby Warmack.

By unanimous consent, upon request of Senator Taliaferro, Mr. Will M. Thompson was granted privilege of the Floor for the purpose of presenting President Pro Tempore McSpadden with a Citation of Congratulations on behalf of the Senate Sergeants-at-Arms.

The Citation reads as follows and is incorporated herein, by unanimous consent, upon request of Senator Taliaferro:

CITATION OF CONGRATULATIONS

WHEREAS, the Honorable Clem McSpadden has a just and impartial nature, and has earned the respect of each of the Sergeants at Arms for the many talents which have made him a leader of men and a statesman of outstanding stature.

NOW THEREFORE, PURSUANT TO THE MOTION OF EACH AND EVERY ONE OF US

the Sergeants at Arms of the Second Session of the Thirty-first Oklahoma Legislature extend to the Honorable Clem McSpadden sincere congratulations and direct that this Citation of Congratulations be presented.

Frank L. Truel, Will O. Thompson, C. O. Stone, C. M. Fowler, Buel Vanzant, G. W. Wilson, B. T. Banner, Chas. L. Turley, Joe L. Cross, Joe D. Prince, Kenneth Jackson, B. A. Stuart, Ross E. McKee, Jim Wiswell, P. O. Parks, Henry Love.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

MESSAGE FROM GOVERNOR

Advising approval by him, April 29, 1968 of Enrolled SBs 135, 416, 524 and SJRs 62 and 70.

SB 135—By Short of the Senate and Hutchens (David) of the House.

An Act relating to convicts; amending 57 O.S. 1961, § 138; providing credits for good conduct; providing for deprivation of credits for persons returned to prison as parole violators; providing that Section be read to jury as part of the Court's instructions after a finding of guilty; and providing when maximum and minimum term of imprisonment is imposed, Section shall apply only to the maximum term.

SB 416—By Garrett, Miller, Berry, Birdsong, Grantham and Hargrave of the Senate and Mountford of the House.

An Act relating to workmen's compensation; amending 85 O.S. 1961, § 14, by clarifying the liability of payment for medical attention in the case of deceased employees; and declaring an emergency.

SB 524—By Findeiss, McSpadden and McGraw of the Senate and Hopkins, Hutchens (David), et al of the House.

An Act relating to professions and occupations; providing for the regulation and registration of engineers and land surveyors; defining terms; creating the State Board of Registration for professional engineers and land surveyors; *** and declaring an emergency.

SJR 62—By Terrill, Atkinson, et al of the Senate and Abbott, Allard, et al of the House.

A Joint Resolution establishing the "Elmer Thomas Memorial Commission"; providing for appointment, powers, duties and terms of members; and stating purpose.

SJR 70—By McSpadden, Garrison, Holden and Murphy of the Senate and Wolf (Leland) of the House.

A Joint Resolution relating to industrial financing; etc.; and declaring an emergency.

MESSAGE FROM THE GOVERNOR

The following Veto Message was read, incorporated herein upon motion of Senator Boecher, and consideration deferred for this legislative day:

To the President and Members of the Honorable Senate, Second Session, Thirty-first Oklahoma Legislature:
Gentlemen:

I have on this date vetoed Enrolled Senate Bill No. 355.

In my opinion, this bill is not in the best interest of the state and its citizens.

By the Governor of the State of Oklahoma:

DEWEY F. BARTLETT

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 77, 83, 84, 86 and HCR 560 each correctly engrossed.

SBs 446, 457, 515, 516, 534, 538, 554, 586, 612, 618, 669, 705 and SCR 64 each correctly enrolled.

Engrossed **SCRs 77, 83, 84 and 86** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HCR 560**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 446, 457, 515, 516, 534, 538, 554, 586, 612, 618, 669 and 705** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 64** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Williams, the Conference Committee Report on **HB 873** was declared adopted.

HB 873, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Grantham, Graves, Hamilton, Holden, Luton, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—31.

Nay: McClendon.—1.

Excused: Baggett, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Ham, Hargrave, Horn, Howard, Keels, Massad, Miller, Payne, Stansberry, Stipe.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Grantham, Graves, Hamilton, Holden, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Excused: Baggett, Breckinridge, Ferrell, Findeiss, Garrison, Gee, Ham, Hargrave, Horn, Howard, Keels, Massad, Miller, Payne, Stipe.—15.

The emergency was declared passed.

HB 873, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senators Findeiss, Stipe, Young and Horn asked to be shown present, which was the order.

Upon motion of Senator Birdsong, the Conference Committee Report on **HB 1273** was declared adopted.

HB 1273, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Grantham, Graves,

Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—36.

Nay: Young.—1.

Excused: Baggett, Breckinridge, Garrett, Garrison, Gee, Ham, Hargrave, Howard, Keels, Massad, Payne.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Grantham, Graves, Hamilton, Holden, Horn, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—36.

Nay: Young.—1.

Excused: Baggett, Breckinridge, Garrett, Garrison, Gee, Ham, Hargrave, Howard, Keels, Massad, Payne.—11.

The emergency was declared passed.

HB 1273, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senators Payne and Howard asked to be shown present, which was the order.

Upon motion of Senator Grantham, the Conference Committee Report on **HB 501** was declared adopted.

HB 501, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short,

Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: McClendon.—1.

Excused: Baggett, Breckinridge, Ham, Hargrave, Keels, Massad, Porter, Stansberry.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: McClendon.—1.

Excused: Baggett, Breckinridge, Ham, Hargrave, Keels, Massad, Porter, Stansberry.—8.

The emergency was declared passed.

HB 501, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Atkinson, the Conference Committee Report on **HB 1237** was declared adopted.

HB 1237, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Nay: Short.—1.

Excused: Baggett, Breckinridge, Findeiss, Ham, Hargrave, Keels, Massad, Porter, Stansberry, Terrill.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Nay: Short.—1.

Excused: Baggett, Breckinridge, Findeiss, Ham, Hargrave, Keels, Massad, Porter, Stansberry, Terrill.—10.

The emergency was declared passed.

HB 1237, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING SENATE ACTION

SCR 81 by Smith and Baldwin of the Senate and Willis of the House was called up for consideration, read at length, and adopted upon a motion of Senator Smith upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Horn, Howard, Luton, Martin, Massey, Miller, Nichols, Romang, Selman, Short, Smith, Stansberry, Stipe, Terrill, Williams.—33.

Nay: Dacus, McClendon, McSpadden, Payne, Smalley.—5.

Excused: Breckinridge, Ham, Hargrave, Keels, McGraw, Massad, Murphy, Porter, Taliaferro, Young.—10.

SCR 81 was referred for engrossment.

RESOLUTION

By unanimous consent, **SCR 87** by Smith of the Senate and Hopkins of the House was introduced and read as follows:

A Concurrent Resolution recalling from

the Office of the Governor Senate Bill No. 447, passed by the Second Session of the Thirty-first Oklahoma Legislature.

SCR 87 was read at length, adopted upon motion of Senator Smith and ordered 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 Boecher that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with Senator Field presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator McClendon, advised and consented to the confirmation of the executive nomination of LEE CLYMER, of Antlers, as member, Board of Registration of Foresters, to serve a five (5) year term ending June 1, 1972, and effective upon Senate confirmation. Mr. Clymer succeeds himself.

The Senate, in executive session and upon motion of Senator Field, advised and consented to the confirmation of the executive nomination of RAYMOND WATSON, Forgan, as member, State Soil Conservation Board, to serve the remainder of a five (5) year term ending June 30, 1971, and effective upon Senate confirmation. Mr. Watson succeeds Mr. Green, deceased.

The Senate, in executive session and upon motion of Senator Bradley, advised and consented to the confirmation of the executive nomination of JOHN BYERS, of Tulsa, as member, Motor Vehicle Commission, to serve a six (6) year term ending June 30, 1973, and effective upon Senate confirmation. Mr. Byers succeeds himself.

The Senate, in executive session and upon motion of Senator Findeiss, advised and consented to the confirmation of the executive nomination of Mrs. NELL RAMSEY, of Oklahoma City, as member, Board of Electrology, to serve a three

(3) year term ending May 10, 1970, and effective upon Senate confirmation. Mrs. Ramsey succeeds Mrs. Fritch.

The Senate, in executive session and upon motion of Senator Findeiss, advised and consented to the confirmation of the executive nomination of DR. CHARLES E. SMITH, JR., of Oklahoma City, as Member, Mental Health Board, to serve a seven (7) year term ending December 31, 1974, effective upon Senate confirmation. Dr. Smith succeeds himself.

President Pro Tempore McSpadden presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 87 correctly engrossed.

Engrossed **SCR 87** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Boecher moved that the Senate stand recessed until 1:30 p.m., which motion was declared adopted.

At 1:30 p.m., the Senate reassembled with President Nigh presiding.

Senators Massad, Ham and Breckinridge asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 493, 588 and 627 each correctly enrolled.

Enrolled **SBs 493, 588 and 627** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SJR 13**, requesting Conference and naming Conferees as follows: Hill, Lawson and Johnson.

MESSAGE FROM HOUSE

Advising fourth reading of and transmit-

ting Enrolled HBs 905, 1067, 1077, 1080, 1128, and 1187.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 564.

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

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 427, 512, 519, 528, 539, 542, 602, 644 and 746.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCRs 64 and 68.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 446, 457, 493, 515, 516, 534, 538, 554, 586, 588, 612, 618, 669, and 705.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 78—Coauthored by entire House Membership; SCR 79—Coauthored by Allard and Privett; SCR 80—Coauthored by entire House Membership; SCR 82 and SCR 87.

The above numbered Resolutions were referred for enrollment.

RESOLUTIONS

By unanimous consent, SR 108 by Boecher was introduced, read at length, adopt-

ed upon his motion, and ordered referred for enrollment:

SR 108—By Boecher.

A Resolution relating to the protection of the property and supplies of the Senate during the interim; authorizing the employment of necessary personnel; regulating the use of telephone credit cards by members of the Senate; authorizing and directing the President Pro Tempore to provide stationery and postage stamps for each member for official use; authorizing the President Pro Tempore to appoint members of the Senate to interim committees; and providing for needed repairs to offices and equipment, the purchase of needed equipment, supplies, furniture and fixtures, and for the approval of claims therefor.

BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore is hereby authorized to hire necessary employees to conduct the business and protect the property of the Senate during the 1968 legislative interim.

SECTION 2. No private organization, State executive agency or department, or the employees thereof, shall be permitted to use the Senate Chamber or the offices thereof during the interim, without the consent of the President Pro Tempore.

SECTION 3. Members of the Senate shall be allowed to retain their telephone credit cards for use during the remainder of their terms, said use, however, being limited to Six Hundred Dollars (\$600.00) per year for each member. In the event any member exceeds such sum the President Pro Tempore shall request the telephone company to charge said excess of Six Hundred Dollars (\$600.00) per year to the individual members' personal telephone.

SECTION 4. The President Pro Tempore is hereby authorized and empowered to provide for needed repairs to offices and

equipment of the Senate Chamber and offices, to purchase needed equipment, supplies, furniture, and fixtures, and to approve claims therefor.

SECTION 5. The President Pro Tempore is hereby authorized and directed to furnish each member necessary stationery and not to exceed six rolls of six-cent postage stamps for official communications by each member during the interim.

SECTION 6. The President Pro Tempore is hereby authorized and empowered to appoint members of the Senate to committees during the interim.

By unanimous consent, **SR 109** by McSpadden was introduced, read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 109—By McSpadden.

A Resolution authorizing the President Pro Tempore of the Senate to appoint a committee of not more than six members of the Senate to proceed to Washington, D. C. to attend the meeting of the President's committee on employment of the handicapped on May 1 through 5, 1968; and authorizing reimbursement to committee members for travel and expenses.

BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore of the Senate of the Second Session of the Thirty-First Oklahoma Legislature is hereby authorized to appoint a committee of not more than six (6) members of the Senate to proceed to Washington, D. C. for the purpose of attending a meeting of the President's Committee on Employment of the Handicapped on May 1 through 5, 1968. Upon their return the committee shall report to the Senate any conclusions such committee may desire to present concerning recommended legislation.

SECTION 2. Reimbursement for necessary travel and expenses for each committee member shall be paid by the Sen-

ate, as provided by Senate Resolution No. 64, of the Second Session of the Thirty-First Oklahoma Legislature.

By unanimous consent, **SR 110** by McSpadden, et al, was introduced, read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 110—By McSpadden, Boecher, Smith, Garrison, Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, Martin, Massad, Massey, McGraw, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A Resolution congratulating and commending the Honorable LeRoy McClendon for his many years of faithful and dedicated public service; noting his exceptional qualities and his many accomplishments; expressing gratitude for the service that he has rendered to the State of Oklahoma.

WHEREAS, The Honorable LeRoy McClendon is a man of many talents, abilities, and accomplishments; and

WHEREAS, he has served the people of his Senatorial District and the citizens of the entire state with honor, diligence and perseverance since the beginning of the Twenty-Second Legislative Session in 1949; and

WHEREAS, this outstanding citizen, in addition to being an extremely competent Senator, is also an eminent educator and a respected civic and religious leader; and

WHEREAS, Senator McClendon is the kind of man whose life serves as an example for all; and

WHEREAS, since this Honorable Senator has chosen to retire from public life the members of this body and the people of the entire state wish to express gratitude to him for the many services that he has rendered.

NOW, THEREFORE, BE IT RESOLV-

ED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY- FIRST OKLAHOMA LEGISLATURE.

SECTION 1. That the Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend and congratulate the Honorable LeRoy McClendon for his many years of faithful and dedicated service, and does note his exceptional qualities and many accomplishments, and does express gratitude to him for the many services that he has rendered the State of Oklahoma.

SECTION 2. That a duly authenticated copy of this Resolution, after consideration and enrollment shall be prepared for and presented to the Honorable LeRoy McClendon.

President Pro Tempore McSpadden presiding.

By unanimous consent, **SCR 88** by Smith of the Senate and Smith (Norman) of the House was introduced and read as follows:

A Concurrent Resolution pertaining to House Bill No. 759 of the Second Session of the Thirty-first Oklahoma Legislature; expressing legislative intent in regard thereto; and directing distribution.

SCR 88 was considered, read at length, adopted upon motion of Senator Smith and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Pursuant to Engrossed **SCR 82**, the Speaker has appointed the following House Members to serve on the Committee authorized by said Resolution: Sparkman, Bernard, Hill, Hunter and Willis.

MESSAGE FROM THE HOUSE

Advising the rejection of **SAs** to Engrossed **HB 1185**, requesting Conference and referring said Bill to the General Conference Committee on Appropriations.

Senator Boecher moved that the request of the Honorable House for a conference on **HB 1185** be ordered granted, the Bill to be referred to the General Conference Committee on Appropriations.

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 **HJR 505**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HJR 505** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred **ENGROSSED HOUSE JOINT RESOLUTION NO. 505**, and Engrossed Senate Amendments thereto, by Poulos entitled:

"A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed Amendment of Article X of the Constitution of the State of Oklahoma by adding a new section to be designated as Section 6A; * * * and ordering a special election,"

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 recede from amendment No. 1.

No. 2. That the Senate recede from amendment No. 2.

No. 3. That the Senate recede from amendment No. 3.

No. 4. That the Senate recede from amendment No. 4.

No. 5. That Section 1, lines 15, 16 and 17, starting with the word "article," and ending with "6A", be stricken, and by substituting in lieu thereof the following:

"The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, an amendment to Article X of the Constitution of the State of Oklahoma, by add-

ing a new section to be designated as Section 6A, which Section shall be as follows:

That the following Conference Committee Substitute be adopted:

CCS for HJR 505—By Poulos.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Article X of the Constitution of the State of Oklahoma by adding a new section to be designated as Section 6A; prohibiting levy of ad valorem tax or tax in lieu of ad valorem tax on intangible personal property; defining terms; providing for ballot title; and ordering a special election.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, a proposed amendment to Article X of the Constitution of the State of Oklahoma, by adding a new section to be designated as Section 6A, which Section shall be as follows:

Section 6A. Intangible personal property as below defined shall not be subject to ad valorem tax or to any other tax in lieu of ad valorem tax within this State.

(a) Money and cash on hand, including currency, gold, silver, and other coin, bank drafts, certified checks, and cashier's checks.

(b) Money on deposit in any bank, trust company, or other depository of money, within or without the State of Oklahoma, including certificates of deposit.

(c) Accounts and bills receivable, including brokerage accounts, and other credits, whether secured or unsecured.

(d) Bonds, promissory notes, debentures, and all other evidences of debt, whether secured or unsecured; except notes, debentures, and other evidences of

debt secured by real estate mortgages which are subject to the Mortgage Registration Tax under Sections 12351-12362, inclusive, Oklahoma Statutes, 1931 (68 O. S. 1961, Sections 1171-1182).

(e) Shares of stock or other written evidence or proportional shares of beneficial interests in corporations, joint stock companies, associations, syndicates, express or business trusts, special or limited partnerships, or other business organizations.

(f) All interests in property held in trust or on deposit within or without this State, and whether or not evidenced by certificates, shares, or other written evidence of beneficial ownership.

(g) Final judgments for the payment of money.

(h) All annuities and annuity contracts.

SECTION 2. The Ballot Title for the proposed constitutional amendment, as set forth in SECTION 1 of this Resolution, 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 prohibiting the taxation of intangible personal property

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 adoption of this Resolution, 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 of the State of Oklahoma.

SECTION 4. A special election is hereby ordered to be held throughout the State

of Oklahoma on the date of the next ensuing special election or the next ensuing primary election, whichever is earlier, at which the proposed amendment to the Constitution of the State of Oklahoma, as 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.

FOR THE SENATE: Murphy, Graves.

FOR THE HOUSE: Poulos, Odom (V. H.), Sanguin.

MESSAGE FROM THE SECRETARY OF STATE

Advising returning **SR 101**, in compliance with the request of the Honorable Senate.

SR 101 was taken up for immediate consideration; and, upon motion of Senator Hamilton, the vote was reconsidered by which the Resolution was adopted.

Upon motion of Senator Stipe, **SR 101** was ordered corrected to show all other members of the Senate as coauthors of the Resolution.

SR 101 by Hamilton, et al, was read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 101—By Hamilton, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A Resolution commending the Honorable Kirksey Nix for his many talents and the professional manner in which he has discharged the duties of his office; noting his recent illness, and expressing a wish for a complete and speedy recovery; and directing distribution.

WHEREAS, the Honorable Judge Kirksey Nix is a judge, jurist and legal scholar of great stature; and

WHEREAS, he has for many years discharged the duties of his office in such a manner as to be a credit to the legal profession; and

WHEREAS, Judge Nix has recently suffered a severe illness; and

WHEREAS, the people of this State are deeply indebted to Judge Nix for the manner in which he has discharged the duties of his office.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the State Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend the Honorable Kirksey Nix for his many talents and for the manner in which he has discharged the duties of his office, and does hereby express the desire that he enjoy a complete and speedy recovery from his recent illness.

SECTION 2. That a duly authenticated copy of this Resolution, after consideration and enrollment, shall be prepared for and presented to the Honorable Kirksey Nix.

MESSAGE FROM THE HOUSE

Advising that the House has failed to adopt the Conference Committee Report on Engrossed **SB 556**, and requests further conference, naming same conferees, instructing Conferees to submit a Conference Committee Report making remarriage a misdemeanor.

Senator Boecher moved that the request of the Honorable House for further Conference on **SB 556** be ordered granted and that the original Senate Conferees be reappointed, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HJR 536**, requesting Conference and naming Conferees as follows: Willis, Cate,

Hutchens (David), Sokolosky and Mountford.

Upon motion of Senator Boecher, the request of the Honorable House for a Conference on **HJR 536** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HJR 536**: McSpadden, Payne, Boecher, Murphy and Smith.

MESSAGE FROM HOUSE

Returning following Bill, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 620** and **761**.

The above numbered Bills as amended in Conference were referred for enrollment.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **SB 506** was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred **ENGROSSED SENATE BILL NUMBER 506**, entitled:

STATE BUREAU OF INVESTIGATION AND DECLARING AN EMERGENCY, together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Honorable House recede from Engrossed House Amendment No. 1.
2. That the Honorable Senate concur in Engrossed House Amendment No. 2.
3. That the Honorable Senate and Honorable House accept the following Amendments:

AMENDMENTS;

TITLE, Page 1, Lines 8 and 9 Strike the above title and

AMENDMENT NO. 3. Restore a correct title as follows:

"AN ACT RELATING TO THE STATE BUREAU OF INVESTIGATION AND MAKING AN APPROPRIATION THERE-TO; AUTHORIZING THE DIRECTOR, WITH THE APPROVAL OF THE GOVERNOR, TO CREATE POSITIONS AND FIX THE SALARIES OF NECESSARY EMPLOYEES; PROVIDING FOR APPROVAL OF EXPENDITURES; MAKING AN APPROPRIATION FOR THE PURCHASE OF AUTOMOBILES; MAKING AN APPROPRIATION FOR THE PURCHASE OF REGULATED DRUGS AND OTHER EVIDENCE COSTS; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 4. Page 1, Sec. 1, Strike Lines 23, 24, 25 and 26.

AMENDMENT NO. 5. Page 1, Sec. 1, Line 22, Strike the figures "\$357,200.00" and insert in lieu thereof the figures "\$483,500.00".

AMENDMENT NO. 6. Page 1, Sec. 1, Line 20 Strike the words "and Arson".

SENATE CONFEREES: Baldwin (Chairman), Murphy, Garrett, Gee, Grantham, Horn, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Briscoe, Miskelly, Odom (V. H.), Skeith, Smith (Norman) and Spearman.

The following **CCR** on **SB 517** was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred

ENGROSSED SENATE BILL NUMBER 517, entitled:

AN ACT MAKING APPROPRIATIONS TO THE STATE BOARD OF PUBLIC AFFAIRS AND THE DEPARTMENT OF PUBLIC WELFARE * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable House recede from Amendments Nos. 1, 2 and 3.

No. 2. That the Honorable Senate and the Honorable House accept the following Conference Committee Amendments:

AMENDMENT NO. 1. Section 1, Page 1, Line 29: Strike the figure "476,830.00" and insert in lieu thereof the figure "508,830.00".

AMENDMENT NO. 2. Page 1, Section 1, Line 36½: Insert the following words and figures: "Renovation and repair of Beauty Shop operating in the State Capitol Building "13,500.00".

AMENDMENT NO. 3. Section 1, Page 2, Line 3½: Insert the following: "Information and Management Services Division "60,000.00".

AMENDMENT NO. 4. Section 1, Page 2, Line 4: Strike the figure "\$997,372.00" and insert in lieu thereof the figure "\$1,102,872.00".

AMENDMENT NO. 5. Page 2, Line 4½: Insert a New Section to be numbered as Section 2 to read as follows:

"SECTION 2. There is hereby appropriated to the State Board of Public affairs, from the Oklahoma Tax Commission Fund, the sum of Fifteen Thousand Dollars (\$15,000.00) for the fiscal year ending June 30, 1969, to be used for custodial services and maintenance of space occupied by the Tax Commission in Capitol Buildings".

AMENDMENT NO. 6. Renumber succeeding Sections accordingly.

SENATE CONFEREES: Baldwin (Chairman), Murphy, Garrett, Gee, Grantham, Horn, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis, (Chairman), Abbott, Derryberry, Miskelly, Odom (V. H.), Skeith, Smith (Norman) and Spearman.

The following CCR on SB 522 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 522, entitled:

AN ACT RELATING TO THE OKLAHOMA ADJUTANT GENERAL AND MAKING APPROPRIATION THERETO * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That The Honorable House recede from Engrossed House Amendment No. 1.

No. 2. That the Honorable Senate and Honorable House accept the following Amendment:

AMENDMENT NO. 2.: "Page 1, Line 23, Section 1, strike the figures "470,500.00" and insert in lieu thereof the figures "\$575,000.00."

SENATE CONFEREES: Baldwin (Chairman), Murphy, Garrett, Gee, Grantham, Horn, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Miskelly, Odom (V. H.), Skeith, Smith (Norman) and Spearman.

The following CCR on SB 541 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on appropriations to whom was referred ENGROSSED SENATE BILL NUMBER 541, entitled:

AN ACT RELATING TO THE OFFICE OF THE STATE INDUSTRIAL COURT AND MAKING APPROPRIATIONS THERETO * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the House recede from Amendment No. 1.

No. 2. That the Senate concur in Amendment No. 2.

No. 3. That the Conference Committee Amendments be adopted:

Page 1, Section 2, Lines 27-28: Strike the words and figures "Thirty-one Thousand Nine Hundred Dollars (\$31,900.00)" and insert in lieu thereof the words and figures "Thirty Four Thousand Five Dollars (\$34,005.00)."

SENATE CONFEREES: Baldwin (Chairman), Murphy, Garrett, Gee, Grantham, Horn, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Miskelly, Odom (V. H.), Skeith, Smith (Norman) and Spearman.

The following CCR on SB 544 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred

ENGROSSED SENATE BILL NUMBER 544, entitled:

AN ACT RELATING TO THE OFFICE OF THE CLERK OF THE SUPREME COURT AND MAKING APPROPRIATION THERETO * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable House recede from Amendment No. 1.

No. 2. That the Honorable Senate concur in Amendment No. 2.

SENATE CONFEREES: Baldwin (Chairman), Murphy, Garrett, Gee, Grantham, Horn, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Miskelly, Odom (V. H.), Skeith, Smith (Norman) and Spearman.

The following CCR on SB 636 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 636, entitled:

HEALTH INSURANCE RESERVE FUND AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations.

No. 1. That the Honorable House recede from Amendment No. 1.

No. 2. That the Title be restored to read as follows:

"AN ACT RELATING TO THE

HEALTH INSURANCE RESERVE FUND AND MAKING AN APPROPRIATION THERETO; STATING PURPOSE OF THE APPROPRIATION; REQUIRING CERTAIN STATE AGENCIES TO PAY COSTS OF EMPLOYEE HEALTH INSURANCE; PROVIDING FOR MAXIMUM PAYMENTS BY STATE AGENCIES; AUTHORIZING PAYMENT OF ADMINISTRATIVE COSTS; MAKING THE APPROPRIATION NON FISCAL; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY."

No. 3. Page 1, Section 1, Lines 14 and 15: Delete the words and figures "One Million Six Hundred Eighty Thousand Dollars (\$1,680,000.00)" and insert in lieu thereof "Nine Hundred Thousand Dollars (\$900,000.00)".

No. 4. Page 1, Section 3, Line 22: after the word "by" insert the words "Section I".

No. 5. Insert a new section to be numbered as Section 3 to read as follows:

"Each State Department, Board, Commission, Division, Institution or other State agency which has employees who are enrolled, during the fiscal year ending June 30, 1969, in the Health Insurance Plan established in Chapter 374 O. S. L. 1967 (74 O. S. 1967 SUPP. § 1301 et seq.), and who expended funds for health insurance covering its employees during the fiscal year ending June 30, 1968, shall, during the fiscal year ending June 30, 1969, from funds available to it, pay into the Health Insurance Reserve Fund in the State Treasury, a sum sufficient to cover the cost of Health Insurance Plan coverage for enrolled employees, but not to exceed Five Dollars (\$5.00) per month, payable monthly.

Provided, however, that such payments shall not exceed in total, the total amount expended for health insurance on employees during the fiscal year ending June 30, 1968; any costs in excess of such amount shall be paid from funds appropriated in this Act." and renumbering the succeeding sections accordingly.

No. 6. Insert a new Section 4 to read as follows:

"The Insurance Commissioner's office shall assist and advise the grievance committee of the State Employees Group Health Plan on matters involving grievances and disputes, and there is hereby appropriated to the office of the Insurance Commissioner, out of any monies in the General Revenue Fund of the State Treasury, not otherwise appropriated, the sum of Twenty Thousand Dollars (\$20,000.00) for the fiscal year ending June 30, 1969, for the purpose of defraying the additional expense incurred by the Insurance Commissioner's office in performing the duties and responsibilities placed upon it by reason of this Act. Such appropriation may be used for the payment of salaries, purchase of necessary equipment and supplies, necessary travel and operating expense. The appropriations made pursuant to this Section shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any funds remaining at the end of ninety (90) days after the close of the fiscal year shall lapse and be transferred to the credit of the General Revenue Fund for the then current year."

No. 7. Section 5, as renumbered, Page 1, Line 25: after the word "approved" strike the period, insert a comma and add the following words: "and to defray the costs of administration of the plan, but not to exceed Fifteen Thousand Dollars (\$15,000.00) for such administrative costs."

SENATE CONFEREES: Baldwin (Chairman), Murphy, Garrett, Gee, Grantham, Horn, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Miskelly, Odom (V. H.), Skeith, Smith (Norman) and Spearman.

The following CCR on SB 652 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 652, entitled:

AN ACT MAKING APPROPRIATIONS FROM DESIGNATED STATE FUNDS TO PAY WARRANTS CANCELLED BY STATUTE *** AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendation:

NO. 1. That the Honorable Senate and The Honorable House accept the General Conference Committee Substitute for Engrossed Senate Bill 652.

CCS for SB 652—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act making appropriations from designated State funds to pay warrants cancelled by statute; providing lapse date; providing that provisions of this Act shall be severable; 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 out of any monies in the Payroll Reserve Fund the following amounts for payment to the holders of the following warrants or orders:

NUMBER	OF	WAR- TO WHOM	RANT ISSUED	AMOUNT
027500	J. L. Spencer			\$ 64.07
918552	Estate of S. Mazman, Sr.			138.45
395717	D. D. Dillard			115.00
799042	G. R. Cunningham			200.00
208973	L. S. Mooney			24.40

SECTION 2. There is hereby appropriated out of any monies in the Emergency Appropriation Fund for the fiscal year ending June 30, 1967, not otherwise appropriated, the following amounts for payment to the holder of the following warrants:

NUMBER	OF	WAR- TO WHOM	RANT ISSUED	AMOUNT
237909	Brix, Inc.			\$ 2.65
390263	Pitney-Bowes, Inc.			39.00
278731	Leonard Graumann			47.90
864038	Leonard Graumann			33.60

SECTION 3. There is hereby appropriated out of any monies in the Oklahoma Public Welfare Commission Administration Fund, the following amounts for payment to the holders of the following warrants or orders:

NUMBER	OF	WAR- TO WHOM	RANT ISSUED	AMOUNT
764550	Estate of J. A. Morrow, MD			\$ 15.00
817621	Maxine A. Hays			3.50
017050	R. W. Minor, MD			11.00
112627	St. Anthony Hospital			25.00

SECTION 4. There is hereby appropriated out of any monies in Child Welfare Assistance Funds of the Oklahoma Public Welfare Commission, the following amount for payment to the holder of the following warrants:

NUMBER	OF	WAR- TO WHOM	RANT ISSUED	AMOUNT
069622	St. Anthony Hospital			\$ 10.00
217581	Wm. S. Wamack, MD			12.00

SECTION 5. There is hereby appropriated out of any monies in the Combined Adult Category Fund of the Oklahoma Public Welfare Commission, the following amounts for payment to the holders of the following warrants or orders:

NUMBER OF WAR- TO WHOM RANT ISSUED			AMOUNT
0009090	Mary Bennett	-----	\$110.00
0503172	Catherine M. Adams	-----	115.00
0344406	Catherine M. Adams	-----	113.00
0338372	Joe D. Cherry	-----	14.00
825247	Ollie Bradford	-----	115.00
169708	Eloise May Elmore	-----	85.00

SECTION 6. There is hereby appropriated out of any monies in the Title XIX Medicare Pooled Fund of the Oklahoma Public Welfare Commission, the following amounts for payment to the holders of the following warrants or orders:

NUMBER OF WAR- TO WHOM RANT ISSUED			AMOUNT
83757	General Hospital, Brownfield, Texas	-----	\$ 90.00
077314	R. L. Loftin, MD	-----	35.06
116420	J. L. Hackney, MD	-----	10.00
017030	H. A. Masters, MD	-----	35.00
044721	Sharline Hamby	-----	34.00
017029	H. A. Masters, MD	-----	10.20
022402	Myrtle Milburn	-----	6.00
01934	H. A. Masters, MD	-----	35.00
118890	B. L. Bruton, MD	-----	34.00
56076	D. C. Enloe	-----	43.20

SECTION 7. There is hereby appropriated out of any monies in the O.A.S.I. Disability Freeze Fund of the Oklahoma Public Welfare Commission, the following amounts for payment to the holders of the following warrants or orders:

NUMBER OF WAR- TO WHOM RANT ISSUED			AMOUNT
068026	St. Anthony Hospital	-----	20.00
117784	St. Anthony Hospital	-----	20.00
0817225	Dillie Tresler	-----	86.00
0175315	Ann Fischer	-----	54.00
0025953	Mary Bennett	-----	110.00
0176608	Maudie L. Bragg, Gdn.	---	86.00

SECTION 8. There is hereby appropriated out of any monies in the School for

the Deaf Fund of the Oklahoma Public Welfare Commission, the following amount for payment to the holder of the following warrant:

NUMBER OF WAR- TO WHOM RANT ISSUED			AMOUNT
235951	American Fidelity Assurance	-----	\$125.00

SECTION 9. There is hereby appropriated out of any monies in the Income Tax Adjustment Fund of the Oklahoma Tax Commission, the following amount for payment to the holder of the following warrant:

NUMBER OF WAR- TO WHOM RANT ISSUED			AMOUNT
288588	R. O. Ray Estate, Walter Ray, Executor	----	\$ 30.63

SECTION 10. There is hereby appropriated out of any monies in the Wildlife Conservation Commission Fund of the Wildlife Conservation Commission, the following amount for payment to the holder of the following warrant:

NUMBER OF WAR- TO WHOM RANT ISSUED			AMOUNT
081243	Hyder Lumber & Supply Company	-----	\$ 49.75

SECTION 11. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the proper fund for the then current year.

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 the 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.

The following CCR on SB 736 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 736, entitled:

STATE REGENTS FOR HIGHER EDUCATION AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable House recede from Engrossed House Amendment No. 1.

No. 2. Strike Title and insert the following Title:

AN ACT RELATING TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION AND MAKING AN APPROPRIATION THERETO: PROVIDING LEGISLATIVE INTENT THAT THE APPROPRIATION BE ALLOCATED TO THE EASTERN OKLAHOMA STATE COLLEGE OF AGRICULTURE AND APPLIED SCIENCE, AND STATING THE PURPOSE; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

SENATE CONFEREES: Baldwin (Chairman), Murphy, Garrett, Gee, Grantham, Horn, Martin, Massey, Nichols, Ro-

mang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis, (Chairman), Abbott, Derryberry, Miskelly, Odom (V. H.), Skeith, Smith (Norman) and Spearman.

The following CCR on SB 656 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your Conference Committee, to whom was referred ENGROSSED SENATE BILL 656 by Smalley of the Senate and McCune of the House and Engrossed House Amendments thereto, entitled:

An Act relating to distribution and settlement of estates; amending 58 O. S. 1961, § 693; providing money ordered distributed to minor who, after specified time, is without a guardian, or to an heir, legatee, creditor or claimant, whose address or whereabouts is unknown, may be ordered deposited with court clerk; and providing authorization and direction to court clerk to invest such funds in a bank or savings and loan association whose deposits are insured by an agency of the Federal Government, providing time limits for audits; declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following Conference Committee Substitute be adopted:

CS for SB 656—By Smalley of the Senate and McCune of the House.

An Act relating to distribution and settlement of estates; amending 58 O. S. 1961, § 693; providing money ordered distributed to minor who, after specified time, is without a guardian, or to an heir, legatee, creditor or claimant, whose address or whereabouts is unknown, may be ordered deposited with court clerk; and providing authorization and direction to court clerk to invest such funds in a bank or savings and loan association whose deposits are

insured by an agency of the Federal Government, providing time limits for audits; declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 58 O. S. 1961, § 693, is amended to read as follows:

§ 693. (a) Whenever a final account and order of distribution based thereon shall direct the payment of monies to a minor, and no person shall within ninety (90) days thereafter become the legal and qualified guardian for such minor, so that the executor or administrator may become entitled to his discharge, the court may make an order directing the executor or administrator to deposit such money in the hands of the court clerk, taking his receipt therefor, with the same effect as though taken from a legally qualified guardian of such minor; and the clerk shall hold such monies in trust for such minor until a guardian shall be appointed and call for the same, or until such minor shall become of age and demand the same. Provided, that all such monies in the hands of the court clerk at the expiration of his term of office must be turned over to his successor in office.

(b) Whenever a final account and order of distribution based thereon shall direct the payment of monies to a legatee, heir, creditor or claimant, whose address or whereabouts is not known, or who will not accept and receipt for said monies within ninety (90) days thereafter, so that the executor or administrator may become entitled to his discharge, the court may make an order directing the executor or administrator to deposit such money with the court clerk, taking his receipt therefor, with the same effect as though taken from such person; and the clerk shall hold such monies in trust for such person until he or his legal or personal representative shall demand and accept the same. Provided, that all such monies in the hands of the court clerk at the expiration of his term of office must be turned over to his successor in office.

ation of his term of office must be turned over to his successor in office.

(C) IN THE EVENT NO PERSON QUALIFIED TO RECEIVE SUCH MONEY SO DEPOSITED WITH THE COURT CLERK MAKES DEMAND THEREFOR WITHIN THIRTY (30) DAYS AFTER RECEIPT THEREOF BY THE COURT CLERK, AND SAID DEPOSIT IS IN EXCESS OF ONE HUNDRED DOLLARS (\$100.00), THE COURT CLERK IS AUTHORIZED AND DIRECTED TO INVEST SUCH FUNDS IN A SAVINGS ACCOUNT OR ACCOUNTS OR CERTIFICATE OF DEPOSIT IN A BANK OR SAVINGS AND LOAN ASSOCIATION WHOSE DEPOSITS ARE INSURED BY AN AGENCY OF THE FEDERAL GOVERNMENT. WHEN THE PERSON LEGALLY ENTITLED THERETO MAKES REQUEST UPON THE COURT CLERK THEREFOR, SAID ACCOUNT OR FUND, TOGETHER WITH ALL ACCUMULATIONS THERETO, SHALL BE PAID OVER TO SUCH PERSON LEGALLY ENTITLED THERETO UPON THE COURT CLERK TAKING A RECEIPT IN FULL FOR SUCH PAYMENT, WHICH RECEIPT SHALL BE FILED IN AND BECOME PART OF THE RECORDS OF THE CASE.

SECTION 2. The Tax Commission shall complete its audit of any estate tax return filed with it within ninety (90) days from the date the return is filed, except where the return shows the amount of tax to be in excess of One Hundred Dollars (\$100.00). If the audit be not completed and notice of the findings of the Tax Commission forwarded to the person filing the return within the times above specified the amount of tax due as shown on the return shall be deemed correct, and upon request, the Tax Commission shall issue its order disclaiming any further interest as to estate, inheritance and transfer taxes in the estate listed in the return.

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.

FOR THE SENATE: Smalley, Massad.

FOR THE HOUSE: McCune, Goodfellow.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m., tomorrow, which motion was declared adopted.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

HB 1354 correctly engrossed.

Engrossed SAs to and Engrossed **HB 1354**, as amended, were properly signed and ordered returned to the Honorable House.

Senator Payne presiding.

As provided under the Boecher motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Seventieth Legislative Day

Tuesday, April 30, 1968

Pursuant to adjournment, the Senate was called to order by President Pro Tempore McSpadden.

Upon roll call, the following members were present:

Present: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—39.

Excused: Baggett, Findeiss, Hargrave, Massad, Miller, Murphy, Nichols, Porter, Terrill.—9.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein upon request of Senator Boecher:

Our Heavenly Father: Grant us Thy blessing this day we pray. For in the counsel of Your love lies our strength, determination and wisdom. The tasks which need to be accomplished today are of significance to all men, the decisions may not be easy, but with the strength of God each man can do his best. We acknowledge in humility the waywardness of our daily lives. Jesus Christ, grant us pardon. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Massey, pursuant to Rule 9-b, a Citation of Congrat-

ulations was ordered issued to Friday Fitzgerald.

Upon motion of Senator Baldwin, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mary Lee Bullard.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM THE GOVERNOR

This is to advise you that on this date, April 29, 1968, I have returned Enrolled SB 447 per your request.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 554, 988 and 1301.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 86—Coauthored by entire House Membership.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SB 627.

The above numbered Enrolled Bill was referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 87 correctly enrolled.

Enrolled SCR 87 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled HBs 554, 873, 988, 1000, 1237 and 1301.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on SB 506 was declared adopted.

SB 506, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—37.

Excused: Baggett, Findeiss, Gee, Hargrave, Howard, Massad, Miller, Murphy, Nichols, Porter, Terrill.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—37.

Excused: Baggett, Findeiss, Gee, Hargrave, Howard, Massad, Miller, Murphy, Nichols, Porter, Terrill.—11.

The emergency was declared passed.

SB 506, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on SB 517 was declared adopted.

SB 517, 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: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Stansberry, Stipe, Williams, Young.—35.

Excused: Atkinson, Baggett, Findeiss, Hargrave, Massad, Miller, Murphy, Nichols, Porter, Smalley, Smith, Taliaferro, Terrill.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Stansberry, Stipe, Williams, Young.—35.

Excused: Atkinson, Baggett, Findeiss, Hargrave, Massad, Miller, Murphy, Nichols, Porter, Smalley, Smith, Taliaferro, Terrill.—13.

The emergency was declared passed.

SB 517, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Hargrave asked to be shown present, which was the order.

Upon motion of Senator Baldwin, the Conference Committee Report on SB 522 was declared adopted.

SB 522, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Stansberry, Stipe, Williams, Young.—34.

Excused: Baggett, Findeiss, Horn, Howard, McClendon, Massad, Miller, Murphy, Nichols, Porter, Smalley, Smith, Taliaferro, Terrill.—14.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Stansberry, Stipe, Williams, Young.—34.

Excused: Baggett, Findeiss, Horn, Howard, McClendon, Massad, Miller, Murphy, Nichols, Porter, Smalley, Smith, Taliaferro, Terrill.—14.

The emergency was declared passed.

SB 522, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Terrill asked to be shown present, which was the order.

Upon motion of Senator Baldwin, the Conference Committee Report on SB 544 was declared adopted.

SB 544, 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: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baggett, Berrong, Findeiss, Ham, Massad, Miller, Murphy, Nichols, Porter, Smalley, Smith.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Baggett, Berrong, Findeiss, Ham, Massad, Miller, Murphy, Nichols, Porter, Smith.—10.

The emergency was declared passed.

SB 544, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Smalley presiding.

Senators Baggett, Massad and Miller asked to be shown present, which was the order.

Upon motion of Senator Baldwin, the Conference Committee Report on SB 541 was declared adopted.

SB 541, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves,

Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—42.

Excused: Findeiss, Murphy, Nichols, Porter, Smith, Terrill.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Payne, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young.—42.

Excused: Findeiss, Murphy, Nichols, Porter, Smith, Terrill.—6.

The emergency was declared passed.

SB 541, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Massad presiding.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 652** was declared adopted.

SB 652, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Payne, Romang, Selman, Short, Stansberry, Taliaferro, Williams, Young.—36.

Excused: Baggett, Findeiss, Ham, Mas-

sey, Miller, Murphy, Nichols, Porter, Smalley, Smith, Stipe, Terrill.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Payne, Romang, Selman, Short, Stansberry, Taliaferro, Williams, Young.—36.

Excused: Baggett, Findeiss, Ham, Massey, Miller, Murphy, Nichols, Porter, Smalley, Smith, Stipe, Terrill.—12.

The emergency was declared passed.

SB 652, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Gee, the Conference Committee Report on **SB 636** was declared adopted.

SB 636, 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: Atkinson, Berrong, Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Romang, Selman, Short, Stansberry, Stipe, Terrill, Young.—29.

Nay: Baldwin, Bradley, Field, Grantham, Taliaferro, Williams.—6.

Excused: Baggett, Findeiss, Ham, Hargrave, Horn, McSpadden, Miller, Murphy, Nichols, Poyne, Porter, Smalley, Smith.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Romang, Selman, Short, Stansberry, Stipe, Terrill, Williams, Young.—33.

Nay: Field, Taliaferro.—2.

Excused: Baggett, Findeiss, Ham, Hargrave, Horn, McSpadden, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith.—13.

The emergency was declared passed.

SB 636, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 797** and **1163**.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCR 87**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

Senator Nichols asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Smalley, the Conference Committee Report on **SB 656** was declared adopted.

SB 656, 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: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton,

McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Berry, Findeiss, Horn, Murphy, Payne, Porter, Smith.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Berry, Findeiss, Horn, Murphy, Payne, Porter, Smith.—8.

The emergency was declared passed.

SB 656, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Hamilton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 81 and **85** each correctly engrossed.

SCRs 78, 82, and **SRs 101, 108, 109** and **110** each correctly enrolled.

Engrossed **SCRs 81** and **85** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCRs 78** and **82** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SRs 101, 108, 109** and **110** were properly signed and ordered transmitted to the Secretary of State.

President Pro Tempore McSpadden presiding.

MESSAGE FROM THE HOUSE

Advising Further Conference granted on Engrossed **HB 594**, by the General Conference Committee on Appropriations.

MOTION

Senator Graves moved that the Senate

withdraw its instructions to the Senate Conferees to remove the words "city and town" from section 1, subsection 14, of **HB 594**, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 536**, and naming House Conferees as follows: McCune, Bamberger and Inhofe.

MESSAGE 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 585**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1018**, requesting Conference and naming Conferees as follows: Boren, Odom (V. H.) and Raibourn.

Upon motion of Senator Boecher, the request of the Honorable House for a Conference on **HB 1018** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1018**: Nichols, Hargrave and Taliaferro.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1323**, requesting Conference and naming Conferees as follows: McCune, Finch and Dunn.

Upon motion of Senator Boecher, the request of the Honorable House for a Conference on **HB 1323** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Con-

ferees under **HB 1323**: Massad, Gee and Young.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 768**.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration **HCR 593**.

Upon motion of Senator Williams, **HCR 593** was taken up for immediate consideration and read as follows:

HCR 593 by Thornhill of the House and Williams of the Senate.

A Concurrent Resolution recalling from the Office of the Governor House Bill No. 962-68, passed by the Second Session of the Thirty-first Oklahoma Legislature.

The Resolution was read at length, adopted upon motion of Senator Williams, and ordered referred for engrossment.

Senator Boecher moved that the Senate stand recessed until 3:00 p.m., which motion was declared adopted.

At 3:00 p.m., the Senate reassembled with Senator Smith presiding.

Senators Findeiss, Murphy and Porter asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 88 correctly engrossed.

SBs 620 and **761** each correctly enrolled.

Engrossed **SCR 88** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 620** and **761** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1357—By Employment Committee—
An Act relating to the legislature; fixing maximum number and emolument of temporary employees of the House of Representatives; providing for appointment and fixing maximum compensation of permanent employees; directing codification; making provisions of Act severable; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 501**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 593**.

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

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCRs 78 and 82**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1354**, as amended.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and adoption of Engrossed **HCR 560**, as amended.

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 506, 517, 522, 541, 544, 636 and 652**.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 620 and 761**.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **SB 481** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred **ENGROSSED SENATE BILL NUMBER 481**, entitled:

AN ACT RELATING TO SPECIAL ELECTIONS * * * AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendation:

AMENDMENT NO. 1. That the Honorable Senate and Honorable House accept the following **CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 481**:

CCS for SB 481—By Hamilton.

An Act relating to special elections; making appropriations to the Secretary of the State Election Board and to the Secretary of State; stating purpose; making appropriations fiscal; making provisions of 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 Secretary of the State Election Board from any monies in the General Revenue Fund for the fiscal year ending June 30, 1969, not otherwise appropriated, the sum of One Hundred Fifty Thousand Dollars (\$150,000.00) for the purpose of paying expenses of special elections.

SECTION 2. There is hereby appropri-

ated to the Secretary of State from any monies in the General Revenue Fund for the fiscal year ending June 30, 1969, not otherwise appropriated, the sum of Seven Thousand Eight Hundred and Five Dollars and ten cents (\$7,805.10) for the purpose of paying the cost of publication of Ballot Titles on special elections.

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 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.

SENATE CONFEREES: ' Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman) and Wolf (Leland).

The following CCR on SB 509 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations to whom was referred ENGROSSED SENATE BILL NUMBER 509, entitled:

STATE VETERANS DEPARTMENT AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable House recede from House Amendment No. 1.

No. 2. Restore Title to read as follows:
AMENDMENT NO. 1.

"AN ACT RELATING TO THE STATE VETERANS DEPARTMENT, OKLAHOMA STATE WAR VETERANS HOME FACILITIES, SULPHUR, OKLAHOMA, THE OKLAHOMA WAR VETERANS HOME FACILITIES, ARDMORE, OKLAHOMA, AND THE OKLAHOMA WAR VETERANS COMMISSION AND MAKING APPROPRIATIONS THERETO; STATING THE PURPOSE; PROVIDING FOR TRANSFER OF FUNDS; AUTHORITY FOR ADMINISTRATION OF AFFAIRS OF THE STATE VETERANS DEPARTMENT, 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 DEPARTMENT OF PUBLIC WELFARE 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; MAKING AN APPROPRIATION TO CONSTRUCT AND EQUIP A NURSING CARE WARD AT NORMAN, OKLAHOMA; PROVIDING FOR LAPSE DATE; MAKING PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Page 2, Line 16, strike the figure "\$190,750.00" and insert in lieu thereof the figure "\$193,750.00".

AMENDMENT NO. 3. Page 2, Section 2, Line 25, strike the words "Board for

Vocational Education" and insert in lieu thereof the words "Department of Public Welfare".

AMENDMENT NO. 4. Page 3, Line 15½, add a new section to read "Section 5. There is hereby appropriated to the War Veterans Commission from any monies in the General Revenue Fund in the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1969, the sum of One Hundred Thousand Dollars (\$100,000.00) or so much thereof as may be necessary to construct and equip a nursing care ward at the State War Veterans facility in Norman, Oklahoma, for the treatment of mentally ill war veterans. The appropriation made by this section 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, and shall not be subject to the provisions of any other lapse date within this Act."

Amendment No. 5. Renumber the old "Section 5" to read "Section 6" and the remaining Sections to conform thereto.

Senator Smalley asked to be noted as coauthor.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith and Young.

HOUSE CONFEREES: Willis, (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman) and Wolf (Leland).

The following CCR on SB 510 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 510, entitled

OFFICE OF THE DEPARTMENT OF

CHARITIES AND CORRECTIONS AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable House recede from AMENDMENT No. 1.

No. 2. That the Honorable Senate and the Honorable House accept the following AMENDMENTS;

AMENDMENT NO. 2. Restore a correct title to read as follows:

"AN ACT RELATING TO THE OFFICE OF THE DEPARTMENT OF CHARITIES AND CORRECTIONS AND MAKING APPROPRIATIONS THERETO; STATING THE PURPOSE; PROVIDING LAPSE DATE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HERETO; MAKING PROVISIONS OF THE ACT SEVERABLE; AND DECLARING AN EMERGENCY."

AMENDMENT No. 3. Page 1, Sec. 1, Line 20, Strike the figure "\$45,555.00" and insert in lieu thereof the figure "\$60,555.00".

AMENDMENT No. 4. Page 1, Sec. 1, Line 21, after the word "Expense" insert the words "including Rent of Office Space"

AMENDMENT No. 5. Page 1, Sec. 1, Line 21, Strike the figure "\$23,000.00" and insert in lieu thereof the figure "\$28,000.00".

AMENDMENT No. 6. Page 1, Sec. 1, Line 22, Strike the figure "\$68,555.00" and insert in lieu thereof the figure "\$88,555.00".

AMENDMENT No. 7. Page 1, Line 22½, insert a new Section 2, to read as follows:

"There is hereby appropriated to the Office of the Department of Charities and Corrections, from the Commissioner of Charities and Corrections Fund created by Section 2, Chapter 357, O. S. L. 1967

(74. O. S. Supp. 1967, § 189) as amended by House Bill No. 1238 of the Second Regular Session of the 31st Oklahoma Legislature, for the fiscal year ending June 30, 1969, not otherwise appropriated, the following amounts:

Personal Services (Including OASI and State Retirement)	\$173,400.00
Operating Expense, Including Rent of Office Space -----	76,600.00
Total	<hr/> \$250,000.00

AMENDMENT 8. Renumber succeeding Sections accordingly.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman) and Wolf (Leland).

The following CCR on SB 543 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 543, entitled:

DEPARTMENT OF MENTAL HEALTH AND MENTAL HEALTH INSTITUTIONS AND DECLARING AN EMERGENCY, together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the House recede from House Amendment No. 1.

No. 2. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Page 1, line 26½, strike the figures "\$100,000.00" and insert in lieu thereof "\$175,000.00".

AMENDMENT NO. 2. Page 1, line 27½,

strike the figures "\$237,230.00" and insert in lieu thereof "\$312,230.00".

AMENDMENT NO. 3. Page 1, line 28½, strike the figures "\$4,610,000.00" and insert in lieu thereof "\$5,120,000.00".

AMENDMENT NO. 4. Page 1, line 30½, delete the entire line "Health Center . . . 300,000.00". (Page 1, Line 29½; strike entire line)

AMENDMENT NO. 5. Page 1, line 31½, strike the figures "\$3,810,000.00" and insert in lieu thereof "\$3,870,000.00".

AMENDMENT NO. 6. Page 1, line 32½, strike the figures "\$1,955,000.00" and insert in lieu thereof "\$1,965,000.00".

AMENDMENT NO. 7. Page 1, line 33½, strike the figures "\$1,218,050.00" and insert in lieu thereof "\$1,233,050.00".

AMENDMENT NO. 8. Page 1, line 34½, strike the figures "\$12,130,280.00" and insert in lieu thereof "\$12,500,280.00".

AMENDMENT NO. 9. Restore Title reading as follows:

AN ACT RELATING TO THE DEPARTMENT OF MENTAL HEALTH AND THE MENTAL HEALTH INSTITUTIONS AND MAKING APPROPRIATIONS THERETO; STATING THE PURPOSE; PROVIDING FOR THE DIRECTOR OF MENTAL HEALTH TO FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES; FIXING SALARIES OF CERTAIN EMPLOYEES; AUTHORIZING THE BOARD OF MENTAL HEALTH TO ADMINISTER THE AFFAIRS OF THE INSTITUTIONS LISTED HEREIN; PROVIDING LAPSE DATE; REPEALING ALL LAWS IN CONFLICT HERewith AND DECLARING AN EMERGENCY.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman) and Wolf (Leland).

The following CCR on SB 547 was read and consideration deferred.

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NO. 547, entitled:

(WILL ROGERS MEMORIAL COMMISSION) AND (DECLARING AN EMERGENCY),

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

NO. 1. That the Honorable House recede from Engrossed House Amendment No. 1.

NO. 2. That the Senate and House accept the following amendment:

AMENDMENT NO. 1. Restore Title to read as follows: AN ACT RELATING TO THE WILL ROGERS MEMORIAL COMMISSION AND MAKING AN APPROPRIATION THERETO; PROVIDING THAT THE COMMISSION SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING LAPSE DATE; MAKING PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Page 1, Section 1, Line 20: Strike the figures "\$42,735.00" and insert in lieu thereof the figures "\$57,735.00".

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith, Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman), Wolf (Leland).

The following CCR on SB 551 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NO. 551, entitled:

(OKLAHOMA DEPARTMENT OF LIBRARIES AND DECLARING AN EMERGENCY),

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

NO. 1. The Honorable House recede from Engrossed House Amendment No. 1.

NO. 2 That the Honorable Senate and Honorable House accept the following amendments:

AMENDMENT NO. 1. Restore title, to read as follows: AN ACT RELATING TO THE OKLAHOMA DEPARTMENT OF LIBRARIES AND MAKING AN APPROPRIATION THERETO; PROVIDING THAT THE DIRECTOR OF THE DEPARTMENT OF LIBRARIES SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Page 1, Section 1, Line 24½ insert a new line to read as follows: "Development and Expansion of Public Library Facilities \$50,000.00."

AMENDMENT NO. 3. Page 1, Section 1, Line 25; strike the figures "\$360,000.00" and insert in lieu thereof the figures "\$410,000.00".

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman), Wolf (Leland).

The following CCR on SB 558 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NO. 558, entitled:

"AN ACT RELATING TO THE J. M. DAVIS MEMORIAL; AN EMERGENCY" together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendation:

NO. 1. That the House recede from Amendment No. 1.

AMENDMENT 1: That the Honorable Senate and Honorable House accept the following amendment:

"Page 1, Section 1, Line 16; strike the words and figures "Twenty-five Thousand Dollars (\$25,000.00)" and insert in lieu thereof the words and figures "Fifty Thousand Dollars (\$50,000.00)".

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith, Young.

SENATE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman), Wolf (Leland).

The following CCR on SB 581 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 581, entitled:

STATE HIGHWAY DEPARTMENT AND DECLARING AN EMERGENCY, together with Engrossed House Amendments thereto, beg leave to report that we have had the same under considera-

tion and herewith return same with the following recommendations:

(CC recommendations, submitted on 71st Legislative Day, ordered incorporated herein.)

AMENDMENT NO. 5. Page 2, Line 16, Sec. 2 strike the words and figures "Eight Million Dollars (\$8,000,000.00)" and insert in lieu thereof the words and figures "Nine Million Nine Hundred Thirty-two Thousand Four Hundred Fifty-three Dollars and thirty-one cents (\$9,932,453.31)".

AMENDMENT NO. 6. Page 2, Section 2, Line 21, after the word "Fund." add the following: "Not less than Five Hundred Thousand Dollars (\$500,000.00) of the state funds dedicated to new construction shall be used for construction of lake roads and roads to historic sites fifty percent (50%) by contract method."

AMENDMENT No. 7. Page 2, Line 28½, add a new Section to be numbered Section 4 to read as follows:

"The State Highway Department is hereby authorized and empowered to expend sums herein appropriated not to exceed Twenty Thousand Dollars (\$20,000.00) for surfacing of street to and parking facilities near the Oklahoma State Firemen's Museum, a public trust in which the State of Oklahoma is beneficiary, located in Oklahoma County, Oklahoma."

AMENDMENT No. 8. Pages 2 and 3. Renumber succeeding Sections accordingly.

AMENDMENT No. 9. (Line 6 of the Title)—Correct the title to Make Title conform: After the word "COMMITTEE" Strike the semi-colon ";" and insert the following language: "AND SURFACING OF CERTAIN STREETS AND PARKING FACILITIES;"

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman) and Wolf (Leland).

The following CCR on SB 583 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 583, entitled:

DEPARTMENT OF AGRICULTURE AND DECLARING AN EMERGENCY, together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the House recede from Amendment No. 1.

No. 2. That the Honorable Senate and Honorable House accept the following amendments:

AMENDMENT No. 1. Restore Title to read as follows:

AN ACT RELATING TO THE STATE DEPARTMENT OF AGRICULTURE AND MAKING APPROPRIATION THERETO; STATING THE PURPOSE; AUTHORIZING APPOINTMENT AND COMPENSATION OF PERSONNEL; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

AMENDMENT No. 2. Section 1, Page 1, Line 31 strike the word "and" at the beginning of the line and after the word "Bollworm" insert the words "and apiary inspection service."

AMENDMENT No. 3. Section 1, Page 1, Line 23, strike the number 71,603.00 and insert in lieu thereof 85,953.00.

AMENDMENT No. 4. Section 1, Page 1, Line 25, strike the number 407,000.00 and insert in lieu thereof 462,650.00.

AMENDMENT No. 5. Section 1, Page 1, Line 27, strike the number 24,000.00 and insert in lieu thereof 34,000.00.

AMENDMENT No. 6. Section 1, Page 1, Line 31, strike the number 105,000.00 and insert in lieu thereof 115,000.00.

AMENDMENT No. 7. Section 1, Page 2, Line 5, strike the number 350,000.00 and insert in lieu thereof 410,000.00.

AMENDMENT No. 8. Section 1, Page 2, Lines 17 and 18, strike entirely.

AMENDMENT No. 9. Section 1, Page 2, Line 19, strike the number 1,641,285.00 and insert in lieu thereof the figure \$1,-626,603.00.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman) and Wolf (Leland).

The following CCR on SB 665 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 665 and the Engrossed House Amendments thereto, by Baggett of the Senate, entitled:

AN ACT RELATING TO ELECTIONS; AMENDING PORTIONS OF THE ACT (26 O.S. 1961, § 103.1 THROUGH § 103.21) WHICH GOVERNS VOTER REGISTRATION IN COUNTIES OF MORE THAN 400,000 POPULATION *** 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 concur in Engrossed House Amendments Nos. 2, 4 and 5.

2. That the House recede from Engrossed House Amendments Nos. 1 and 3.

3. Amend the Title to delete the words "Permitting Sale of Lists of Registered Voters and Prescribing Conditions Therefor; Making Unlawful The Copying of Such Lists or Commercial Use Thereof; Prescribing Penalties".

FOR THE SENATE: Baggett, Smith, Bradley.

FOR THE HOUSE: Miskelly, Andrews, Brown.

The following CCR on SB 706 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 706, entitled:

J. M. DAVIS MEMORIAL COMMISSION AND DECLARING AN EMERGENCY,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable House recede from Amendment No. 1.

No. 2. That the Honorable House recede from Amendment No. 2.

AMENDMENT 1. Restore the title as follows:

"AN ACT RELATING TO THE J. M. DAVIS MEMORIAL COMMISSION AND MAKING AN APPROPRIATION THERE-TO; STATING THE PURPOSE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

AMENDMENT 2: Page 1, Section 1, Line 17: Strike the words and figures "Two Hundred Thousand Dollars (\$200,000.00)" and substitute in lieu thereof the words and figures "One Hundred Thousand Dollars (\$100,000.00)".

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Horn, Martin, Massey, Romang, Smalley, Selman, Smith and Young.

HOUSE CONFEREES: Willis, (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman) and Wolf (Leland).

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 768 and SCRs 79 and 80 each correctly enrolled.

Enrolled SB 768 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCRs 79 and 80 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

Senator Murphy moved that the Conference Committee Report on HJR 505 be adopted.

Senator Gee, joined by Senator Baggett, as a substitute, moved that the Senate refuse to concur in the Conference Committee Report on HJR 505 and request another Conference, instructing the Senate Conferees to amend the Bill so as to replace the revenues lost under the provisions of HJR 505, which motion was tabled by Senator Murphy upon a roll call as follows:

Aye: Atkinson, Baldwin, Berry, Boecher, Breckinridge, Ferrell, Field, Graves, Ham, Hamilton, Holden, Horn, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Williams.—28.

Nay: Baggett, Birdsong, Bradley, Findeiss, Garrett, Garrison, Gee, Grantham, Howard, Keels, Nichols, Short, Terrill, Young.—14.

Excused: Berrong, Dacus, Hargrave, McClendon, Porter, Stansberry.—6.

The vote occurring upon the Murphy motion, it was declared adopted.

HJR 505, as amended in Conference, was read at length, as follows:

HJR 505—By Poulos.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO RE-

FER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT OF ARTICLE X OF THE CONSTITUTION OF THE STATE OF OKLAHOMA BY ADDING A NEW SECTION TO BE DESIGNATED AS SECTION 6A; PROHIBITING LEVY OF AD VALOREM TAX OR TAX IN LIEU OF AD VALOREM TAX ON INTANGIBLE PERSONAL PROPERTY; DEFINING TERMS; PROVIDING FOR BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, a proposed amendment to Article X of the Constitution of the State of Oklahoma, by adding a new section to be designated as Section 6A, which Section shall be as follows:

Section 6A. Intangible personal property as below defined shall not be subject to ad valorem tax or to any other tax in lieu of ad valorem tax within this State.

(a) Money and cash on hand, including currency, gold, silver, and other coin, bank drafts, certified checks, and cashier's checks.

(b) Money on deposit in any bank, trust company, or other depository of money, within or without the State of Oklahoma, including certificates of deposit.

(c) Accounts and bills receivable, including brokerage accounts, and other credits, whether secured or unsecured.

(d) Bonds, promissory notes, debentures, and all other evidences of debt, whether secured or unsecured; except notes, debentures, and other evidences of debt secured by real estate mortgages which are subject to the Mortgage Registration Tax under Sections 12351-12362, in-

clusive, Oklahoma Statutes, 1931 (68 O. S. 1961, Sections 1171-1182).

(e) Shares of stock or other written evidence or proportional shares of beneficial interests in corporations, joint stock companies, associations, syndicates, express or business trusts, special or limited partnerships, or other business organizations.

(f) All interests in property held in trust or on deposit within or without this State, and whether or not evidenced by certificates, shares, or other written evidence of beneficial ownership.

(g) Final judgments for the payment of money.

(h) All annuities and annuity contracts.

SECTION 2. The Ballot Title for the proposed constitutional amendment, as set forth in SECTION 1 of this Resolution, 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 prohibiting the taxation of intangible personal property

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 adoption of this Resolution, 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 of the State of Oklahoma.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next ensuing special election or the next ensuing primary election, whichever is earlier, at which the proposed amendment to the Con-

stitution of the State of Oklahoma, as 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 was as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Garrett, Graves, Ham, Hamilton, Holden, Horn, Keels, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stipe, Taliaferro, Williams.—33.

Nay: Baggett, Findeiss, Garrison, Gee, Grantham, Howard, Luton, Short, Terrill.—9.

Excused: Atkinson, Dacus, Hargrave, McClendon, Stansberry, Young.—6.

The Resolution was declared passed.

The question being, "Shall **HJR 505**, by Poulos entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed Amendment of Article X of the Constitution of the State of Oklahoma by adding a new section to be designated as Section 6A; prohibiting levy of ad valorem tax or tax in lieu of ad valorem tax on intangible personal property; defining terms; providing for 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 of Oklahoma on the date of the next ensuing special election or next ensuing primary election, whichever is 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 or the next ensuing 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smalley, Smith, Stipe, Williams, Young.—36.

Nay: Baggett, Garrison, Gee, Grantham, Luton, Short, Terrill.—7.

Excused: Dacus, Hargrave, McClendon, Stansberry, Taliaferro.—5.

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 505, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

THIRD READING

HB 518 by Poulos, et al, of the House and Smalley, Berrong and Breckinridge of the Senate was called up for consideration.

Senator Hamilton asked unanimous consent, which was granted, to amend **HB 518**, page 1, line 2, by striking the words and figures "Five Thousand Dollars (\$5,000.00)" and substituting therefor the words and figures "Twelve Thousand Dollars (\$12,000.00)".

By unanimous consent, upon request of Senator Smalley, the Hamilton amendment was declared adopted.

HB 518 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, McGraw, Mc-

Spadden, Martin, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith.—32.

Nay: Boecher, Luton, Massad, Williams, Young.—5.

Excused: Atkinson, Dacus, Hargrave, McClendon, Massey, Murphy, Selman, Stansberry, Stipe, Taliaferro, Terrill.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Williams.—34.

Nay: Boecher, Luton, Young.—3.

Excused: Atkinson, Dacus, Hargrave, McClendon, Massey, Murphy, Selman, Stansberry, Stipe, Taliaferro, Terrill.—11.

The emergency was declared passed.

HB 518, as amended, was referred for engrossment.

THIRD READING

HB 1329 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berry, Findeiss, Garrison, Gee, Grantham, McGraw, McSpadden, Miller, Romang, Selman.—10.

Nay: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Ferrell, Field, Garrett, Ham, Hamilton, Holden, Howard, Keels, Luton, Massad, Massey, Murphy, Payne, Short, Smalley, Smith, Stipe, Taliaferro, Terrill.—26.

Excused: Berrong, Dacus, Graves, Hargrave, Horn, McClendon, Martin, Nichols, Porter, Stansberry, Williams, Young.—12.

The bill was declared failed of passage.

GENERAL ORDER

SJR 71 by Baggett was read and considered.

Upon motion of Senator Baggett, SJR 71 was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, SJR 71 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 71 was read for the third time at length, as follows:

SJR 71—By Baggett.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED CONSTITUTIONAL AMENDMENT TO SECTION 23 OF ARTICLE 10, OF THE OKLAHOMA CONSTITUTION; REQUIRING STATE BOARD OF EQUALIZATION TO MAKE ITEMIZED ESTIMATE OF REVENUES TO BE RECEIVED BY THE STATE DURING NEXT ENSUING FISCAL YEAR; PROVIDING THAT ESTIMATE NOT EXCEED TOTAL REVENUE ACCRUED TO ANY FUND FOR PRECEDING FISCAL YEAR PLUS OR MINUS AN AMOUNT EQUAL TO THE PERCENTAGE RATE OF INCREASE OR DECREASE IN THE REVENUES WHICH ACCRUED TO EACH SUCH FUND DURING THE THREE LAST PRECEDING YEARS PLUS ANY CASH SURPLUS FOR PRECEDING FISCAL YEAR; PROHIBITING LEGISLATURE FROM MAKING APPROPRIATIONS UNTIL ESTIMATE IS MADE; MAKING NULL AND VOID APPROPRIATIONS IN EXCESS OF ESTIMATE; PROVIDING FOR ALLOCATION OF REVENUE TO APPROPRIATIONS; PROVIDING LIMITATIONS UPON DEFICIENCY CERTIFICATES; PROVIDING LIMITATIONS AGAINST CREATION OF INDEBTEDNESS FOR PAYMENT OF DEFICIENCY; PROVIDING BALLOT TITLE; AND ORDERING SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

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 of Section 23, Article X of the Constitution of the State of Oklahoma, to read as follows:

Section 23. Within twenty-one days after the adoption of this amendment and thereafter prior to the convening of each regular session of the Legislature, the State Board of Equalization shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made for the next ensuing fiscal year showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund of the State, and the total amount of such estimate for such fiscal year shall **[not exceed]** BE the total revenue which accrued to each such fund for the last preceding fiscal year, TO WHICH AMOUNT SHALL BE ADDED OR SUBTRACTED AN AMOUNT DETERMINED BY TAKING THE AVERAGE PERCENTAGE RATE OF INCREASE OR DECREASE IN THE REVENUES WHICH ACCRUED TO EACH SUCH FUND FOR THE THREE LAST PRECEDING YEARS, to which amount shall be added the cash surplus, if any, from such preceding fiscal year in the hands of the State Treasurer to the credit of any such fund and not previously appropriated by the State Legislature at the time such estimate is made. Such estimate shall be filed with the Governor, the President of the Senate and the Speaker of the House of Representatives. The Legislature shall not pass or enact any bill, act or measure making an appropriation of money for any purpose until such estimate is made and filed, unless the State Board of Equalization has

failed to file said estimate at the time of convening of said Legislature, then, in such event, it shall be the duty of the Legislature to make such estimate pursuant to the provisions of this amendment, and all appropriations made in excess of such estimate shall be null and void; provided, however, that the Legislature may at any regular session or special session called for that purpose, enact laws to provide for additional revenues, other than ad valorem taxes, or transferring the existing revenues or surpluses from one fund to another, whereupon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor and with the President of the Senate and the Speaker of the House of Representatives, and the amount of any increase or decrease, resulting, for any reason, from such laws shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate shall be the maximum amount which can be appropriated for all purposes from any fund for the fiscal year estimated.

After June 30, 1941, that portion of every appropriation at the end of each fiscal year, in excess of actual revenues collected and allocated thereto as hereinafter provided, shall be null and void. Revenues deposited in the State Treasury to the credit of the General Revenue Fund or of any special fund (which derives its revenue in whole or in part from state taxes or fees) shall, except as to principal and interest on the public debt, be allocated monthly to each department, institution, board, commission or special appropriation on a percentage basis, in that ratio that the total appropriation for such department, institution, board, commission or special appropriation from each fund for that fiscal year bears to the total of all appropriations from each fund for that fiscal year, and no warrant shall be issued in excess of said allocation. 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. The Legislature shall provide a method whereby appropriations shall be divided and set up on a monthly, quarterly or semi-annual basis within each fiscal year to prevent obligations being incurred in excess of the revenue to be collected, and notwithstanding other provisions of this Constitution, the Legislature shall provide that all appropriations shall be reduced to bring them within revenues actually collected, but all such reductions shall apply to each department, institution, board, commission or special appropriation made by the State Legislature in the ratio that its total appropriation for that fiscal year bears to the total of all appropriations for that fiscal year; provided, however, that the Governor may in his discretion issue a deficiency certificate or certificates to the State Auditor for the benefit of any department, institution, or agency of the State, if the amount of such deficiency certificate or certificates be within the limit of the current appropriation for that department, institution, or agency, whereupon the State Auditor shall issue warrants to the extent of such certificate or certificates for the payment of such claims as may be authorized by the Governor, and such warrants shall become a part of the public debt and shall be paid out of any money appropriated by the Legislature and made lawfully available therefor; provided further, that in no event shall said deficiency certificate or certificates exceed in the aggregate the sum of Five Hundred Thousand Dollars (\$500,000.-00) in any fiscal year.

The State shall never create or authorize the creation of any debt or obligation, or fund or pay any deficit, against the State, or any department, institution or agency thereof, regardless of its form or the source of money from which it is to

be paid, except as provided in this amendment and in Sections Twenty-four (24) and Twenty-five (25) of Article Ten (X) of the Constitution of the State of Oklahoma.

SECTION 2. The Ballot Title for the 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 23, Article X of the Oklahoma Constitution, to provide that the State Board of Equalization shall make an estimate of revenues to be received by the State for the next ensuing fiscal year; providing that estimate be the total revenue accrued to any fund for preceding fiscal year plus or minus average percentage rate of increase or decrease during last preceding three year period and plus any cash surplus for preceding fiscal year; prohibiting Legislature from making appropriations until estimate is made; making null and void appropriations in excess of estimate; providing for allocation of revenue to appropriations; providing limitations upon deficiency certificates; providing limitations against creation of indebtedness for payment of deficiency be approved by the people?

☐ YES

SHALL THE PROPOSED
AMENDMENT BE APPROVED?

☐ NO

SECTION 3. The President Pro Tempore of the State Senate shall, immediately after the effective date of this Resolution, prepare and file one (1) copy thereof, including said Ballot Title, with the Secretary of State and one (1) copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the date of the next ensuing 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 Oklahoma for their approval or rejection as and in the manner provided by law.

On the question of passage of Resolution, the roll call was as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grant-ham, Ham, Hamilton, Holden, Horn, How-ard, Luton, McGraw, McSpadden, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill.—36.

Excused: Berrong, Breckinridge, Dacus, Graves, Hargrave, Keels, McClendon, Martin, Porter, Stansberry, Williams, Young.—12.

The Resolution was declared passed.

The question being, "Shall **SJR 71**, by Baggett entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed constitutional amendment to Section 23 of Article 10 of the Oklahoma Constitution; requiring State Board of Equalization to make itemized estimate of revenues to be received by the state during next ensuing fiscal year; providing that estimate not exceed total revenue accrued to any fund for preceding fiscal year plus or minus an amount equal to the percentage rate of increase or decrease in the revenues which accrued to each such fund during the three last preceding years plus any cash surplus for preceding fiscal year; prohibiting Legislature from making appropriations until estimate is made; making null and void appropriations in excess of estimate; providing for allocation of revenue to appropriations; providing limitations upon deficiency certificates; providing limitations against creation of indebtedness for payment of deficiency; providing ballot title; and ordering 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 of Oklahoma on the date of the next ensuing primary election as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing primary election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Berrong, Breckinridge, Dacus, Graves, Hargrave, McClendon, Porter, Stansberry.—8.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 71 was ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1233**, requesting Conference and naming Conferees as follows: Bamberger, McCune and Patterson (Ruth)—with instructions to House Conferees as follows:

"Page 2, line 18, inserting a new Section 4 to read as follows:

SECTION 4. Section 3 of House Bill 1050 of the Second Session of the Thirty-first Legislature of the State of Oklahoma is hereby amended to read as follows:

'SECTION 3. It shall be required that any traffic ticket be endorsed by the District Attorney or Prosecuting Attorney be-

fore filing, except that a person arrested for a traffic violation or served with a traffic ticket who elects to plead guilty to the violation therein charged, may indicate his plea of guilty on the ticket, above his signature, and attach to the ticket a sum of money in payment of fine and costs in an amount equal to that prescribed as bail for the violation charged, as provided herein, in which case the ticket shall not require the endorsement of the District Attorney or Prosecuting Attorney. In either event, the ticket so filed by the Court Clerk shall constitute an information and warrant of arrest in the case.'

Renumber the following Sections and amend the title to conform thereto."

Senator Boecher moved that the request of the Honorable House for a Conference on **HB 1233** be ordered granted, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1233**: Gee, Massad and Howard.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1174**, requesting Conference and naming Conferees as follows: Bamberger, McCune and Derryberry.

Senator Boecher moved that the request of the Honorable House for a Conference on **HB 1174** be ordered granted, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1174**: Howard, Gee and Nichols.

MESSAGE FROM THE HOUSE

Transmitting following Bill together with

Conference Committee Report and amendment thereon, advising adoption of Conference Committee Report, as amended, and passage of Measure as amended: Engrossed **HB 1002**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1002** was read and consideration deferred;

Mr. Speaker

and

Mr. President:

We, the undersigned, being all of the conferees on Engrossed House Bill No. 1002 ask unanimous consent that the House and Senate conferees on Engrossed House Bill No. 1002 be permitted to amend their report by deleting from Section 6(a) the phrase, "in which the name of such candidate appears on the ballot with opposition" which was inadvertently placed in the report contrary to the intentions of the conferees.

SENATE CONFEREES: Smith, Garrison, Smalley, Luton, Baggett.

HOUSE CONFEREES: Sandlin, Allard, Derryberry, Townsend, Taggart.

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1002 and the Engrossed Senate Amendments thereto, by Sandlin of the House and Smith of the Senate, entitled:

AN ACT RELATING TO POLITICAL CAMPAIGN CONTRIBUTIONS AND EXPENDITURES; PROVIDING SHORT TITLE; DEFINING TERMS; PROVIDING FOR AGENTS AND SUB-AGENTS AND REQUIRING RECORDS; * * * AND DECLARING AN EMERGENCY,

beg to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the following Conference Committee Substitute for Engrossed House Bill No. 1002 be adopted.

CCS for HB 1002—By Sandlin, Allard, Taggart, and Townsend of the House and Smith of the Senate.

An Act relating to political campaign contributions and expenditures; providing short title; defining terms; providing for agents and sub-agents and requiring records; providing for the form, execution and filing of reports; providing maximum contribution limitations; allowing deduction of contributions from taxable income; making violations a felony; prescribing limitations; making ineligible for election to office those convicted; repealing 26 O. S. 1961, § § 401, 405, 406, 407, 408, 410, 411, 413, 414, 416, 417, 418, 419, 420, 421 and 422; providing severability; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. TITLE OF ACT. This Act shall be known and may be cited as "The Control and Disclosure of Political Contributions and Expenditures Act."

SECTION 2. DEFINITIONS. In this Act unless the context otherwise requires

(a) "candidate" means a person who has filed a Notification and Declaration of Candidacy for any public office pursuant to 26 O. S. 1961, § 162, as amended, or any comparable statute, but shall not include any person who has withdrawn or any person whose candidacy is unopposed.

(b) "campaign" means and includes all activities for or against the election of a candidate from the date the filing period opens through the date of the general election.

(c) "contribution" means and includes any money, property, personal services, printing or engraving, radio or television time, billboards, advertising or any other thing of value whatsoever which is given or loaned to be used for or against a candidate or the candidates of a political party in a campaign.

(d) "contributor" means and includes every person or organization who makes a contribution.

(e) "organization" includes a corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership or association, union, cooperative, two or more persons having a joint or common interest, or any other legal or commercial or political entity.

(f) "election board" means the State Election Board in reference to a candidate for a state office or the appropriate county election board in reference to a candidate for local office.

(g) "state office" includes all elective offices which are filled by statewide balloting in the general election and also includes national offices, legislative offices, district attorney offices and district judicial offices, and all other offices where two or more counties are included in the constituency of the office, but does not include county, city, town or school district offices.

(h) "local office" includes all elective offices other than state offices.

(i) "political party" means any organized group of the electorate, which attempts to elect its candidates to office.

(j) "family" means an individual, his or her spouse, if any, and if residing in the same household, and all minor children residing in his or her household.

SECTION 3. REPORTS OF CONTRIBUTIONS.

(a) Every candidate for state office who receives a contribution of the value of Five Hundred Dollars (\$500.00) or more shall file a written report thereof as hereinafter provided.

(b) Every candidate for local office who receives a contribution of the value of Two Hundred Fifty Dollars (\$250.00) or more shall file a written report thereof as hereinafter provided.

(c) Every political party which receives a contribution of Five Hundred Dollars (\$500.00) or more shall file a written report thereof as hereinafter provided.

(d) If a contributor makes more than

one contribution to a candidate or political party and any of such contributions are of a value less than the amounts specified herein, then such contributions shall be reported whenever the aggregate value or amount of such contributions and the theretofore unreported contributions to such candidate or such political party equals or exceeds the amounts prescribed herein.

(e) Contributions of a value less than those above prescribed shall be reported as one aggregate total without identifying the contributors thereof.

SECTION 4. AGENTS AND RECORDS.

(a) Every candidate for public office shall designate a person (who may be the candidate) to be his agent for the receipt and expenditure of contributions. Such agent may designate as many subagents as he deems fit. A candidate may remove his agent and designate another agent at any time. A candidate or agent may remove a subagent and designate other subagents at any time. The designations of agents and subagents shall be made in writing filed with the election board upon forms prescribed by the Secretary of the State Election Board. No person shall act as an agent or as a subagent until after his designation is so filed.

(b) Every political party shall designate a person to be its agent for the receipt and expenditure of contributions. Such agent may designate as many subagents as he deems fit. A political party may remove its agent and designate another agent at any time. The designations of agents and subagents shall be made in writing filed with the election board upon forms prescribed by the Secretary of the State Election Board. No person shall act as an agent or as a subagent until after his designation is so filed.

(c) Each agent shall maintain written records of all contributions and expenditures handled by him and shall require each of his subagents to maintain a written record of all contributions and expenditures handled by each such subagent.

Such written records shall be the property of the candidate or political party to which they relate and shall be delivered to such candidate or such political party immediately upon (1) demand by the candidate, political party or agent, or (2) removal of an agent or a subagent or (3) upon the expiration of his appointment or (4) ten (10) days after the general election, whichever shall first occur.

SECTION 5. FORM OF REPORTS. The Secretary of the State Election Board shall prescribe the forms to be used by all candidates and political parties for making such reports and shall cause them to be printed and distributed to every person who requests them. Such forms shall require specific identification of each contributor in the case of contributions of the values prescribed in Section 3, including his address, and a specific description of the contribution. Such reports shall set forth all campaign expenditures in detail by categories or objects of expenditure. Such reports for candidates shall be subscribed under oath by the candidate and his designated agent. Such reports for political parties shall be subscribed under oath by the principal officer of the political party and its agent. The forms for reporting shall contain such other terms and provisions as the Secretary of the State Election Board may prescribe to further accomplish the purposes of this Act. No fictitious names shall be used on such reports. The reports shall show the correct name of the person actually making the contribution.

SECTION 6. TIME OF FILING REPORTS. The reports of contributions and expenditures required by this Act shall be filed with the election board within the times hereinafter set forth:

(a) The report of a candidate shall be filed not more than fifteen (15) days after the date of each general election in which the name of such candidate appears on the ballot with opposition and shall include all contributions received and all expenditures made from the date the filing period

opened or the date of his last report, whichever is later, through the tenth (10th) day after such election.

(b) The report of a political party shall be filed fifteen (15) days after the date of the general election and shall include all contributions received and all expenditures made from the date the filing period opened through the tenth (10th) day after such general election.

(c) If any contributions are received or expenditures are made within six (6) months after the date of the general election the candidate or the party shall file a supplemental report thereof within six (6) months and ten (10) days after such general election.

(d) Reports may be filed by mail but the same must be received by the election board not later than 4:30 p.m. on the day specified for filing in order to be deemed timely filed.

SECTION 7. MAXIMUM CONTRIBUTIONS. No person or family may contribute more than Five Thousand Dollars (\$5,000.00) to a political party. No person or family may contribute more than Five Thousand Dollars (\$5,000.00) to a candidate for state office, nor more than One Thousand Dollars (\$1,000.00) to a candidate for local office.

SECTION 8. INCOME TAX DEDUCTION FOR CONTRIBUTIONS. A person who contributes money to a political party or to a candidate shall be entitled to deduct the amount contributed, not to exceed One Hundred Dollars (\$100.00) in any one taxable year, from his adjusted gross income in the computation of Oklahoma income tax.

SECTION 9. PENALTIES. (a) Any person who knowingly and willfully violates any of the provisions of this Act shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than One Thousand Dollars (\$1,000.00) or by confinement in the county jail for not more than six (6) months, or by both such fine and impri-

sonment. Prosecutions hereunder must be commenced within one (1) year of such violation and not thereafter. (b) Upon final conviction such person shall forfeit the office to which he was elected.

SECTION 10. REPEAL. 26 O. S. 1961, § § 401, 405, 406, 407, 408, 410, 411, 413, 414, 416, 417, 418, 419, 420, 421 and 422 are hereby repealed.

SECTION 11. SEVERABILITY. 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 12. EMERGENCY. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

FOR THE SENATE: Smith, Garrison, Smalley, Luton and Baggett.

FOR THE HOUSE: Sandlin, Allard, Derryberry and Townsend.

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 1079**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1079** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred **ENGROSSED HOUSE BILL NO. 1079**, entitled:

AN ACT RELATING TO THE OFFICE OF THE BANKING DEPARTMENT AND MAKING AN APPROPRIATION THERE-

TO; * * * AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Section 1, Line 24, strike the number "207,900.00" and insert in lieu thereof the number "222,400.00".

AMENDMENT NO. 2. Section 1, Line 25, strike the number "62,500.00" and insert in lieu thereof the number "63,000".

AMENDMENT NO. 3. Section 1, Line 27, strike the number "271,000" and insert in lieu thereof the number "286,000".

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

MESSAGE 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 592, 1165 and 1212.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 592 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 592, and Engrossed Senate Amendments thereto, by Miller entitled:

AN ACT RELATING TO SCHOOLS;

PROVIDING FOR THE ESTABLISHMENT OF AN INTERSTATE COMPACT FOR EDUCATION; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following Conference Committee substitute be adopted:

CCS for HB 592—By Fine, Poulos and Watkins of the House and McClendon of the Senate.

An Act relating to schools; amending 70 O. S. 1961, § 1-18; teachers, superintendents and principals defined; setting requirements for certification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 70 O. S. 1961, § 1-18, is hereby amended to read as follows:

§ 1-18. Except as otherwise provided herein; the following positions in school districts shall have the meanings indicated:

a. Teacher: Any person who is employed to serve as district superintendent, county superintendent, principal, supervisor, librarian, school nurse or classroom teacher, or in any other instructional, supervisory, or administrative capacity, is defined as a teacher. Such person shall not be deemed qualified unless he or she holds a valid certificate, issued by and in accordance with the rules and regulations of the State Board of Education, to perform the particular services for which he or she is employed.

b. Superintendent: A district superintendent of schools shall be the executive officer of the board of education and the administrative head of the school system of a district maintaining an accredited high school, provided he holds an administrator's certificate recognized by the State Board of Education WHICH SHALL BE ISSUED ON A MASTER'S DEGREE IN SCHOOL ADMINISTRATION, UPON FULFILLMENT OF REQUIREMENTS

FOR A MASTER'S DEGREE IN SCHOOL ADMINISTRATION OR EQUIVALENT THEREOF.

c. Principal: A principal shall be any person other than a district superintendent of schools having supervisory or administrative authority over any school or school building having two or more teachers. A teaching principal shall be a principal who devotes at least one-half the time school is in session to classroom teaching. Provided teaching principals shall not be required to hold administrative certificates. PROVIDED FURTHER THAT AN ADMINISTRATOR'S CERTIFICATE, OR SCHOOL COUNSELOR'S CERTIFICATE SHALL BE ISSUED BY THE STATE BOARD OF EDUCATION TO ANY PERSON WHO APPLIES FOR SAID CERTIFICATE WITH A MASTER'S DEGREE AND FIFTEEN YEARS EXPERIENCE IN OKLAHOMA SCHOOLS. THIS DOES NOT SUPERSEDE PRESENT METHOD IN CERTIFICATION BUT IS AN ALTERNATE METHOD OF CERTIFICATION.

d. For purposes of complying with the State Aid Law and other statutes which apportion money on the basis of teaching units or the number of teachers employed or qualified for, all persons holding proper certificates and connected in any capacity with the instruction of pupils shall be designated as "teachers".

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.

FOR THE SENATE: Massey, McClen-
don, Hamilton.

FOR THE HOUSE: Fine, Watkins.

The following CCR on HB 1165 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to

whom was referred Engrossed House Bill No. 1165, and Engrossed Senate Amendments thereto, by Smith (Norman) of the House and Massey of the Senate entitled:

AN ACT RELATING TO BANKS, TRUST COMPANIES AND CORPORATE TRUST BUSINESSES; AMENDING OKLAHOMA BANKING CODE OF 1965, CHAPTER 161, SECTIONS 714 C AND 802 B (6 O. S. SUPP. 1967, § § 714 C AND 802 B); * * * AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following Conference Committee substitute be adopted:

CCS for HB 1165—By Smith (Norman) of the House and Massey of the Senate.

An Act relating to banks, trust companies and corporate trust businesses; amending Oklahoma Banking Code of 1965, Chapter 161, Sections 714 c and 802 b (6 O. S. Supp. 1967, § § 714 c and 802 b); providing annual examination of banks and trust companies; providing exception on limitation on maximum indebtedness of banks; providing that an assigned real estate mortgage used as collateral on an obligor's debt is not a real estate loan; directing codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Subsection C, Section 714, Chapter 161, O. S. L. 1965 (6 O. S. Supp. 1967, § 714 C), is amended to read as follows:

§ 714. C. The board of directors of every bank and trust company shall examine, at least once in each calendar year at intervals of not more than fifteen (15) months, all the affairs of the corporation including the character and value of investments and loans, the efficiency of operating procedures and such other matters as the Commissioner prescribes. A report of the examination shall be sub-

mitted promptly to the Commissioner and shall embody such information as the Commissioner requires. The board of directors may provide that such examination shall be conducted by a committee of not less than three (3) directors, by certified public accountants, OR BY INDEPENDENT AUDITORS RESPONSIBLE ONLY TO THE BOARD OF DIRECTORS [or by clearing house examiners]. Such examination shall be made when practicable without the assistance of the executive officers of the bank or trust company. Such report of examination shall be reviewed by the directors at the next meeting of the board of directors.

SECTION 2. Subsection B, Section 802, Chapter 161, O. S. L. 1965 (6 O. S. Supp. 1967, § 802 B), is amended to read as follows:

§ 802. B. Such limitation of fifteen per cent (15%) shall be subject to the following exceptions:

(1) Obligations in the form of drafts or bills of exchange drawn in good faith against actually existing values shall not be subject under this section to any limitation based upon such capital and surplus.

(2) Obligations arising out of the discount of commercial or business paper actually owned by the person, copartnership, association or corporation negotiating the same shall not be subject under this section to any limitation based upon such capital and surplus, except that said bank may not advance more than fifteen per cent (15%) of said capital and surplus on the commercial paper made by any obligor.

(3) Obligations drawn in good faith against actually existing values and secured by goods or commodities in process of shipment shall not be subject under this section to any limitation based upon such capital and surplus.

(4) Obligations as endorser or guarantor of notes, other than commercial or business paper excepted under paragraph

(2) hereof, having a maturity of not more than six (6) months, and owned by the person, corporation, association, or copartnership endorsing and negotiating the same, shall be subject under this section to a limitation of ten per cent (10%) of such capital and surplus in addition to such fifteen per cent (15%) of such capital and surplus.

(5) Obligations in the form of banker's acceptances of other banks shall not be subject under this section to any limitation based upon such capital and surplus.

(6) Obligations of any person, copartnership, association, or corporation, in the form of notes or drafts secured by shipping documents, warehouse receipts, or other such documents transferring or securing title covering readily marketable nonperishable staples when such property is fully covered by insurance, if it is customary to insure such staples, shall be subject under this section to a limitation of ten per cent (10%) of such capital and surplus in addition to such fifteen per cent (15%) of such capital and surplus when the market value of such staples securing such obligation IN EXCESS OF THE FIFTEEN PER CENT (15%) LIMIT is not at any time less than one hundred fifteen per cent (115%) of the face amount of such obligations; and to an additional increase of limitation of five per cent (5%) of such capital and surplus in addition to such twenty-five per cent (25%) of such capital and surplus when the market value of staples securing such additional obligations is not at any time less than one hundred twenty per cent (120%) of the face amount of such additional obligation; and to a further additional increase of limitation of five per cent (5%) of such capital and surplus in addition to such thirty per cent (30%) of such capital and surplus when the market value of such staples securing such additional obligation is not at any time less than one hundred twenty-five per cent (125%) of the face amount of such additional obligation; and to a further additional increase of limita-

tion of five per cent (5%) of such capital and surplus in addition to such thirty-five per cent (35%) of such capital and surplus when the market value of such staples securing such additional obligation is not at any time less than one hundred thirty per cent (130%) of the face amount of such additional obligation; and to a further additional increase of limitation of five per cent (5%) of such capital and surplus in addition to such forty per cent (40%) of such capital and surplus when the market value of such staples securing such additional obligation is not at any time less than one hundred thirty-five per cent (135%) of the face amount of such additional obligation; and to a further additional increase of limitation of five per cent (5%) of such capital and surplus in addition to such forty-five per cent (45%) of such capital and surplus when the market value of such staples securing such additional obligation is not at any time less than one hundred forty per cent (140%) of the face amount of such additional obligation; but this exception shall not apply to obligations of any one (1) person, copartnership, association, or corporation arising from the same transactions and/or secured by the identical staples for more than ten (10) months. Obligations of any person, copartnership, association, or corporation in the form of notes or drafts secured by shipping documents, warehouse receipts, or other such documents transferring or securing title covering refrigerated or frozen readily marketable staples, when such property is fully covered by insurance, shall be subject under this section to a limitation of ten per cent (10%) of such capital and surplus in addition to such fifteen per cent (15%) of such capital and surplus when the market value of such staples securing such obligation is not at any time less than one hundred fifteen per cent (115%) of the face amount of such additional obligation, but this exception shall not apply to obligations of any one (1) person, copartnership, association, or corporation arising from the same transactions and/or secured

by the identical staples for more than six (6) months.

(7) Obligations of any person, copartnership, association, or corporation in the form of notes or drafts secured by shipping documents or instruments transferring or securing title covering livestock or given a lien on livestock when the market value of the livestock securing the obligation IN EXCESS OF THE FIFTEEN PER CENT (15%) LIMIT is not at any time less than one hundred twenty-five per cent (125%) of the face amount of the notes covered by such documents shall be subject under this section to a limitation of ten per cent (10%) of such capital and surplus in addition to such fifteen per cent (15%) of such capital and surplus.

(8) Obligations arising out of the discount by dealers in dairy cattle of paper given in payment for dairy cattle, which bear a full recourse endorsement or unconditional guarantee of the seller and are secured by the cattle being sold, shall be subject under this section to a limitation of ten per cent (10%) of such capital and surplus in addition to such fifteen per cent (15%) of such capital and surplus.

(9) Obligations of any person, copartnership, association, or corporation secured by not less than a like amount of bonds or notes of the United States or certificates of indebtedness of the United States, treasury bills of the United States, or obligations fully guaranteed both as to principal and interest by the United States, shall be subject under this section to a limitation of ten per cent (10%) of such capital and surplus in addition to such fifteen per cent (15%) of such capital and surplus.

(10) Obligations representing loans to any national banking association or to any banking institution organized under the laws of the State of Oklahoma or of any contiguous state, or to any receiver, conservator, or superintendent of banks, or to any other agent, in charge of the business and property of any such association or banking institution, when such loans are

approved by the Commissioner, shall not be subject under this section to any limitation based upon such capital and surplus.

(11) Obligations shall not be subject under this section to any limitation based upon such capital and surplus to the extent that such obligations are secured or covered by guaranties, or by commitments or agreements to take over or to purchase, made by any Federal Reserve Bank or by the United States or any department, bureau, board, commission, or establishment of the United States, including any corporation wholly owned directly or indirectly by the United States; provided, that such guaranties, agreements, or commitments are unconditional and must be performed by payment of cash or its equivalent within sixty (60) days after demand; provided, further, that nothing in this section shall be deemed to authorize the inclusion of such obligations as any part of the reserves which any such banking institution is required to maintain.

(12) Obligations of a local public agency or of a public housing agency which have a maturity of not more than eighteen (18) months shall not be subject under this section to any limitation, if such obligations are secured by an agreement between the obligor agency and the Housing and Home Finance Administrator or the Public Housing Administration in which the agency agrees to borrow from the Administrator or Administration, and the Administrator or Administration agrees to lend to the agency, prior to the maturity of such obligations, monies in an amount which (together with any other monies irrevocably committed to the payment of interest on such obligations) will suffice to pay the principal of such obligations with interest to maturity, which monies under the terms of said agreement are required to be used for that purpose.

(13) Obligations insured by the Secretary of Agriculture pursuant to the Bankhead-Jones Farm Tenant Act, as amended, or the Act of August 28, 1937, as amended (relating to the conservation of water re-

sources) or Sections 1471-1485 of Title 42, as said Acts are amended by the Consolidated Farmers Home Administration Act of 1961, shall be subject under this section to a limitation of ten per cent (10%) of such capital and surplus in addition to such fifteen per cent (15%) of such capital and surplus.

(14) Obligations as endorser or guarantor of negotiable or non-negotiable installment consumer paper which carries a full recourse endorsement or unconditional guarantee by the person, copartnership, association, or corporation transferring the same shall be subject under this section to a limitation of ten per cent (10%) of such capital and surplus in addition to such fifteen per cent (15%) of such capital and surplus. If the bank's files or the knowledge of its officers of the financial condition of each maker of such obligations is reasonably adequate, and upon certification by an officer of the bank designated for that purpose by the board of directors of the bank, that the responsibility of each maker of such obligations has been evaluated and the bank is relying primarily upon each such maker for the payment of such obligations, the limitations of this section as to the obligations of each such maker shall be the sole applicable loan limitation. Provided, that such certification shall be in writing and shall be retained as part of the records of such bank.

SECTION 3. Where the borrower pledges or assigns a real estate mortgage of another to secure a loan for his own account, this loan is not a real estate loan within the meaning of this section, nor subject to the requirements thereof, since the pledged or assigned mortgage or real estate is personal rather than real property.

SECTION 4. Section 3 of this Act shall be inserted in the Oklahoma Banking Code of 1965 of the Oklahoma Statutes under Article VIII, Section 803 B, and shall be designated paragraph (3).

SECTION 5. It being immediately nec-

essary 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.

FOR THE SENATE: Massey, Berry, Baldwin.

FOR THE HOUSE: Smith (Norman), Greenhaw, Thornhill.

The following CCR on HB 1212 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1212 and the Engrossed Senate Amendments thereto, by Clemons of the House and Breckinridge, Baggett, Dacus and Hamilton of the Senate, entitled:

AN ACT RELATING TO SCHOOL TEXTBOOKS; AMENDING 70 O.S. 1961, § § 16-1, 16-2, 16-3, 16-10, AND 16-18; PROVIDING FOR MEMBERSHIP OF STATE TEXTBOOK COMMITTEE AND MANNER OF APPOINTMENT AND TERMS THEREOF; *** 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:

1. That the following Conference Committee Substitute for Engrossed House Bill No. 1212 be adopted:

CCS for HB 1212—By Clemons, Breckinridge, Baggett, Dacus and Hamilton of the Senate.

“An Act relating to school textbooks; amending 70 O.S. 1961, § § 16-1, 16-2, 16-3, 16-10, and 16-18; providing for membership of State Textbook Committee and manner of appointment and terms thereof; increasing number of textbooks to be selected; providing for substitution of later editions of adopted textbooks; providing for local textbook committees; pro-

viding for the ordering and payment for or disposition of samples; making violations unlawful; specifying penalties; providing severability; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 70 O. S. 1961, § 16-1, is amended to read as follows:

§ 16-1. There is hereby created *[a committee to be known as]* the State Textbook Committee, which shall be composed of *[eight (8)]* TWO (2) members FROM EACH CONGRESSIONAL DISTRICT appointed by the Governor. The regular terms of all members shall be for four (4) years. Provided, that all members of the State Textbook Committee CURRENTLY appointed AND SERVING *[under the provisions of Chapter 28, Title 70, Oklahoma Session Laws 1947,]* shall serve as members of the State Textbook Committee created by this Section, for the terms for which they were appointed. No member shall be eligible to succeed himself *[and not more than one (1) member shall be chosen from any Congressional District as the same existed on July 1, 1949]*. At no time shall more than one (1) member of the State Textbook Committee be an employee of the same school district. Each member shall have had not less than five (5) years teaching or supervisory experience in the public schools of Oklahoma *[and at least four (4) years of college training in one (1) or more recognized schools of higher learning]* at the time of his appointment, and shall be actively employed in the public schools of Oklahoma during the *[full]* term of his service on said Committee. *[At least three (3) members of said Committee shall be classroom teachers.]* The State Superintendent of Public Instruction OR A DESIGNATED MEMBER OF HIS STAFF shall serve as secretary of said Committee and vote only when there is a tie vote in the membership of the Committee. Each member shall receive, as compensation for his services, the sum of Fif-

teen Dollars (\$15.00) per day, and necessary traveling expenses, AND ACTUAL HOTEL EXPENSES while in the performance of his duties.

Within one (1) week after the 1st day of July of each year, said Committee shall meet at the call of the **[chairman]** STATE SUPERINTENDENT OF PUBLIC INSTRUCTION at the State Capitol and elect by secret written ballot a chairman and vice-chairman from its membership to serve for the **[following]** year. **[No member shall succeed himself as such chairman or vice chairman.]** THE TERMS FOR WHICH NEW MEMBERS ARE APPOINTED SHALL BE STAGGERED BY THE GOVERNOR IN MAKING HIS APPOINTMENTS TO THE END THAT THE TERMS OF THREE (3) MEMBERS SHALL EXPIRE EACH YEAR.

SECTION 2. 70 O. S. 1961, § 16-2, is amended to read as follows:

§ 16-2. THIS COMMITTEE SHALL MEET AT THE CALL OF THE CHAIRMAN AS OFTEN AS NECESSARY TO DISCHARGE ITS RESPONSIBILITIES. Not later than the 1st day of December of each year the State Textbook Committee shall meet at the call of the chairman at the State Capitol and select textbooks for subjects taught in the public schools of the State up to and including the 12th grade, which selections shall be for not **[less]** MORE than four (4) years **[and not more than six (6) years]**. Said Committee shall select **[five (5)]** SEVEN (7) textbooks or series of books for each subject, but if there are not **[five (5)]** SEVEN (7) books satisfactory to the Committee, then it may select only such books as are in its judgment satisfactory for such subject.

SECTION 3. 70 O. S. 1961, § 16-3, is amended to read as follows:

§ 16-3. The State Textbook Committee shall advertise for books in ALL basic subjects in such manner and for such time as it may deem best, for sealed bids from publishers of textbooks for furnishing textbooks for the public schools of the State.

Each bid shall state specifically and clearly the price at which each book will be furnished f. o. b. the bidder's depository OR DELIVERED TO ANY ORDERING SCHOOL DISTRICT in Oklahoma, and the price the books may be sold through local retail book dealers, and shall be accompanied by a sample copy of each book offered in such bid, TOGETHER WITH ANY TEACHER EDITION OR TEACHER AIDS USED WITH SUCH BOOK. A RECORD OF ALL THE BOOKS DELIVERED DIRECT TO ANY SCHOOL DISTRICT SHALL BE IMMEDIATELY FURNISHED BY THE SHIPPER AND THE SCHOOL DISTRICT TO THE STATE BOARD OF EDUCATION. **[and]** It shall be required that each bidder deposit with the State Treasurer such sums of money as the Committee may require, which shall be not less than Five Hundred Dollars (\$500.00) nor more than Two Thousand Five Hundred Dollars (\$2,500.00). Each bid shall be accompanied by a sworn statement **[showing the ownership of the publishing house with the interests, names and addresses of such owners and]** specifically stating whether such publisher**[, or the owner of any interest or share in such publishing house,]** is the owner of any interest or share in any other textbook publishing houses, and, if so, giving the names and addresses thereof; showing whether any member of the Committee is in any manner interested directly or indirectly, in such person, firm or corporation submitting such bid; and showing the name and address of every committee, public official or individual in Oklahoma who has been furnished, within the preceding twelve (12) months, any copy of the textbook or textbooks or any edition thereof included in the bid, together with the numbers and titles thereof furnished to each recipient. If the fact shall be disclosed that any member of the Committee, State Textbook Director or any employee of that office is interested in the bidder, it shall work a disqualification of such member, and he shall not be per-

mitted to serve on the Committee, and the bidder shall be disqualified; and if it shall be disclosed that such sworn statement does not accurately and completely give the information required, the State Textbook Committee shall disregard the bid. Provided, that Oklahoma authors of school textbooks shall be permitted to receive the customary royalty, regardless of employment. THE WORDS "TEXTBOOK" OR "BOOK" AS USED IN 70 O. S. 1961, §§ 16-1 THROUGH 16-23, AS AMENDED, SHALL INCLUDE ALL PRINTED MATERIALS INTENDED FOR USE IN TEACHING; PROVIDED THAT ONLY MATERIALS APPROVED BY THE STATE TEXTBOOK COMMITTEE SHALL BE PURCHASED FROM STATE TEXTBOOK FUNDS.

SECTION 4. (a) In the event that a publisher whose bid has been accepted shall publish at any time before the expiration of the adoption period a new or revised edition of the adopted textbook, the State Textbook Committee may require such publisher to substitute such new or revised edition for the adopted edition at a price to be mutually agreed upon by the publisher and the State Textbook Committee, but not in excess of the lowest price at which the same textbook will be sold or offered for sale for the purpose of securing a State or local selection or adoption elsewhere in the United States during the twelve (12) months preceding the date of submitting such new or revised edition. A contract shall be made for such new or revised edition as for any other selection. Each bidder shall expressly agree to this provision as a part of his bid and the contract awarded if successful.

(b) In the event that a publisher shall publish a textbook for a subject during the period for which adoptions for that subject have not expired such publisher may submit a bid for such textbook at the time and in the manner other bids are submitted. If fewer than seven (7) textbooks for such subject have been adopted, then

the State Textbook Committee may adopt such book for the balance of the adoption period and thereafter local textbook committees may adopt such book.

This Section shall be codified as Section 16-6A of Title 70 of the Oklahoma Statutes.

SECTION 5. 70 O. S. 1961, § 16-10, is amended to read as follows:

§ 16-10. (a) The superintendent of schools of each independent school district shall appoint a local textbook committee consisting of not less than three (3) nor more than nine (9) teachers employed in the public schools of the district, OF WHICH A MAJORITY OF THE MEMBERSHIP SHALL BE CLASSROOM TEACHERS, and the superintendent of schools or a principal designated by him shall serve as chairman of such local textbook committee.

(b) The county superintendent of schools of each county shall likewise appoint a local textbook committee to serve all dependent school districts in his county. Such local textbook committee shall consist of not less than three (3) nor more than nine (9) teachers employed in the dependent school districts of the county, OF WHICH A MAJORITY OF THE MEMBERSHIP SHALL BE CLASSROOM TEACHERS, and the county superintendent of schools shall serve as chairman of such local textbook committee.

(c) THE PUBLISHER OF A TEXTBOOK SELECTED BY THE STATE TEXTBOOK COMMITTEE MAY, AT HIS DISCRETION, UPON THE WRITTEN REQUEST OF ANY DULY APPOINTED LOCAL TEXTBOOK COMMITTEE, FURNISH TO SUCH LOCAL TEXTBOOK COMMITTEE EXAMINATION COPIES OF SUCH TEXTBOOK, THE TEACHER EDITION OF SUCH TEXTBOOK, IF ONE IS PUBLISHED, AND ANY TEACHING AIDS USED WITH SUCH TEXTBOOK. UPON RECEIVING A WRITTEN REQUEST THEREFOR FROM A LOCAL TEXTBOOK COMMITTEE, [The] THE State Board of Education shall furnish to

the *[Superintendent of Schools of each independent school district, and to each county superintendent of schools, and]* LOCAL TEXTBOOK COMMITTEE. A REASONABLE NUMBER OF advance examination *[copy]* COPIES of each textbook selected by the State Textbook Committee, in the subjects taught or to be taught in schools under their jurisdiction *[and shall furnish additional advance examination copies for populous school districts, as it may deem necessary]*. Such advance copies shall be purchased by the State Board of Education from any funds that are or may be available for the purchase of textbooks, and the cost of each advance copy shall be charged against the value of textbooks allowed any school district retaining or using the same; provided, that any such advance copy in new condition may be returned to the control of the State Board of Education within six (6) months after receipt thereof, if there is no longer a need therefor, and credit for the value thereof shall thereupon be given to the school district charged with the value thereof. Provided, further, that any advance examination copies in new condition remaining on hand with the State Board of Education at the end of the first year of the adoption shall be returned to the proper publisher for credit.

(d) On or before a date to be fixed by the State Board of Education, each local textbook committee shall adopt textbooks *[for the same period such textbooks were selected by the State Textbook Committee, for the schools it serves,]* from the multiple list selected by the State Textbook Committee in such manner as shall be prescribed by the State Board of Education; provided, that if there is to be taught in a school district in the ensuing year a subject for which a textbook has not been adopted by a local textbook committee, the State Textbook Committee shall adopt a textbook for such subject for the remainder of the period for which the textbook was selected by the State Textbook Committee]. Each local textbook

committee shall serve without compensation and shall cease to exist when local adoptions have been completed and shall be replaced by another local textbook committee appointed in the same manner as herein provided.

(e) On or before a date to be fixed by the State Board of Education, the superintendent of schools of each independent school district and the county superintendent of schools of each county shall submit to the State Board of Education a requisition for all of the textbooks adopted by the local textbooks committee that will be needed for the ensuing year in the school or schools for which such adoptions were made, and immediately upon receipt of such requisitions it shall be the duty of the State Board of Education to make requisitions on the proper depository or depositories for such textbooks. Provided, that the State Board of Education may, for good cause, permit supplemental requisitions to be submitted, and may fill such requisitions after the date specified. Any local adopting unit may requisition any textbooks placed on the official multiple textbook list, if such requisition does not exceed the allocation for each school district as provided herein.

SECTION 6. 70 O. S. 1961, § 16-18, is amended to read as follows:

§ 16-18. All advance or sample copies of textbooks or any edition thereof furnished to any member of the State Textbook Committee, or to any individual for the purpose of obtaining a selection of the textbook by the State Textbook Committee, shall not be sold by the recipient thereof, but shall be disposed of as may be prescribed by the rules and regulations of the State Board of Education. Any advance or sample textbook or any edition thereof furnished to a member of a local textbook committee, or to any school official or individual for the purpose of obtaining a local adoption of the textbook, *[and not purchased from State funds, shall]* MAY be retained for the use of the school district involved, *[unless the*

same is not adopted or not needed by such district] OR RETURNED FOR CREDIT IF THE COST OF SUCH BOOK WAS CHARGED AGAINST THE VALUE OF TEXTBOOKS ALLOWED SUCH SCHOOL DISTRICT. All publishers having contracts to furnish textbooks to the State of Oklahoma shall be required to file with the State Board of Education, not later than the 1st day of January and the 1st day of July of each year following the dates of their respective contracts, a sworn statement showing the names and addresses of all persons to whom they have furnished, during the preceding six (6) months, any advance or sample copies of such textbooks, or any edition thereof, together with the numbers and titles of such textbooks furnished to each such recipient, and a failure to do so, or to give accurate and complete information concerning the same, shall authorize the State Board of Education to cancel the contract of such publisher. *[The State Board of Education shall annually advise district superintendents of schools and county superintendents of schools to notify teachers and personnel under their supervision that any books given free by publishers are the property of the State, and that publishers are required to furnish the State with list and names given free books. The State Board of Education shall instruct annually all district superintendents of schools and county superintendents of schools to collect free sample books reported given to teachers and other personnel, and give instructions where to ship such books so they may be used in the free textbook system. Credit for the value thereof, if selected, shall thereupon be given to the school district returning said free sample books in new condition and the State Board of Education shall use such books to fill requisitions from other school districts ordering said books, which school districts shall be charged with the value thereof in the same manner as advance examination copies are returned for credit.]*

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.

FOR THE HOUSE: Clemons, Abbott, Odom (Martin).

FOR THE SENATE: Breckinridge, Hamilton, Baggett.

MESSAGE 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 1070, 1071, 1129, 1131, 1132, 1133, 1134, 1135, 1161, 1162, 1238 and 1318.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1070 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1070, entitled:

AN ACT RELATING TO THE OFFICE OF THE STATE EXAMINER AND INSPECTOR AND MAKING APPROPRIATIONS THERETO; PROVIDING THAT THE STATE EXAMINER AND INSPECTOR SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES; PROVIDING LAPSE DATE; PROVIDING TRANSFER OF BALANCE OF STATE EXAMINER AND INSPECTOR FUND; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amend-

ments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House concur in Senate Amendments Nos. 1 and 2.
2. That the Senate recede from Senate Amendment No. 3.
3. That the following Conference Committee Amendment be adopted:

AMENDMENT NO. 1. Page 3, Line 27½, insert a new section to be numbered Section 5: Notwithstanding the provisions of any other law, any State agency may pay the State Examiner and Inspector all or a part of the cost of auditing the books and accounts of such State agency; and State agencies and the State Examiner and Inspector may enter into agreements for such purpose. Payments made by the State agency shall be deposited in the State Treasury to the credit of the State Examiner and Inspector Fund created by Section 5, Chapter 366, O. S. L. 1965 (74 O. S. Supp. 1967, § 227.5) and expenses incurred in auditing such books and accounts, including compensation of necessary personnel or causing the books and accounts to be audited may be paid from said fund in the same manner as now provided for other disbursements from the State Examiner and Inspector Fund."

Renumber Succeeding Sections.

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1071 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was re-

ferred ENGROSSED HOUSE BILL NUMBER 1071, entitled:

AN ACT RELATING TO THE OKLAHOMA TAX COMMISSION AND MAKING APPROPRIATION THERETO; 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; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Amendment No. 1.
2. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Page 1, Line 9, after the word "obligations;", insert the following: "Limiting payment for services of State Examiner and Inspector; Authorizing payment of expenses of Governor's Advisory Committee on Taxation;"

AMENDMENT NO. 2. Page 1, Section 1, Lines 19 and 20, delete the words and figures "Seven Million, Sixty-three Thousand Seven Hundred Dollars (\$7,063,700.00)" and insert in lieu thereof the words and figures "Seven Million, Forty-eight Thousand, Seven Hundred Dollars (\$7,048,700.00)".

AMENDMENT NO. 3. Page 1, Section 2, Line 34, after the word "office" insert the following words and figures "not to exceed the total amount of Sixty-three

Thousand Eight Hundred Fifty Dollars (\$63,850.00) for”.

AMENDMENT NO. 4. Page 2, Line 3½, insert a new section to be numbered Section 3 to read as follows:

“SECTION 3. The Tax Commission is authorized and directed to make available Fifteen Thousand Dollars (\$15,000.00) of the funds appropriated in Section 1 of this Act to defray the expenses of the Governor’s Advisory Committee on Taxation.”

AMENDMENT NO. 5. Renumber succeeding sections accordingly.

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1129 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1129, entitled:

AN ACT RELATING TO THE SUPREME COURT,
together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Restore the title to read as follows:

AN ACT RELATING TO THE OFFICE OF THE STATE SUPREME COURT AND MAKING AN APPROPRIATION THERE-TO; PROVIDING THAT THE SUPREME COURT JUSTICES SHALL FIX THE DUTIES AND COMPENSATION OF EM-

PLOYEES WITHIN CERTAIN LIMITATIONS; MAKING AN APPROPRIATION FROM THE EMERGENCY APPROPRIATION FUND FOR EXPENSES OF THE COURT OF THE JUDICIARY; PROVIDING LAPSE DATE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Page 1, Line 31, delete the figures “18,500” in two columns to read “22,500”.

AMENDMENT NO. 3. Page 2, Section 3, Line 13, after the word “Judge” add: “or any retired Judge”.

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis, (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1131 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1131, entitled:

AN ACT RELATING TO THE COMMISSIONERS OF THE LAND OFFICE AND MAKING AN APPROPRIATION THERE-TO; * * * AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendation:

1. That the Senate recede from all Senate amendments.

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Mis-

kelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1132 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1132, entitled:

AN ACT RELATING TO THE OFFICE OF THE SUPERIOR COURTS AND MAKING APPROPRIATION THERETO; PROVIDING THAT THE SUPERIOR COURT JUDGES SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING LAPSE DATE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

That the Senate recede from Senate Amendment No. 1.

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1133 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1133, entitled:

AN ACT RELATING TO THE OFFICE OF THE DISTRICT COURTS AND MAKING AN APPROPRIATION THERETO;

PROVIDING THAT THE DISTRICT COURT JUDGES SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING LAPSE DATE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Page 1, Line 10, after the word "LIMITATIONS;" insert the words "AUTHORIZING PAYMENTS FOR PERSONNEL OF THE DISTRICT COURTS ON AND AFTER JANUARY 13, 1969;"

AMENDMENT NO. 2. Page 2, Section 2, Line 5, add the following: "Provided, however, that effective January 13, 1969, the unexpended balance of funds appropriated in Section 1 of this Act shall be available to pay salaries of District Judges, Associate Judges, Special Judges and other authorized personnel of the District Courts."

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1134 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1134, entitled:

AN ACT RELATING TO THE OFFICE OF CRIMINAL APPEALS AND MAKING AN APPROPRIATION THERETO; PROVIDING THAT THE JUDGES OF THE COURT OF CRIMINAL APPEALS SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING LAPSE DATE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations;

1. That the Senate recede from Amendments 1, 2, 3 and 4.

2. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Section 1, Page 1, line 24, strike the figure "88,536.00" and insert in lieu thereof the figure "\$108,536.00".

AMENDMENT NO. 2. Section 1, Page 1, line 26, strike the figure "\$93,587.00" and insert in lieu thereof the figure "113,587.00".

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin, Spearman.

The following CCR on HB 1135 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1135, entitled:

AN ACT RELATING TO THE STATE BOARD OF EDUCATION AND MAKING AN APPROPRIATION THERETO; STATING THE PURPOSE; AUTHORIZING

THE APPOINTMENT AND COMPENSATION OF PERSONNEL; * * * AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Page 1, Section 1, Line 24, strike the figure "500,000.00" and insert in lieu thereof the figure "533,000.00".

AMENDMENT NO. 2. Page 1, Section 1, Line 25, strike all of Line 25.

AMENDMENT NO. 3. Page 1, Section 1, Line 29, strike the figure "640,000.00" and insert in lieu thereof the figure "663,000.00".

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1161 was read and consideration deferred:

Mr. President
and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1161, entitled:

AN ACT RELATING TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION AND MAKING,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the recommendations: that the following Conference Committee Substitute be adopted:

CCS for 1161—By Willis and Miskelly of the House and Baldwin and Miller of the Senate.

An Act relating to the Oklahoma State Regents for Higher Education and making an appropriation thereto; providing legislative intent with respect to special allocations; providing for studies and information for use by the legislature and other higher education policy-making bodies; making provisions of 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 Oklahoma State Regents for Higher Education from any monies in the General Revenue Fund of the State Treasury, not otherwise appropriated, the sum of Fifty-Two Million Eight Hundred Fifty Eight Thousand Dollars (\$52,858,000.00) for the fiscal year ending June 30, 1969. The amount herein appropriated is to be used for allocation pursuant to Article XIII-A of the Oklahoma Constitution to and among the institutions of higher learning, comprising the Oklahoma State System of Higher Education, for education and general operating budgets of constituent institutions, according to the needs and function of each of said institutions.

SECTION 2. It is the intent of the Legislature that Two Hundred Thousand Dollars (\$200,000.00) of the appropriation made in Section 1 of this Act shall be allocated to the Student Educational Assistance Fund provided for in Sections 1 and 2, Chapter 482, Oklahoma Session Laws 1965, as amended by Section 2, Chapter 3, Oklahoma Session Laws 1967 (70 O. S. Supp. 1967, § § 622-623), and be utilized in carrying out the provisions of this Act as amended. It is the further intent of the Legislature that the State Regents allocate, hold, maintain and administer funds appropriated herein under the same regulations and procedures as are followed in administering the federally-guaranteed Student Loan Program.

SECTION 3. It is the intent of the Legislature that, as funds appropriated in Section 1 of this Act are allocated to the various institutions of the State System, the State Regents give first priority to meeting the needs of faculty salaries and employment of additional faculty members to relieve overcrowded conditions at institutions where they exist.

SECTION 4. The State Regents shall continue to make studies and maintain current information for use by the Legislature and other higher education policy-making bodies regarding student enrollments, finances, faculties, programs and other types of information essential for policy-making and planning in Oklahoma Higher Education. The cost of carrying out the provisions of this section shall be paid from assessments made pro rata against the institutions and agencies comprising the Oklahoma State System of Higher Education. The amounts so assessed shall be paid from any funds available and said funds shall be deposited in the Oklahoma State Regents for Higher Education Revolving Fund of the State Treasury and be disbursed by state warrants.

SECTION 5. It is the intent of the Legislature that in allocating funds appropriated in Section 1 of this Act the State Regents take into consideration all revenues collected by institutions from student fees, sales and services of educational departments, federal funds and all other income of an educational and general budget nature, as provided in the state budget law; and that all such revenues be deposited in the State Treasury and be made a part of the educational and general budget of institutions as provided by law. It is further the intent of the Legislature that the State Regents develop appropriate rules and regulations for accomplishing this and that it be done before any consideration is given to increasing resident student fees at any institutions in the Oklahoma State System of Higher Education.

SECTION 6. It is the intent of the Leg-

islature that the State Regents allocate to the Oklahoma State University Department of Entomology, from funds appropriated in Section 1 of this Act, the sum of Twenty-Seven Thousand Five Hundred Dollars (\$27,500.00) for the purpose of tick research.

SECTION 7. It is the intent of the Legislature that the State Regents allocate to the University of Oklahoma, from funds appropriated in Section 1 of this Act, the sum of Ten Thousand Dollars (\$10,000.00) for the purpose of operating a State Bureau of Standards.

SECTION 8. It is the intent of the Legislature that the State Regents shall allocate to the Oklahoma College of Liberal Arts, from funds appropriated in Section 1 of this Act, the sum of Twenty-Five Thousand Dollars (\$25,000.00) to be used for reimbursements in connection with operation of the Jane Brooks School for the Deaf as a laboratory for the training of special education teachers at this institution.

SECTION 9. It is the intent of the Legislature that the State Regents allocate to the University of Oklahoma Medical Center, from funds appropriated in Section 1 of this Act, the sum of Twenty-Five Thousand Dollars (\$25,000.00) as special support, in lieu of tuition for the School for the Deaf operated as a laboratory for the Speech and Hearing Clinic of the Medical Center; providing that no tuition shall be charged.

SECTION 10. It is the intent of the Legislature that the State Regents allocate from the funds appropriated in Section 1 of this Act, the sum of Fifty Thousand Dollars (\$50,000.00) for the purpose of planning for the establishment of new community junior colleges at Midwest City and other locations in the State meeting the standards and criteria adopted by the State Regents in connection with administration of Senate Bill No. 2, Oklahoma Session Laws 1967; said funds to be expended by the State Regents under their

rules and regulations formulated for this purpose.

SECTION 11. It is the intent of the Legislature that the State Regents give particular attention to the needs of existing community junior colleges, when allocating funds appropriated in Section 1 of this Act, in order to carry out the spirit of Sections 1402 and 1408 of Senate Bill No. 2, Oklahoma Session Laws 1967, to the fullest extent practicable.

SECTION 12. It is the intent of the Legislature that the State Regents cooperate and enter into contracts with the Southern Regional Education Board in providing regional education opportunities in the professional, technical, scientific and other educational fields, and particularly the field of dental education. It is further the intent of the Legislature that an alternate plan of assisting citizens of Oklahoma studying dentistry outside the State be and is hereby authorized for administration by the Oklahoma State Regents for Higher Education if, in their judgment, it seems more feasible than the Southern Regional Education Compact cooperative arrangement for the study of dentistry. The State Regents are authorized, if deemed feasible, to provide direct assistance to bona fide citizens of Oklahoma pursuing the study of dentistry at accredited dental schools, and making satisfactory progress in their study, in an amount not to exceed the equivalent of the non-resident tuition charged at state-supported schools of dentistry, to be administered under rules and regulations formulated by the State Regents for this purpose. The allocation for this purpose shall be Eighty-Five Thousand Dollars (\$85,000.00) for the fiscal year ending June 30, 1968, and this sum may be expended in whole or in part through Southern Regional Education Board agreements or the alternate plan of providing assistance for dental students as provided herein.

SECTION 13. The appropriation made by this Act shall be subject to fiscal year

limitations and may be encumbered through June 30, 1969. Any funds remaining after November 15, 1969, shall lapse and be transferred to the credit of the General Revenue Fund for the then current year.

SECTION 14. 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 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.

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1162 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1162, entitled:

AN ACT RELATING TO THE OKLAHOMA CORPORATION COMMISSION AND MAKING,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the recommendation that the following Conference Committee Substitute be adopted:

CCS for HB 1162—By Willis, Miskelly and Sokolosky of the House and Baldwin and Miller of the Senate.

An Act relating to the Corporation Com-

mission; making an appropriation thereto; providing that the Commissioners shall fix the duties and compensation of employees; appropriating funds for payment of air conditioning expense; appropriating funds for the petroleum experiment station; providing that certain employees of the Corporation Commission may not have other employment, and providing a penalty for violation of this provision; providing for lapse date; 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 year 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, 1969

GENERAL REVENUE FUND	
Personal Services other than Fuel Inspection Division Including O.A.S.I.)	\$436,396.00
Operating Expense other than Fuel Inspection Division	108,100.00
Personal Services Fuel In- spection Division (Includ- ing O.A.S.I.)	243,200.00
Operating Expense, Fuel In- spection Division	56,040.00
Total General Revenue Fund	\$ 843,736.00

OIL AND GAS CONSERVATION DIVISION	
(To be paid from Conservation Fund, Section 1103, Title 68, O. S. 1965, Supplement)	
Personal Services (Including O.A.S.I.)	725,000.00

Operating Expenses	400,000.00
<hr/>	
Total Conservation Fund ..	\$1,125,000.00
Grand Total	\$1,968,736.00

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 schedule listed in Section 2 of House Bill 781 of the Thirty-first Legislature and the following schedule:

TITLE	NUM- BER AU- THOR- IZED	MINI- MUM	MAXI- MUM
Commissioner	3	\$19,000	19,000
The salaries of the Commissioners shall be paid fifty per cent (50%) from the Conservation Fund and fifty per cent (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 Division, 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, as determined by the Corporation Commissioners.			
Executive Secretary ...	1	\$ 6,000	8,000
Assistant Secretary and Marshal	2	4,800	7,200
Secretary to			

Commissioner	3	4,800	6,600
Finance Officer	1	7,500	10,000
Assistant Finance Officer	1	5,400	7,500
Record Clerk	1	3,900	5,100
Special Investigator ...	1	5,700	6,900
Telephone Operator	1	3,200	4,000
Information Clerk	1	3,000	3,900

LEGAL DIVISION			
General Counsel	1	11,700	16,000
Referee	1	10,000	13,500
Assistant General Counsel	2	10,000	13,500
Legal Secretary	4	4,200	5,580
Court Reporter	1	6,600	8,400

PUBLIC UTILITIES DIVISION			
Director (C.P.A. or Registered Engineer) ..	1	11,700	16,000
Public Utility Engineer	3	9,000	12,500
Assistant Public Utility Engineer	2	6,600	8,400
Accountant	1	8,400	10,000
Auditor	2	6,600	8,400
Chief Cotton Gin Inspector	1	5,600	6,200
Cotton Gin Inspector ...	2	3,300	3,900
Secretary to Director ...	1	4,200	5,580
Secretary	2	3,900	5,580

COMMON CARRIER RATE DIVISION			
Interstate Rate Counsel (Director and Trial Examiner)	1	14,700	16,000
Freight Rate Analyst ...	1	5,700	6,900
Tariff Rate Specialist ...	1	5,100	6,900
Secretary	1	4,200	4,500

MOTOR CARRIER DIVISION			
Director Motor Carrier Division	1	10,400	12,000
Assistant Director	1	7,200	9,000
Secretary to Director ...	1	4,200	5,580
Insurance Supervisor ...	1	6,000	7,200
Insurance Clerk	1	4,800	5,400
Stenographer	2	4,200	5,580
Chief of Enforcement	1	6,500	8,000
Enforcement Officers	12	5,700	6,600
Identification Plate			

Supervisor -----1	4,200	5,800
Assistant Identification		
Plate Supervisor -----1	3,800	5,000
Tariff Rate Field Agent 2	7,000	9,000

FUEL INSPECTION
DIVISION

State Fuel Inspector ---1	10,000	12,000
Assistant State Fuel		
Inspector -----1	8,000	10,000
Chief Chemist -----1	8,400	9,000
Assistant Chemist -----1	5,100	6,300
Secretary -----2	4,200	5,580
Fuel Inspectors -----43	4,500	5,100

PIPELINE DIVISION

Engineer -----1	9,000	13,500
Field Inspector -----1	5,400	7,500
Secretary -----1	4,200	5,580

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, 1969, the sum of Ten Thousand Dollars (\$10,000.00) to be used by the Commission solely in the furtherance of litigation involving interstate freight rate 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 of the Commissioners and personnel of the Common Carrier Rate Division 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 personnel of the Common Carrier Rate Division attending professional schools, conventions, or conferences 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; and 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, 1969, the sum of Ten Thousand Dollars (\$10,000.00), 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 Fifteen Thousand Dollars (\$15,000.00) out of the Conservation Fund in the State Treasury for the fiscal year ending June 30, 1969, 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. There is hereby created in the office of the State Treasurer a special fund to be known as "The Pipeline Enforcement Fund" and all monies which accrue to said fund are hereby appropriated for the purpose of paying the compensation of the personnel, expenses, supplies and equipment authorized by Senate Bill No. 611 of the Second Regular Session of the 31st Legislature. Whenever any employee whose salary is payable from the General Revenue or other funds also performs services under the above Act, his salary and expenses may be apportioned so that each fund shall bear its proportionate part thereof as determined by the Corporation Commission.

SECTION 7. Section 150 of Title 52, 1967 Supplement is hereby amended by making the maximum salary for the position of Senior Statistician in an amount not exceeding Nine Thousand Dollars (\$9,000.00) and the maximum salary for the position of Assistant Statistician in an amount not exceeding Seven Thousand, Two Hundred Dollars (\$7,200.00).

SECTION 8. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any funds remaining at the end of ninety (90) days after the close of the fiscal year shall lapse and be transferred to the credit of the proper fund for the current year.

SECTION 9. All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

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.

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1238 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1238, entitled:

AN ACT RELATING TO THE COMMISSIONER OF CHARITIES AND CORRECTIONS; AMENDING SECTION 2, CHAPTER 357, O. S. L. 1967 (74 O. S. SUPP. 1967, § 189); * * * AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.
2. That the House concur in Senate Amendments Nos. 2, 3 and 4.
3. That the following Conference Committee Amendment be adopted:

AMENDMENT NO. 1. Page 1, Section 1, Line 25, strike the words and figures "One Hundred Seventy-five Thousand Dollars (\$175,000.00)" and insert in lieu thereof the words and figures "Two Hundred Fifty Thousand Dollars (\$250,000.00)".

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Smith and Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin and Spearman.

The following CCR on HB 1318 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1318, entitled:

AN ACT RELATING TO MOTOR VEHICLES; SETTING MINIMUM AND MAXIMUM SALARIES; AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendments Nos. 1, 2, 3 and 4.
2. That the following Conference Committee Amendment be adopted:

AMENDMENT NO. 1. Amend title to read as follows:

AN ACT RELATING TO MOTOR VEHICLES; SETTING MINIMUM AND MAXIMUM SALARIES FOR PERSONNEL IN THE COMMUNICATIONS DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY; PROVIDING FOR EMPLOYMENT REQUIREMENTS; ESTABLISHING LONGEVITY AND RETIREMENT BASE PAY; REPEALING ALL ACTS IN CONFLICT HERewith; MAKING PROVISIONS OF ACT SEVERABLE; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

SENATE CONFEREES: Gee, Grantham, Martin, Massey, Romang, Selman, Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Kamas, Miskelly, Odom (V. H.), Sanguin, Spearman.

MESSAGE FROM THE HOUSE

Transmitting following Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed HJR 557.

CONFERENCE COMMITTEE REPORT

The following CCR on HJR 557 was read and consideration deferred:

Mr. Speaker:
and
Mr. President;

We, your Conference Committee to whom was referred Engrossed HJR 557, and Engrossed Senate Amendments thereto, by Ford of the House and Gee 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 OF SECTION 21 OF ARTICLE V OF THE OKLAHOMA CONSTITUTION; PRESCRIBING LEGISLATIVE ENACTMENT OF LAWS PROHIBITING LEGISLATORS FROM ENGAGING IN CONFLICTS OF INTERESTS; CREATING THE BOARD ON LEGISLATIVE COMPENSATION; PROVIDING FOR APPOINTMENT, QUALIFICATIONS, TERMS, DUTIES, AUTHORITY AND COMPENSATION OF MEMBERS THEREOF; PROVIDING A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following Conference Committee substitute be adopted:

CCS for HJR 557—By Ford of the House and Gee of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 21 of Article V of the Oklahoma Constitution; prescribing legislative enactment of laws prohibiting legislators from engaging in conflicts of interests; creating the Board on Legislative Compensation; providing for appointment, qualifications, terms, duties, authority and compensation of members there-

of; providing a ballot title; and ordering a special election.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE STATE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST 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 of Section 21 of Article V of the Oklahoma Constitution:

§ 21. THE LEGISLATURE SHALL ENACT LAWS TO PROHIBIT MEMBERS OF THE LEGISLATURE FROM ENGAGING IN ACTIVITIES OR HAVING INTERESTS WHICH CONFLICT WITH THE PROPER DISCHARGE OF THEIR DUTIES AND RESPONSIBILITIES. THE BOARD ON LEGISLATIVE COMPENSATION IS HEREBY CREATED. SAID BOARD SHALL BE COMPOSED OF FIVE MEMBERS APPOINTED BY THE GOVERNOR, TWO MEMBERS APPOINTED BY THE PRESIDENT PRO TEMPORE OF THE SENATE, AND TWO MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. THE MEMBERS APPOINTED BY THE GOVERNOR SHALL BE FROM RELIGIOUS ORGANIZATIONS, COMMUNICATIONS MEDIA, NONSTATE-SUPPORTED EDUCATIONAL INSTITUTIONS, LABOR ORGANIZATIONS, AND RETAIL BUSINESS; THE MEMBERS APPOINTED BY THE PRESIDENT PRO TEMPORE OF THE SENATE SHALL BE FROM AGRICULTURAL AND CIVIC ORGANIZATIONS; AND THE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL BE FROM MANUFACTURING AND FROM PROFESSIONAL FIELDS NOT OTHERWISE SPECIFIED. NO MEMBER OF THE LEGISLATURE MAY BE APPOINTED TO OR SERVE ON THE BOARD. IN ADDITION TO THE MEMBERS ABOVE PROVIDED FOR, THE CHAIRMAN OF THE TAX COMMISSION

AND THE DIRECTOR OF STATE FINANCE SHALL SERVE AS EX OFFICIO NONVOTING MEMBERS OF SAID BOARD. THE CHAIRMAN OF SAID BOARD SHALL BE DESIGNATED BY THE GOVERNOR. Members of the Legislature shall receive SUCH COMPENSATION AS SHALL BE FIXED BY THE BOARD ON LEGISLATIVE COMPENSATION. SAID BOARD SHALL EACH TWO YEARS REVIEW THE COMPENSATION PAID TO THE MEMBERS OF THE LEGISLATURE AND SHALL BE EMPOWERED TO CHANGE SUCH COMPENSATION; SUCH CHANGE TO BECOME EFFECTIVE ON THE FIFTEENTH DAY FOLLOWING THE SUCCEEDING GENERAL ELECTION. THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION, BUT SHALL BE ENTITLED TO RECEIVE NECESSARY TRAVEL AND SUBSISTENCE EXPENSE AS PROVIDED BY LAW FOR OTHER STATE OFFICERS. *[Monthly salaries of One Hundred Dollars (\$100.00) for their services during their term of office regardless of when their term commences or expires except, that in lieu thereof, they shall receive fifteen dollars (\$15.00) per diem for not to exceed seventy five (75) legislative days for their services during the regular or special session of the Legislature and ten cents per mile for every mile of necessary travel in going to and returning from the place of meeting of the Legislature, on the most usual route, and shall receive no other compensation.]*

SECTION 2. The ballot title for the proposed Constitutional Amendment set forth in Section 1 of this Resolution 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 of Section 21 of Article V of the Oklahoma

Constitution, requiring the Legislature to enact laws to prohibit members of the Legislature from engaging in activities or having interests which conflict with the proper discharge of their duties and responsibilities; Creating the Board on Legislative Compensation; Providing for appointment, qualifications, terms, duties, authority and expenses thereof; Providing legislators shall not be eligible to serve on said Board, and authorizing said Board to reduce or fix compensation for members of the Legislature
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 of Oklahoma on the date of the next ensuing special election, occurring after May

1, 1968, 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.

FOR THE SENATE: Gee, Smalley, Garrison.

FOR THE HOUSE: Ford, Derryberry.

Senator Boecher moved, that when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m., tomorrow, which motion was declared adopted.

Senator Baggett presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 71 correctly engrossed.

Engrossed SJR 71 was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Smith presiding.

As provided under the Boecher motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Seventy-first Legislative Day

Wednesday, May 1, 1968

Pursuant to adjournment, the Senate was called to order by its President Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Findeiss, Ham, Massad, Murphy.—4.

The President declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein upon request of Senator Boecher:

Eternal Father: Source and Giver of all good . . . we are awed daily by the greatness of Thy power and the tenderness of Thy love for all human kind.

Receive our thanksgiving for Thy benefactions upon us . . . and for Thy compassions which fail not.

Bless . . . we pray Thee . . . these dedicated and tireless leaders of our great state of Oklahoma, share with them Thy wisdom . . . and give them courage to speak and defend their convictions . . . for they are Thy servants also.

Give to each of them and to all of us,

Our Father, a capacity for a continuous self-expressing dedicated service to the cause of human betterment.

We offer this prayer in the name of Jesus Christ your Son and our Saviour. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Dacus, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mr. and Mrs. Will C. Jones.

Upon motion of Senator Smalley, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Dr. and Mrs. George L. Cross.

Upon motion of Senator Garrison, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to William Halter.

Upon motion of Senator Murphy, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Mrs. T. B. McClendon.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

MESSAGE FROM THE HOUSE

The House has withdrawn its instructions to House Conferees who were appointed under HB 1186.

MESSAGE FROM HOUSE

Returning following Bill, together with Conference Committee Report thereon, ad-

vising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 656**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 84**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 768**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCRs 79 and 80**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

RESOLUTION

SCR 89—By McSpadden, Boecher and Smith of the Senate and Privett and Wolf (Leland) of the House was introduced and read at length as follows, adopted upon motion of President Pro Tempore McSpadden and ordered referred for engrossment:

SCR 89 by McSpadden, Boecher and Smith of the Senate and Privett and Wolf (Leland) of the House.

A CONCURRENT RESOLUTION FIXING THE DAY AND HOUR OF THE SINE DIE ADJOURNMENT OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE.

WHEREAS, matters of vital importance have been considered during the Second Session of the Thirty-first Oklahoma Legislature; and

WHEREAS, the time for adjournment sine die of the Second Session of the Thirty-first Oklahoma Legislature is now a subject for proper consideration; 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 consent of the other, adjourn for more than three (3) days"; and

WHEREAS, no date and hour for the sine die adjournment of the Second Session of the Thirty-first Oklahoma Legislature has been fixed in pursuance of said Constitutional provision.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That the hour of Twelve (12) o'clock noon, Thursday, May 2, 1968, be and the same is hereby fixed as the hour and day of the final adjournment sine die of the Second Session of the Thirty-first Oklahoma Legislature.

SECOND READING

The following Bill was read for the second time: **HB 1357**.

Senator Boecher asked unanimous consent that **HB 1357** be printed and placed upon the Calendar, without reference to a Committee, which was the order.

UNANIMOUS CONSENT REQUEST

Senator Baldwin asked unanimous consent, which was granted, that the Honorable House be requested to grant further Conferences on **SBs 509 and 551**, bills being withdrawn from the Senate Calendar and referred to GCCA.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 481** was declared adopted:

SB 481, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Berry, Findeiss, Grantham, Ham, Massad, Murphy.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Berry, Findeiss, Grantham, Ham, Massad, Murphy.—7.

The emergency was declared passed.

SB 481, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Murphy asked to be shown present, which was the order.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 540** was declared adopted.

HB 540, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Graves, Keels, Luton, Massey, Nichols, Payne, Porter, Romang,

Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill.—25.

Nay: Bradley, Gee, Hargrave, Holden, Horn, Howard, McClendon, McSpadden, Martin, Murphy, Selman, Williams, Young.—13.

Excused: Berrong, Breckinridge, Findeiss, Garrison, Grantham, Ham, Hamilton, McGraw, Massad, Miller.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Graves, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Gee, Hargrave, Holden, Howard, Young.—5.

Excused: Berrong, Breckinridge, Findeiss, Garrison, Grantham, Ham, Hamilton, McGraw, Massad, Miller.—10.

The emergency was declared passed.

HB 540, together with Conference Committee Report thereon was ordered returned to Honorable House.

MOTION

Senator Smith moved that the Honorable House be requested to rescind its 4th reading of **SB 447**, that it reconsider the vote whereby **SB 447** passed; and, further, that the House reconsider the vote by which it adopted the Conference Committee Report, refuse to adopt the Conference Committee Report and ask for further Conference, which motion was declared adopted.

Senator Massad asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the

Conference Committee Report on **SB 510** was declared adopted.

Senator Hamilton asked to be made co-author of **SB 510**, which was the order.

SB 510, 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: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baggett, Berrong, Findeiss, Grantham, Ham, McClendon, Porter.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baggett, Berrong, Findeiss, Grantham, Ham, McClendon, Porter.—7.

The emergency was declared passed.

SB 510, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

President Pro Tempore McSpadden presiding.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 547** was declared adopted.

SB 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Excused: Berrong, Findeiss, Grantham, Ham, Massey, Porter, Terrill.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Excused: Berrong, Findeiss, Grantham, Ham, Massey, Porter, Terrill.—7.

The emergency was declared passed.

SB 547, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Findeiss asked to be shown present, which was the order.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 558** was declared adopted.

SB 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—42.

Excused: Berrong, Grantham, Ham, McGraw, Porter, Terrill.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—42.

Excused: Berrong, Grantham, Ham, McGraw, Porter, Terrill.—6.

The emergency was declared passed.

SB 558, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Massey, the Conference Committee Report on **SB 583** was declared adopted.

Senator Hamilton asked to be made co-author of **SB 583**, which was the order.

SB 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett,

Garrison, Gee, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—42.

Excused: Berrong, Grantham, Ham, Holden, Taliaferro, Terrill.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—42.

Excused: Berrong, Grantham, Ham, Holden, Taliaferro, Terrill.—6.

The emergency was declared passed.

SB 583, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 270** was read and adopted upon motion of Senator Gee:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL No. 270, and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO SELECTIONS AND ELECTIONS OF JUDICIAL OFFICERS; AMENDING 26 O.S. 1961 § § 226, 227.1; PROVIDING FOR SEPARATE BALLOTS, etc. etc, etc. etc.

beg leave to report that we have had the same under consideration and herewith

return the same with the following recommendation:

1. That the Honorable House recede from all amendments and that the following Conference Committee Substitute be accepted:

CCS for SB 270—By Gee of the Senate and Spearman of the House.

An Act relating to selections and Elections of Judicial Officers; amending 26 O. S. 1961 § § 226, 227.1; providing for separate Ballots; providing for declaration of candidacy by Judicial Officers and methods and time for filing of declarations of candidacy; providing for terms of Judicial Officers; providing for procedures in the event of a vacancy in Judicial Office; providing for forms of Ballots; providing for procedures in selection and election of Judicial Officers; providing forms for declaration of candidacy by Judicial Officers; prohibiting filing for certain political Offices by Judicial Officers; providing for codification; making applicable certain election laws; providing for continuation in office of certain judges; providing for repeal of conflicting laws; making provisions of Act severable.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 26 O. S. 1961, § 226, is amended to read as follows:

§ 226. At the top of the column shall appear the name of the party, as "Democratic" "Republican" and without any line between shall next appear the device, and further, without any dividing line, shall next appear a circle, at least one-half ($\frac{1}{2}$) inch in diameter. Underneath these circles shall be a line, extending entirely across the ticket. The name of the office entitled to the first place in the column, preceded by the word "for" shall next appear in bold type, like this, "For Governor." Immediately after this shall be the name of that party's nominee for such office, preceded by a square one-fourth ($\frac{1}{4}$) of an inch in size. The initial of the first letter of a name of a candidate shall have only the space

of an "em" between it and this square, and there shall be no line between the name of an office and that of such candidate; but there shall be a line following the name of a candidate and the name of the next office in order down the column. In this manner, naming the officers in the order in which they are set out by the Constitution and statute, the list shall be continued down each column until all the nominees are given space. No party's list of candidates shall occupy more than one (1) column, and the columns shall be set off with well defined lines. CANDIDATES FOR JUDICIAL OFFICES SHALL BE LISTED ON SEPARATE BALLOTS SO AS TO BE UNASSOCIATED WITH ANY POLITICAL PARTY.

SECTION 2. The name of each candidate for any judicial office shall appear on the elective office panel on each voting machine but shall not be prefixed by any political party emblem nor within any list of political party candidates. The arrangement of the order in which names of opposing candidates for judicial office shall be shown on the elective office panel of voting machines shall be determined by the method provided by 26 O. S. 1961, § 277 (b), insofar as possible.

SECTION 3. 26 O. S. 1961, § 227.1, is amended to read as follows:

§ 227.1. At any general election, the following categories of candidates shall be placed on separate ballots: (1) Candidates for county offices; (2) Candidates for State Offices, EXCEPT CANDIDATES FOR JUDICIAL OFFICE; (3) CANDIDATES FOR JUSTICE OF THE SUPREME COURT AND JUDGE OF THE COURT OF CRIMINAL APPEALS; (4) CANDIDATES FOR JUDGE OF THE DISTRICT COURT; and (5) Candidates for seats in the House of Representatives and the Senate of the United States. Provided, however, the provisions of this Act shall not be construed to repeal Section 512, Title 26, Oklahoma Statutes, [1941] 1961.

SECTION 4. (a) A Justice of the Su-

preme Court or a Judge of the Court of Criminal Appeals whose term of office expires the second Monday in January following a general election and who seeks retention in office, must file with the Secretary of State not less than sixty (60) days before the date of such general election a declaration of candidacy to succeed himself.

(b) A Justice of the Supreme Court or a Judge of the Court of Criminal Appeals who has been appointed and who will have served twelve (12) months in office before the next general election and who seeks to be retained in office, must file a declaration of his candidacy to be retained in office with the Secretary of State not less than sixty (60) days before the date of such election. If such judicial officer has not served twelve (12) months on or before the next general election following his appointment, he shall continue in office, and he shall file a declaration of his candidacy to be retained in office with the Secretary of State not less than sixty (60) days before the date of the second general election following his appointment.

If the term of the office to which the judicial officer was appointed expires on the second Monday in January following the election, the election shall be for a term of six (6) years beginning on the second Monday in January following the election. If the term for such office does not expire on the second Monday in January following the election, the election shall be for the unexpired term of the office to which he was appointed. If the term of office to which the judicial officer was appointed expires before such office must file a declaration of candidacy to be retained in office, the election shall be for the remainder of the six (6) year term which follows the term during which he was appointed.

(c) No fee shall be charged by the Secretary of State for the filing of a declaration of candidacy. If such a declaration is filed by one of the above judicial officers,

the Secretary of State shall immediately notify the Secretary of the State Election Board of the name and office of the officer who filed the declaration, and the State Election Board shall cause the necessary ballots to be prepared.

(d) If no declaration of candidacy is filed by such judicial officer, the Secretary of State shall immediately notify the Governor and the Chairman of the Judicial Nominating Commission that no declaration of candidacy was filed by the judicial officer, stating his name and office, and that a vacancy has occurred or is certain to occur, as is appropriate.

(e) If a declaration of candidacy is filed, an election held, and no contest thereto is filed, the State Election Board shall certify the result to the Secretary of State by Saturday noon next following the general election. If a contest is filed, the result shall be certified to the Secretary of State either when the contest is determined or when it has been abandoned. If a decision by a majority of those voting thereon is that the officer shall not be retained in office, the Secretary of State shall immediately notify the Governor and the Chairman of the Judicial Nominating Commission of the decision, stating the name and office of the officer, and that a vacancy has occurred or is certain to occur, as is appropriate.

(f) If a judicial officer, who was elected to a six (6) year term that expires the second Monday in January following the election or who was appointed to fill a vacancy that expires the second Monday in January following the election and who was retained in office by the voters at a prior general election, fails to file a declaration of candidacy to be retained in office to succeed himself, or files such a declaration but is not retained in office at the election, the vacancy in office occurs on the second Monday in January following the election. If a judicial officer who was appointed to fill a vacancy but who has not yet been retained in office

by the voters fails to file a declaration of candidacy, the vacancy in office occurs when the time to file such declaration has expired. If such judicial officer files a declaration of candidacy but is not retained in office by the voters, the vacancy in office occurs when the result of the election is certified to the Secretary of State. In any of the above cases, the judicial officer may continue in office after the vacancy occurs until his successor has been appointed and has qualified for office.

SECTION 5. The ballot for candidates for the Supreme Court and Court of Criminal Appeals shall be without party designation. For the purpose of preparing such ballot, each Justice of the Supreme Court and each Judge of the Court of Criminal Appeals shall be deemed to hold a numbered office which shall be the same as the number of the district from which the justice or judge is selected. This number shall appear on the ballot. The following notice shall appear at the top of the ballot:

NOTICE TO VOTER: Vote separately on each justice or judge; they are not running against each other.

The ballot shall conform as nearly as possible with the following form:

-----County.
-----Precinct No. -----

NOTICE TO VOTER: Vote separately on each justice or judge; they are not running against each other.

JUSTICES OF THE SUPREME COURT
Office No. -----

☐ YES

Shall John Doe of the
Supreme Court be
retained in Office

☐ NO

Office No.-----

☐ YES

Shall John Doe of the
Supreme Court be
retained in Office

☐ NO

Office No.-----

☐ YES

Shall John Doe of the
Supreme Court be
retained in Office

☐ NO

JUDGES OF THE COURT OF CRIMINAL APPEALS

No.-----

☐ YES

Shall John Doe of the
Court of Criminal Appeals
be retained in Office

☐ NO

SECTION 6. The ballots for judicial office shall be without party designation.

SECTION 7. Only the voters in the county may vote for the Associate District Judge or Judges who are to be elected from that county. Said Associate Judge or Judges shall be elected at the regularly scheduled elections held in 1968, as provided in Article 7 of the Oklahoma Constitution.

SECTION 8. A person who seeks election as District Judge or Associate District Judge shall file his notification and declaration of candidacy with the State Election Board.

SECTION 9. Where more than one District Judge is provided for a judicial district, each such office shall be numbered and a candidate for such office shall file for a certain numbered office. Where more than one Associate District Judge is provided for a county, each such office shall be numbered and a candidate shall file for a certain numbered office. The State Election Board shall assign numbers to the persons who hold such offices on the effective date of this Act.

SECTION 10. The notification and declaration of candidacy to be filed with the State Election Board shall be in the following form:

For the purpose of having my name

placed on the primary election ballot for the office of _____ office No. _____ for the _____ Number of the Judicial District or Name of County I, _____ do solemnly swear (or affirm) that I reside at _____ in the City of _____, Oklahoma; that my age is _____, that I am a qualified elector in the County of _____, Oklahoma; that I am an attorney licensed to practice in the State of Oklahoma and that I have practiced law in the State of Oklahoma or been a judge of a court of record in Oklahoma or both for a period of _____ years; that if nominated for the above office, I will accept such nomination; that I am not affiliated directly or indirectly with the Communist party, the Third Communist International, or with any foreign political agency, party, organization or government, nor do I advocate revolution, teach or justify a program of sabotage, force and violation, sedition or treason, against the Government of the United States or of this State, nor do I advocate directly or indirectly, teach or justify by any means whatsoever, the overthrow of the Government of the United States or of this State, or change in the form of Government thereof by force or any unlawful means; that I will not knowingly violate any election law or any law defining or relating to corrupt and fraudulent practice in campaigns or elections in this State, and, if finally elected, I will qualify for said office.

You are also notified that I have appointed and authorized _____ of _____ and _____ of _____ to expend money in defraying the expenses of my campaign. (If no one has been appointed or authorized, leave blank.)

I have not and will not authorize any person to expend money or other things of value in the interest of my candidacy, but I will, in person, account for all the money or other things of value expended in the interest of my candidacy, as required by law. _____

(Signature of legal name of Candidate)

(Typewrite your name here.)

Subscribed and sworn to before me by _____ this _____ day of _____ 19 _____.

(Signature of Officer.)

My Commission expires _____

(Title of Officer.)

The said candidate shall at the time of filing his notification and declaration file therewith an affidavit of two (2) reputable electors, which affidavit shall be in the following form, and filled out so as to meet all the requirements indicated therein:

State of Oklahoma, _____ County. We, _____ and _____ do solemnly swear (or affirm) that we are residents and legal voters of the County of _____, State of Oklahoma; that we are personally acquainted with _____, who files the hereto attached notification and declaration, and we know that he is a resident of the city, county and state, set out in his notification and declaration, and is not directly or indirectly affiliated with the Communist Party or other subversive groups, and we believe him to be qualified to fill the office of _____.

(Signature of Affiants)

Subscribed and sworn to before me by _____ and _____, this the _____ day of _____, 19 _____.

(Signature of Officer)

My commission expires _____

(Title of Officer)

Said notification and declaration, and the accompanying affidavits may be on the same or separate sheets, but shall be filed together and at the same time, and

when so filed with the proper officer, it shall be the duty of said officer to have printed the applicant's name on the ballot, according to the primary election law, under the penalties provided therein. Any wilful or intentional misstatement of fact contained in said notification and declaration shall constitute a fraudulent act.

SECTION 11. (a) If only one (1) person files for an office, he shall be deemed to have been elected to the office, and his name shall not appear on the ballot at either the primary or general election.

(b) If two (2) persons file for the same office, their names shall appear on the ballot only at the time of the general election.

(c) If, at the time of the primary election, more than two (2) persons have filed for the same office, their names shall appear on the ballot at the time of the primary election.

(1) If no candidate receives a majority of the votes cast for that office at the primary election, or in the case of District Judges, if the nominating district does not include the whole judicial district, the two (2) candidates who receive the highest number of votes will have their names placed on the ballot for the general election whether or not one receives a majority of votes cast for that office.

(2) If one candidate receives a majority of all votes cast for that office and in the case of District Judges, if the nominating district includes the whole judicial district, the candidate who received the majority of all votes cast shall be deemed to have been elected to the office, and that office shall not be listed on the ballot for the general election.

SECTION 12. Candidates for District Judge and Associate District Judge shall appear on a ballot that does not contain candidates for any other office, and no political designation shall appear on the ballot.

SECTION 13. A Judge, Justice or candidate for judicial office shall not participate in any campaign for any other elective office, nor shall any person who holds a position as judge or justice be a candidate or file a notification or declaration of candidacy for a political office which is not enumerated in Article 7 § 3 and 7 of the Oklahoma Constitution and a violation of this Section shall constitute a vacancy in the judicial position and a forfeiture of the emoluments of said judicial position. Provided that nothing herein shall prohibit a person who holds a judicial position from becoming a candidate or filing a notification and declaration of candidacy for a judicial position enumerated in Article 7 § 3 and 7 of the Oklahoma Constitution.

SECTION 14. That Sections 1 to 6, inclusive, be codified as 26 O. S. 1961, § 162 (d), (e), (f), (g), (h), (i), and (j).

SECTION 15. Except as provided in this Act, the election laws of this State, including the time for filing the notification and declaration of candidacy and the filing fee, shall apply to the election of candidates for the offices of District Judge and Associate District Judge.

SECTION 16. District and Superior Court Judges who are in office on January 12, 1969 shall become and continue as District Court Judges on January 13, 1969, and said terms shall expire on the second Monday of January, 1971. Provided further, that Judges of Common Pleas, Childrens' and Juvenile Courts who are in office on January 12, 1969, shall become and continue as Associate District Judges on January 13, 1969, and said terms shall expire on the second Monday of January, 1971.

SECTION 17. All laws and parts of laws in conflict herewith are hereby repealed.

SECTION 18. The provisions of this Act are severable and if any part or provision hereof shall be held void the deci-

sion of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

FOR THE SENATE: Gee, Garrison, Young, Howard.

FOR THE HOUSE: McCune, Hill, Spearman, Thompson.

SB 270, 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: Atkinson, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.
—40.

Nay: Keels.—1.

Excused: Baggett, Berrong, Boecher, Ferrell, Grantham, Ham, Porter.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.
—40.

Nay: Keels.—1.

Excused: Baggett, Berrong, Boecher, Ferrell, Grantham, Ham, Porter.—7.

The emergency was declared passed.

SB 270, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 89 and HB 518 each correctly engrossed.

SBs 517, 522, 541, 544, 585, 636, 652 and SCR 86 each correctly enrolled.

Engrossed SCR 89 was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 518, as amended, was properly signed and ordered returned to the Honorable House.

Enrolled SBs 517, 522, 541, 544, 585, 636 and 652 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 86 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HB 1354.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 560.

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

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1062, requesting Conference and naming Conferees as follows: Odom (Martin), Connor and Abbott.

Upon motion of Senator Boecher, the request of the Honorable House for a Conference on HB 1062 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1062**: Terrill, McClendon and Hamilton.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 706** was declared adopted.

SB 706, 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: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—40.

Excused: Birdsong, Boecher, Ferrell, Ham, Porter, Stansberry, Taliaferro, Terrill.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Williams, Young.—40.

Excused: Birdsong, Boecher, Ferrell, Ham, Porter, Stansberry, Taliaferro, Terrill.—8.

The emergency was declared passed.

SB 706, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 543** was declared adopted.

SB 543, 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: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Berry, Boecher, Ferrell, Ham, Holden, Porter, Smalley, Taliaferro.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Berry, Boecher, Ferrell, Ham, Holden, Porter, Smalley, Taliaferro.—8.

The emergency was declared passed.

SB 543, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Baldwin asked unanimous consent that the following Conference Committee Recommendations be incorporated in the Conference Committee Report on

SB 581, to be inserted prior to "Amendment No. 5" (submitted on the 70th Legislative Day) which was the order.

1. That the Honorable House recede from Amendment No. 1.

2. That the Honorable Senate and the Honorable House accept the following Amendments:

AMENDMENT NO. 2. Restore the title as follows:

"AN ACT RELATING TO THE STATE HIGHWAY DEPARTMENT; MAKING APPROPRIATIONS TO SAID DEPARTMENT AND SPECIFYING PURPOSES FOR WHICH SAME MAY BE EXPENDED; MAKING AN APPROPRIATION AND PROVIDING FOR TRANSFER; AUTHORIZING EXPENDITURE FOR HIGHWAY SAFETY COORDINATING COMMITTEE; PROVIDING THAT THE APPROPRIATIONS MADE BY THIS ACT SHALL BE SUBJECT TO THE PROVISIONS OF 62 O. S. 1961, § § 41.1 THROUGH 41.38 AS NOW OR HEREAFTER AMENDED; PROVIDING FOR THE FILING OF BUDGET ESTIMATES WITH THE STATE BUDGET DIRECTOR; MAKING SAID APPROPRIATIONS NONFISCAL; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING CONFLICTING LAWS; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 3. Page 1, Lines 15, 16, and 17, Sec. 1. Strike the words and figures "Forty-one Million Six Hundred Eight Thousand Four Hundred Thirty-six Dollars and twenty-eight cents (\$41,608,436.28)" and

Insert in lieu thereof the words and figures "Forty-two Million Five Hundred Sixty-two Thousand Fifty-nine Dollars and sixty-nine cents (\$42,562,059.69)"

AMENDMENT NO. 4. Page 2, Line 13, Sec. 1, After the word "law." Add the following language: "Provided however that payment to the State Examiner and Inspector for auditing accounts of the State Highway Department shall not exceed the amount paid for such service during the fiscal year ending June 30, 1968."

Upon motion of Senator Baldwin, the

Conference Committee Report on **SB 581**, submitted on the 70th Legislative Day, with **CC** recommendations incorporated, was declared adopted.

Senator Hamilton asked to be made a coauthor of **SB 581**, which was the order.

SB 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: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Har-grave, Horn, Howard, Keels, Luton, Mc-Clendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Stipe, Williams, Young.—35.

Excused: Berry, Boecher, Ferrell, Ham, Holden, Massad, Nichols, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Har-grave, Horn, Howard, Keels, Luton, Mc-Clendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Romang, Selman, Short, Smalley, Stipe, Williams, Young.—36.

Excused: Berry, Boecher, Ferrell, Ham, Holden, Massad, Nichols, Porter, Smith, Stansberry, Taliaferro, Terrill.—12.

The emergency was declared passed.

SB 581, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

President Nigh presiding.

Upon motion of Senator Breckinridge, the Conference Committee Report on **HB 1212** was declared adopted.

HB 1212, 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: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ferrell, Ham, Massad, Massey, Porter.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ferrell, Ham, Massad, Massey, Porter.—5.

The emergency was declared passed.

HB 1212, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising that the House by unanimous consent adopted an amendment to the Conference Committee Report transmitted to the Senate on April 29, 1968, and respectfully requests that said Amendment be made a part of the Conference Committee Report on Engrossed **HJR 505**, and that same be considered by the Honorable Senate.

Upon motion of Senator Murphy, the request of the Honorable House was ordered granted, the amendment to **HJR 505** being as follows:

Mr. Speaker

and

Mr. President:

We, the undersigned, being all of the conferees on Engrossed House Joint Resolution No. 505 ask unanimous consent that the House and Senate Conferees on Engrossed House Joint Resolution No. 505 be permitted to amend their report by adding a new paragraph on page 2, line 8½, to read as follows:

“The effective date of this Amendment shall be January 1, 1969; provided, that the intangible personal property taxes levied for the year 1968 shall be collected.”

This paragraph was inadvertently omitted from the report contrary to the intentions of the conferees.

SENATE CONFEREES: Murphy, Graves.

HOUSE CONFEREES: Poulos, Odom (V. H.), Sanguin.

Senator Ham asked to be shown present, which was the order.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 637 was read and adopted upon motion of President Pro Tempore McSpadden:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 637, by McSpadden, Atkinson, Horn and Nichols of the Senate and Skeith, Peterson and Williamson of the House entitled:

AN ACT RELATING TO TOLL URBAN OR RURAL EXPRESSWAYS; PROHIBITING CONSTRUCTION OR FINANCING OF TURNPIKES OR STATE HIGHWAYS UNDER THE TERMS OF 60 O.S. 1961, §§ 176-180, * * * PROVIDING FOR JUDICIAL DETERMINATION OF VALID-

ITY OF PROCEEDINGS; 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:

No. 1. The Honorable House recede in Engrossed House Amendments No. 1 No. 2, No. 3, No. 4, No. 5, No. 6, No. 7, No. 8, No. 9, No. 10, No. 11, No. 12 and No. 13 and submit the following Conference Committee Substitute for Senate Bill No. 637.

CCS for SB 637—By McSpadden, Atkinson, Horn and Nichols of the Senate.

An Act relating to Toll Urban or Rural Expressways; prohibiting construction or financing of turnpikes or state highways under the terms of 60 O. S. 1961, §§176-180, inclusive, except toll urban or rural expressways; amending 69 O.S. 1961, §686, as amended by Section 12, Chapter 407, O.S.L. 1965, granting authority to trustees of public charitable trusts with one or more cities or counties, as beneficiaries, to establish, lay out, acquire, construct, operate and maintain toll urban or rural expressways within and without the boundaries of a county or city; providing for joint creation of public charitable trust by city and county in counties having a population in excess of 400,000 according to the latest Federal Decennial Census and setting forth certain conditions applicable to such counties; limiting the liability of any municipality for personal injury or property damage; prescribing a maximum for terms of trustees; providing for receiving of bids and award of contracts; establishing minimum standards for design and specifications; providing for connections with streets and highways; requiring traffic and engineering studies and reports; authorizing acquisition by trust beneficiary of easements and rights-of-way for such expressway by exercise of power of eminent domain; defining the term "Toll Urban or Rural Expressway"; providing for a method of policing such expressways; providing for judicial determination of validity of proceedings; making 60 O.S. 1961 §175.23 applicable; pro-

hibiting conflicts of interests by trustees; repealing all acts or parts of acts in conflict herewith; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 69 O. S. 1961 § 686, as amended by Section 12, Chapter 407, O. S. L. 1965, is amended to read as follows:

§ 686. No turnpikes or state highways shall ever be constructed or financed under the terms of 60 O. S. 1961 § § 176-180, inclusive, EXCEPT TOLL URBAN OR RURAL EXPRESSWAYS AS HEREINAFTER DEFINED.

SECTION 2.

(a) The trustees of any public charitable trust created under 60 O. S. 1961, § § 176-180, inclusive, which shall have as its trust beneficiary or beneficiaries one (1) or more cities or counties, may have the power and authority to establish, lay out, acquire, construct, operate and maintain a toll urban or rural expressway or expressways. Each city or county in which a part of such toll urban or rural expressway will be located may be a trust beneficiary to the extent of the portion of such expressway which is to be located within such city or county. Where such expressway is to be located entirely within the boundaries of a city, either such city or the county within which such expressway is located, or both such city and county, may be beneficiary of such trust. Where the trust beneficiaries shall have adopted a resolution determining that such expressway is needed to supplement the existing network of state, county or city highways or streets within the counties, the trustees may proceed with such project and, in such event, it shall not be necessary for said trustees to obtain the consent of any subdivision of government, of less than one thousand (1,000) population, according to the latest Federal Decennial Census, or the governing bodies thereof, provided however, that in those instances of a trust involving two

or more counties the trustees shall first obtain the consent of the board of county commissioners of any county in which such expressway or any part thereof may be located, and the consent of the governing body of any city having a population of more than one hundred thousand (100,000) persons, according to the latest Federal Decennial Census, in which such expressway or any part thereof may be located.

(b) In counties having a population of four hundred thousand (400,000) or more according to the latest Federal Decennial Census, a toll urban expressway may be constructed within the corporate limits of any city only by a public charitable trust created with the approval of the governing bodies of both such city and of the county within which such expressway is to be located. The instrument creating such trust shall provide for appointment of three (3) trustees by the governing body of such city and for appointment of three (3) trustees by the board of county commissioners of such county and shall further provide for one (1) additional trustee to be designated by such six (6) trustees. Vacancies in the office of any trustee of such public trust shall be filled in the same manner as the original appointment. Members of the governing bodies of such city or county shall be eligible to serve as trustees and any such trustee shall receive no compensation for services as a trustee. The beneficial interest in the title to the expressway located within such city shall be vested in the city. The surplus revenues of the trust, as defined in any bond indenture entered into by such trustees shall be divided equally between such city and the county to be used for constructing, maintaining, repairing and improving bridges, roads, highways and streets.

SECTION 3. No city, county or state agency shall be obligated to maintain, police or pay any costs of construction or maintenance of such expressway, includ-

ing the cost of approaches and traffic control and safety devices, unless such obligation shall be expressly assumed in writing by the governing body of the city, county or state agency. No municipality within the boundaries of which such expressway may be located shall be liable for personal injury or property damage resulting from the operation of such expressway or the failure to properly maintain or repair such expressway unless the duty to maintain or repair has been expressly assumed as herein provided.

SECTION 4. The terms of trustees shall be fixed at a period not to exceed five (5) years, except that such limitation of terms shall not apply to any trustee who serves by virtue of being an elected public official and who, under the terms of the instrument creating the trust, shall be replaced by his successor in such public office.

SECTION 5. Contracts for construction of any toll urban or rural expressway shall be based upon detailed plans and specifications; provided, however, that if it is determined by the trustees that it is not feasible or prudent to expend trust or other funds for preparation of such plans and specifications and purchase of right-of-way for the project, the trustees may enter into a contract based upon a proposal submitted for the designing, engineering, financing, acquisition of right-of-way and construction of such project.

No contract for the construction of any portion of such toll urban or rural expressway shall be entered into by the trustee of such authority until after notice and advertisement for proposals has been published for at least fourteen (14) days by the trustees or by the trust beneficiary in at least one issue of a newspaper or periodical of general circulation in Oklahoma and the United States in construction industry. The notice to bidders shall contain a general description of the route of such proposed expressway or of the traffic corridor or corridors to be served

by such facility, and shall set out sufficient details to assure that all bidders are bidding on the same project. All bids shall be opened at a public meeting of the trustees or of the governing board of the beneficiary, as the case may be.

The contract shall be awarded to the person (individual, corporation, partnership or joint venture) who is determined by the trustees to be the lowest and best bidder. If the trustees shall determine that it is not feasible or prudent to expend trust or other funds to obtain plans and specifications and purchase right-of-way prior to advertisement for bids they may, by negotiation with the lowest and best bidder, agree upon the terms of a definitive contract providing for the designing, engineering, financing, acquisition of right-of-way and construction of the project by such bidder.

The design and specifications for any such toll urban or rural expressway shall meet the minimum standards for construction of state highways established by the State Highway Department or the Oklahoma Turnpike Authority.

SECTION 6. The trustees of any public charitable trust constructing a toll urban or rural expressway shall have authority to make any necessary connections with, or crossing of any existing state or county highway or city street and to temporarily occupy or close public rights-of-way as may be necessary for the public safety during construction of any such toll urban or rural expressway. Necessary easements and rights-of-way over, under and across public or private property may be acquired by a beneficiary of such trust by the exercise of its power of eminent domain in the manner now or hereafter provided by law for condemnation of lands by a county or city, as the case may be, for highway or street purposes, and any interest so acquired may be leased to the trustees by the beneficiary as provided by 60 O. S. § 176.

No existing improved street or highway

shall be closed by reason of the construction and operation of such toll urban or rural expressway, except such temporary closing as may be required for the safety of the public during construction, maintenance or repair, without the express consent of the governing body of any city, county or state agency having jurisdiction over such street or highway. All connections with streets or highways shall meet the normal safety requirements established by the city, county or state agency having jurisdiction and control over such connecting street or highway.

SECTION 7. Prior to entering into a contract for construction and acquisition of any such toll urban or rural expressway a reputable traffic engineer and consultant shall be employed to make a traffic survey and feasibility study and report on the proposed project and a qualified independent engineer shall be employed to review plans, specifications and bidder's proposals, to act in an advisory capacity, and to make reports and recommendations to the trustees on all phases of construction of such project.

SECTION 8. The provisions of 47 O. S. 1961, § § 11-1401 to 11-1405, inclusive, are hereby made applicable to and enforceable on any toll urban or rural expressway as provided for in this Act and the words "Oklahoma Turnpike Authority" whenever they appear in said § § 11-1401 to 11-1405, inclusive, (for the purposes of this Act only) shall be construed to mean the trustees of the public trust operating any such toll urban or rural expressway; provided, that where a toll urban or rural expressway is located wholly within the corporate limits of a city, the said trustees may contract with the governing body of such city for the policing of said expressways and if such contract is entered into, the traffic ordinances and regulations of such city shall be applicable to and enforceable on such expressway.

SECTION 9. For the purpose of this Act, the term "Toll Urban or Rural Ex-

pressway" is defined to mean any toll expressway or expressways which may consist of separate sections or segments separated by intervening highway or street connections, and which may be laid out wholly or partially within the corporate limits of any incorporated city.

SECTION 10. The provisions of 69 O.S. 1961, § 668 are hereby made applicable to this Act and the trustees of any public trust proposing to lay out, construct, operate and maintain any such toll urban or rural expressway shall be entitled to have a judicial determination of the validity of the bonds and other questions relating to the proceedings for such toll urban or rural expressway in the same manner as provided in such Act for the Oklahoma Turnpike Authority.

SECTION 11. The District Court shall have original jurisdiction to require accounting by trustees, to surcharge trustees, to supervise the administration of the trust where necessary because of mismanagement by trustees, and such further jurisdiction as may be provided by the Oklahoma Trust Act (60 O. S. 1961 § 175-23).

SECTION 12. No trustee or employee of any public charitable trust shall have a direct or indirect financial interest in any contract, subcontract, purchase, sale or other transaction in connection with any toll urban or rural expressway project undertaken by such trust. Violation of this section shall be deemed cause for removal from office or employment of such trustee or employee.

SECTION 13. All Acts or parts of Acts, insofar as they are in conflict with this Act, are hereby repealed except that this Act shall not be construed as repealing any Act relating to the powers and duties of the Oklahoma Turnpike Authority.

SECTION 14. If any section, clause, paragraph or part of this Act is for any reason held invalid, such decision shall not affect the validity of the remaining

portions of this Act, or of this Act as a whole.

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.

FOR THE SENATE: Nichols, Grantham, Atkinson, Garrison and Stipe.

FOR THE HOUSE: Skeith, Hopkins, Peterson.

SB 637, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smith, Stipe, Taliaferro, Young.—37.

Nay: Baldwin, Berrong, Dacus, Holden, Massad, Short, Smalley, Terrill, Williams.—9.

Excused: Ferrell, Stansberry.—2.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Smith, Stipe, Taliaferro, Young.—37.

Nay: Baldwin, Berrong, Dacus, Holden, Massad, Short, Smalley, Terrill, Williams.—9.

Excused: Ferrell, Stansberry.—2.

The emergency was declared passed.

SB 637, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 736** was declared adopted.

SB 736, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ferrell, Massey, Murphy, Porter, Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ferrell, Massey, Murphy, Porter, Stansberry.—5.

The emergency was declared passed.

SB 736, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Baldwin, the

Conference Committee Report on **HB 1070** was declared adopted.

HB 1070, 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: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, Ferrell, Massey, Miller, Murphy, Porter, Stansberry.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Nichols, Payne, Romang, Selman, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, Ferrell, Massey, Miller, Murphy, Porter, Stansberry.—8.

The emergency was declared passed.

HB 1070, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising that the House has rescinded the signing and Fourth Reading of Enrolled **SB 447**; has reconsidered the vote by which Engrossed **SB 447** as amended in conference passed, by which the Conference Committee Report thereon was adopted; and that the House refuses to

adopt the Conference Committee Report on **SB 447** and requests further conference thereon, naming the same Conferees.

Senator Boecher moved that the request of the Honorable House for further conference on **SB 447** be ordered granted, which motion was declared adopted.

CC APPOINTMENT

Pursuant to Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **SB 447**: Smith, Birdsong and Horn.

Senator Boecher moved that the Senate stand recessed until 3:00 p.m., which motion was declared adopted.

The Senate reconvened at 3:00 p.m., with President Pro Tempore McSpadden presiding.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 517, 522, 541, 544, 585, 636** and **652**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCR 86**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SBs 509** and **551** and referring said Bills to the General Conference Committee on Appropriations.

Senator Gee asked unanimous consent, which was granted, that the following Supplemental Report on **SB 270** be adopted:

We the Conferees assigned to consider **ENGROSSED SENATE BILL 270** request unanimous consent that the following amendment to the Conference Committee

Substitute be made as follows: Page 2, Line 36 and Page 3, Line 1. By striking the following words, which were added through typographical error. "If the term of office to which the office to which he was appointed."

FOR THE SENATE: Gee, Garrison, Howard.

FOR THE HOUSE: McCune, Bamberger, Hill.

Senator Payne Presiding.

PENDING CONSIDERATION OF CCRs

Senator Baggett moved that the Conference Committee Report on **SB 665** be adopted.

Senator Short, as a substitute for the Baggett motion, moved that the Senate reject the Conference Committee Report on **SB 665**, request further Conference and instruct the Senate Conferees to draft language permitting purchase of voter registration lists at a nominal cost, which motion was tabled upon motion of Senator Baggett.

The vote occurring upon the Baggett motion, the Conference Committee Report on **SB 665** was declared adopted.

SB 665, 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: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill and Young.—35.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short and Williams.—8.

Excused: McClendon, McSpadden, Masad, Selman and Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill and Young.—35.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short and Williams.—8.

Excused: McClendon, McSpadden, Mas-sad, Selman and Stansberry.—5.

The emergency was declared passed.

SB 665, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1071** was declared adopted.

HB 1071, 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: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Fin-deiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—41.

Excused: Grantham, McSpadden, Mas-sad, Selman, Stansberry, Terrill, Young.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Fin-deiss, Garrett, Garrison, Gee, Graves,

Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—41.

Excused: Grantham, McSpadden, Mas-sad, Selman, Stansberry, Terrill, Young.—7.

The emergency was declared passed.

HB 1071, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 506 correctly enrolled.

Enrolled **SB 506** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 595—By M o u n t f o r d—A Concurrent Resolution directing the Oklahoma Indian Affairs Commission to arrange for and promote the unveiling of the portrait of Jim Thorpe, which will be later hung in the State Capitol Building, authorizing the expenditure of necessary funds; and directing distribution.

Consideration of the above Resolution was deferred for this legislative day.

2d CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **SB 509** was read and adopted upon motion of Senator Baldwin:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations to whom was referred ENGROSSED SENATE BILL NUMBER 509, entitled:

STATE VETERANS DEPARTMENT AND DECLARING AN EMERGENCY, together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable House recede from House Amendment No. 1.

No. 2. Restore Title to read as follows:
AMENDMENT NO. 1.

"AN ACT RELATING TO THE STATE VETERANS DEPARTMENT, OKLAHOMA STATE WAR VETERANS HOME FACILITIES, SULPHUR, OKLAHOMA, THE OKLAHOMA WAR VETERANS HOME FACILITIES, ARDMORE, OKLAHOMA, AND THE OKLAHOMA WAR VETERANS COMMISSION AND MAKING APPROPRIATIONS THERETO; STATING THE PURPOSE; PROVIDING FOR TRANSFER OF FUNDS; AUTHORITY FOR ADMINISTRATION OF AFFAIRS OF THE STATE VETERANS DEPARTMENT, 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 DEPARTMENT OF PUBLIC WELFARE 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; MAKING AN APPROPRIATION TO CONSTRUCT AND EQUIP A NURSING CARE WARD AT NORMAN, OKLAHOMA; PROVIDING FOR LAPSE DATE; MAKING PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Page 2, Line 16, strike the figure "\$190,750.00" and insert in lieu thereof the figure "\$193,750.00".

AMENDMENT NO. 3. Page 2, Section 2, Line 25, strike the words "Board for Vocational Education" and insert in lieu thereof the words "Department of Public Welfare".

AMENDMENT NO. 4. Page 3, Line 15½, add a new section to read "Section 5. There is hereby appropriated to the War Veterans Commission from any monies in the Emergency Appropriation Fund in the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1969, the sum of One Hundred Thousand Dollars (\$100,000.00) or so much thereof as may be necessary to construct and equip a nursing care ward at the State War Veterans facility in Norman, Oklahoma, for the treatment of mentally ill war veterans. The appropriation made by this section 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, and shall not be subject to the provisions of any other lapse date within this Act."

Amendment No. 5. Renumber the old "Section 5" to read "Section 6" and the remaining Sections to conform thereto.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Horn, Martin, Massey, Romang, Smalley, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis, (Chairman), Abbott, Derryberry, Greenhaw, Hesser, Hopkins, Hutchins (Walter), Miskelly, Odom (V. H.), Sanguin, Skeith, Smith (Norman) and Wolf (Leland).

SB 509, 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: Atkinson, Baldwin, Berry, Bird-

song, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Smalley, Stipe, Taliaferro, Terrill, Young. —36.

Excused: Baggett, Berrong, Breckinridge, Ham, Horn, McGraw, Miller, Selman, Short, Smith, Stansberry, Williams. —12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Porter, Romang, Smalley, Stipe, Taliaferro, Terrill, Young. —36.

Excused: Baggett, Berrong, Breckinridge, Ham, Horn, McGraw, Miller, Selman, Short, Smith, Stansberry, Williams. —12.

The emergency was declared passed.

SB 509, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE 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 594**.

2d CONFERENCE COMMITTEE REPORT

The following 2d CCR on **HB 594** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred

ENGROSSED HOUSE BILL NUMBER 594, entitled:

AN ACT MAKING PUBLIC EMPLOYEES,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

That the SECOND Conference Committee Substitute be adopted.

An Act relating to the Oklahoma Public Employees Retirement System; amending Sections 2, 13, 15 and 19 of Chapter 50, O.S.L. 1963, as amended, (74 O.S. Supp. 1967 § § 902, 913, 915 and 919), and Section 10 Chapter 50 O.S.L. 1963 as last amended by Senate Bill 765, Second Session, Thirty-first Oklahoma Legislature; defining compensation and other terms; including cities and towns as eligible employers; making volunteer firemen and retired members of the armed services eligible; providing for crediting of prior and participating service; increasing benefits for prior service; increasing payroll deductions; establishing benefits for State elected officials; providing procedure for joining retirement system and withdrawal therefrom; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 2, of Chapter 50, O. S. L. 1963, as amended, (74 O. S. Supp. 1967, § 902) is amended to read as follows:

§ 902. The following words and phrases shall have the following meanings respectively ascribed to each of them, unless a different meaning is plainly required by the context:

(1) "System," the Oklahoma Public Employees Retirement System as established by this act and as it may hereafter be amended;

(2) "Accumulated Contributions," the

sum of all contributions by a member to the system which shall be credited to the member's account;

(3) "Act," sections 1 to [28] 31 inclusive and any amendments thereto;

(4) "Actuarial Equivalent," a deferred income benefit of equal value to the accumulated deposits or benefits when computed upon the basis of the actuarial tables in use by the system;

(5) "Actuarial Tables," the actuarial tables approved and in use by the board at any given time;

(6) "Actuary," the actuary or firm of actuaries employed by the board at any given time;

(7) "Agent," the individual designated by each participating employer through whom system transactions and communications shall be directed;

(8) "Beneficiary," any person named by a member to receive any benefits as provided for by this act. If there is no beneficiary living at time of member employee's death, his estate shall be the beneficiary;

(9) "Board of Trustees," the managing body of the system which shall be known as the Oklahoma Public Employees Retirement System Board of Trustees;

(10) "Compensation," all salary and wages, exclusive of payment for overtime, payable to a member of the system for personal services performed for a participating employer, including maintenance, or any allowance in lieu thereof provided a member as a part of compensation but shall not include compensation or reimbursement for traveling, or moving expenses, or any compensation in excess of [Six Thousand Six Hundred Dollars (\$6,600.00)] SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$7,800.00) per annum;

(11) "Credited Service," the sum of participating service and prior service;

(12) "Dependent," a parent, child, or spouse of a member who is dependent

upon the member for at least one-half ($\frac{1}{2}$) of his support;

(13) "Effective Date," the date upon which the system becomes effective by operation of law;

(14) "Eligible Employer," the State of Oklahoma and any county, CITY OR TOWN whose employees are covered by social security and are not covered by or eligible for another retirement plan authorized under the laws of the State of Oklahoma which is in operation on the initial entry date. PROVIDED, HOWEVER, THAT PRIOR TO ADOPTION OF THE RESOLUTION PROVIDING FOR PARTICIPATION IN THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM BY ANY CITY OR TOWN, THE CITY COMMISSION, COUNCIL OR TOWN BOARD OF TRUSTEES SHALL HOLD A PUBLIC HEARING ON THE QUESTION OF THE CITY OR TOWN'S PARTICIPATION IN SAID SYSTEM. AT SUCH HEARING A REPRESENTATIVE OF THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM SHALL BE PRESENT TO EXPLAIN THE BENEFITS AND LIABILITIES OF ENTERING THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM AND ALL INTERESTED PARTIES MAY BE HEARD.

(a) If a class or several classes of employees of any above defined employers are covered by social security and are not covered by or eligible for and will not become eligible for another retirement plan authorized under the laws of the State of Oklahoma, which is in operation on the effective date, such employer shall be deemed an eligible employer, but only with respect to that class or those classes of employees as defined in this section.

(b) A class or several classes of employees who are covered by social security and are not covered by or eligible for and will not become eligible for another retirement plan authorized under the laws of the State of Oklahoma, which is in operation on the effective date, and when the qualifications for employment in such

class or classes are set by state law; and when such class or classes of employees are employed by county or municipal government pursuant to such qualifications; and when the services provided by such employees are of such nature that they qualify for matching by or contributions from state or federal funds administered by an agency of state government which qualifies as a participating employer, then the agency of state government administering the state or federal funds shall be deemed an eligible employer, but only with respect to that class or those classes of employees as defined in this subsection; provided, that the required contributions to the retirement plan may be withheld from the contributions of state or federal funds administered by the state agency and transmitted to the system on the same basis as the employee and employer contributions are transmitted for the direct employees of the state agency. THE RETIREMENT OR ELIGIBILITY FOR RETIREMENT UNDER THE PROVISIONS OF LAW PROVIDING PENSIONS FOR SERVICE AS A VOLUNTEER FIREMAN SHALL NOT RENDER ANY PERSON INELIGIBLE TO PARTICIPATION IN THE BENEFITS PROVIDED FOR IN THIS ACT.

(15) "Employee," any officer or employee of a participating employer, *[including those classes described in subsection 15(b),]* whose employment is not seasonal or temporary and whose employment requires at least one thousand (1,000) hours of work per year and whose salary or wages is at least Ninety Dollars (\$90.00) per month OR A SALARY ESTABLISHED BY STATUTE TO BE MORE THAN NINETY DOLLARS (\$90.00) PER MONTH, but not including:

(a) any employee who is covered by or eligible for or who will become eligible for another retirement plan authorized under any other law of this state in operation on the entry date, except that this definition shall not exclude any person as defined herein who is covered only by so-

cial security; or who prior to being employed in employment subject to this act was covered by the Teachers' Retirement System and still retains eligibility under said system or Social Security or both.

[(b) any person who has retired as a member of a regular component of any of the uniform armed services of the United States; provided, that a person who has retired or hereafter retires as a member of a reserve component of any of the uniform services of the United States shall not be excluded from the definition of "employee" by reason thereof;]

[(c)] (B) any employee who is a contributing member of the United States Civil Service Retirement System;

[(d)] (C) any officer or employee of the Grand River Dam Authority, the Wild Life Conservation Department or the Oklahoma Employment Security Commission or any other class of officers or employees specifically exempted by the laws of the State of Oklahoma.

(16) "Entry Date," the date as of which an eligible employer joins the system. The first entry date pursuant to this act shall be January 1, 1964;

(17) "Executive Secretary," the managing officer of the system employed by the board under this act;

(18) "Final Average Compensation," the average annual salary up to, but not exceeding **[Six Thousand Six Hundred Dollars (\$6,600.00)]** SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$7,800.00) received during any five (5) of the last ten (10) years of participating service immediately preceding retirement or termination of employment, or, if participating service is less than five (5) years, the average annual compensation up to but not exceeding **[Six Thousand Six Hundred Dollars (\$6,600.00)]** SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$7,800.00) paid to the member during the full period of participating service;

(19) "Fiscal Year," of the Oklahoma

Public Employees Retirement System, the period commencing July 1 of any year and ending June 30 of the next year;

(20) "Oklahoma Public Employees Retirement Fund," the fund created by this act for payment of expenses and benefits under the system and referred to herein as the "fund";

(21) "Leave of Absence," a period of absence from employment without pay, authorized and approved by the employer and acknowledged to the board, and which after the effective date does not exceed one (1) year;

(22) "Member," an eligible employee who is in the system and is making the required employee contributions, or any former employee who shall have made the required contributions to the system and shall have not received a refund;

(23) "Military Service," service in the armed forces of the United States in time of war or national emergency, which service is immediately preceded by a period of employment with a participating employer and is followed by return to employment as an employee with the same or another participating employer within ninety (90) days immediately following discharge from such military service;

(24) "Normal Retirement Date," the date on which a member may retire with full retirement benefits, pursuant to this act, namely, the first day of the month coinciding with or following his sixty-fifth (65th) birthday;

(25) "Participating Employer," an eligible employer who has agreed to make contributions to the system on behalf of its employees;

(26) "Participating Service," the period of employment after the entry date for which credit is granted a member;

(27) "Prior Service," the period of employment of a member by an eligible employer prior to his entry date for which credit is granted a member under this act;

[(28) "Prior Service Annual Salary," the highest annual salary (not including any amounts received as payment for overtime or as reimbursement for traveling or other expenses; but not exceeding Four Thousand Dollars (\$4,000.00) received by the member from the current employer in any one of the three calendar years immediately preceding January 1, 1964, or the entry date of employer, whichever is later; provided, that if a member entered the employment of the state during the calendar year 1963, the prior service annual salary shall be computed by multiplying his highest monthly compensation received in said year by twelve, but the annual salary so computed shall not exceed Four Thousand Dollars (\$4,000.00);]

[(29)] (28) "Retirant," a member who retired under the system;

[30] (29) "Retirement Benefit," a monthly income with benefits accruing from the first day of the month coinciding with or following retirement and ending on the first day of the month in which death occurs or the actuarial equivalent thereof paid in such manner as specified by the member pursuant to this act or as otherwise allowed to be paid at the discretion of the board;

[(31)] (30) "Social Security," means the old age survivors and disability section of the federal social security act; and

[(32)] (31) "Total Disability," a physical or mental disability accepted for disability benefits by the federal social security system.

SECTION 2. Section 13, Chapter 50, O. S. L. 1963, as amended, (74 O. S. Supp. 1967, § 913) is amended to read as follows:

§ 913. (1) Prior service shall be credited as follows:

(a) A member shall receive full credit for continuous employment prior to the entry date with his employer on the entry date. Provided, that if the employee

was employed on or before the fifteenth (15th) day of March, [1963] OF THE YEAR IMMEDIATELY PRECEDING THE ENTRY DATE OF HIS EMPLOYER, continuously by the employer who is his employer on his entry date, then all previous employment with any participating employer whether or not continuous shall be credited, otherwise no credit shall be granted for employment prior to a break in continuous employment.

(b) Leaves of absence and military service leaves shall not be counted as breaks in continuous employment; however, military service which is immediately preceded and followed by employment with a participating employer shall be credited, but leaves of absence shall not be credited. The burden of proof regarding prior service shall be with the member and shall be documented in such manner as the board may direct.

(c) An elective state [or] county, CITY or TOWN official who is ineligible for membership as a result of any applicable state law or constitutional provision making him ineligible solely because of his being such an official at the time of his eligibility for membership at the time his employer becomes a participating employer shall nevertheless not forfeit the prior service credit to which he would be entitled except for such ineligibility, provided that he either (i) becomes an employee of a participating employer within one hundred twenty (120) days of the expiration of his term of office current at the time of his eligibility except for his being an elective state or county official, or (ii) within a period of four (4) years after the expiration of his term of office current at the time of his eligibility except for his being an elective state or county official, is elected as a state or county official and thereupon becomes a member of the system, or (iii) has completed ten (10) years of credited service as of the date of his eligibility for membership except for his being an elective state or county official.

[(d) Any state elected official having

completed ten years or more of credited service as an elected state official shall receive a minimum of Seventy Five Dollars (\$75.00) monthly benefits.]

(D) ALL ELECTED STATE OFFICIALS NOW OR HEREAFTER SERVING AS A STATE ELECTED OFFICIAL AND HAVING COMPLETED EIGHT (8) YEARS OR MORE OF CREDITED SERVICE AS AN ELECTED STATE OFFICIAL AND HAVING PAID TO THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM SUFFICIENT CONTRIBUTIONS WHICH SHALL BE DETERMINED BY THE BOARD OF TRUSTEES SHALL RECEIVE A MINIMUM OF SEVENTY-FIVE DOLLARS (\$75.00) MONTHLY BENEFITS AND SHALL RECEIVE AN ADDITIONAL TWELVE DOLLARS AND FIFTY CENTS (\$12.50) PER MONTH FOR EACH ADDITIONAL YEAR OF SERVICE NOT TO EXCEED TOTAL BENEFITS OF TWO HUNDRED DOLLARS (\$200.00) PER MONTH AS PROVIDED IN THIS SUBSECTION.

(e) Beginning July 1, 1965, all employees of the Department of Public Welfare shall participate in the Oklahoma Public Employees Retirement System to the same extent as other employees of participating employers in such system. Provided, that any employee performing teaching services in the Oklahoma School for the Deaf or the Oklahoma School for the Blind may elect to participate in the Teachers' Retirement System of Oklahoma in lieu of the Oklahoma Public Employees Retirement System; and any other employee at each such institution or any other institution under the jurisdiction of the Oklahoma Department of Public Welfare, participating in the Teachers' Retirement System of Oklahoma, may elect to continue to participate in such system in lieu of the Oklahoma Public Employees Retirement System. All employees who shall have participated in the Teachers' Retirement System of Oklahoma and not continuing therein shall have the right to withdraw their membership from the

Teachers' Retirement System of Oklahoma on the same terms as other members withdrawing from such system before retirement. Provided, all persons employed at the Oklahoma School for the Blind and Oklahoma School for the Deaf on June 30, 1965, who become subject to the Oklahoma Public Employees Retirement System, on July 1, 1965, shall receive credit for prior service and be eligible for participation, regardless of age.

(2) Participating service shall be credited as follows:

(a) A member shall receive credit for participating service with a participating employer in accordance with the rules and regulations established by the board; provided, however, that no more than one (1) calendar quarter of participating service shall be credited for any employment within one (1) calendar quarter.

(b) A member born before 1905 and having ten (10) or more years of prior service on the first entry date may convert up to one-half ($\frac{1}{2}$), but not to exceed ten (10) years, of any such prior service to participating service and be entitled to the benefits for participating service by applying to the board and paying into the system on or before January 1, 1965, a sum of money determined by the board to be actuarially equivalent to the contributions necessary to pay participating service benefits based on the age and earnings of any such member.

(c) Leaves of absence and military service shall not count as a break in continuous employment provided the member leaves his accumulated contribution on deposit with the fund; however, the period of military service shall be credited but leaves of absence shall not be credited.

(d) A period of retirement under the system or a period of total disability, immediately followed by employment with a participating employer, shall not count as a break in continuous employment; provided, that such periods while not employed shall not be credited.

(e) Termination of employment with a participating employer followed by employment with the same or another participating employer within one hundred twenty (120) days shall not constitute a break in continuous employment; provided, that such period while not employed shall not be credited as participating service.

(3) In determining the number of years of credited prior service or participating service, a fractional year of six (6) months or more shall be considered as one (1) year and a fractional year of less than six (6) months shall be disregarded.

SECTION 3. Section 15 of Chapter 50, O. S. L. 1963, as amended, (74 O. S. Supp. 1967, § 915) is amended to read as follows:

§ 915. (1) Any member who shall retire on or after his normal retirement date shall be entitled to receive an annual retirement benefit equal to the sum obtained by adding an amount for participating service and an amount for prior service determined as herein provided. The amount for prior service shall be equal to *[one half of one per cent of the member's prior service annual salary]* THE SUM OF SIXTY DOLLARS (\$60.00) PER ANNUM multiplied by the number of years of prior service entitled to credit as provided in Section 13 of this act. The amount for participating service shall be equal to one and one-fourth per cent ($1\frac{1}{4}\%$) of the member's final average salary multiplied by the number of years of participating service entitled to credit as provided in Section 13 of this Act.

(2) Any member who shall retire before the normal retirement date shall receive an annual retirement benefit equal to the actuarial equivalent of but not exceeding the benefit payable had the member retired on the normal retirement date but based upon the member's final average salary and years of participating and prior service to date of actual retirement.

(3) Upon death of a retirant, there shall be paid to his beneficiary an amount

equal to the excess, if any, of his accumulated contributions over the sum of all retirement benefit payments made.

(4) Such annual retirement benefits shall be paid in equal monthly installments, except that the board may provide for the payment of retirement benefits which total less than Two Hundred Forty Dollars (\$240.00) a year on other than a monthly basis.

(5) In the event that an application in such form as may be prescribed by the board for any amount due under the provisions of this act is not filed with the office of the retirement system by the person entitled to same within one (1) year of the date such amount became due and payable, an amount equal to same shall be transferred to the retirement benefit accumulation reserve and such amount shall no longer be due and payable; however, if any such person shall present evidence satisfactory to the board that his failure to file such application within said time period was due to lack of knowledge or incapacity on his part, the amount equal to the amount originally due shall be transferred from the retirement benefit accumulation reserve to the reserve or reserves from which such transfer was initially made and the amount originally due shall be paid to such person.

SECTION 4. Section 19 of Chapter 50, O. S. L. 1963 (74 O. S. Supp. 1967, § 919) is amended to read as follows:

§ 919. Each participating employer, beginning with the first monthly payroll for service performed after the entry date, shall deduct from the compensation of each member three per cent (3%) of the first Three Hundred Seventy-Five Dollars (\$375.00) of his compensation each month and four per cent (4%) of his monthly compensation in excess of Three Hundred Seventy-Five Dollars (\$375.00) but not exceeding **Five Hundred Fifty Dollars (\$550.00)** **SIX HUNDRED FIFTY DOLLARS (\$650.00)**; provided that additional

sums may be deducted upon the authorization for payroll deduction by individual members for such other benefits as the board is authorized herein to administer. Such deductions shall be remitted quarterly, or as the board may otherwise provide, to the executive secretary for deposit in the Oklahoma Public Employees Retirement Fund. Such deductions shall be credited to the members' individual accounts.

SECTION 5. Section 10, Chapter 50 O. S. L. 1963, as amended by Section 1, Chapter 394 O. S. L. 1967 (74 O. S. Supp. 1967 § 910) as amended by Section 1. Senate Bill 765, Second Session of Thirty-first Oklahoma Legislature, is amended to read as follows:

§ 910. (1) An eligible employer may join the system in January of any year commencing January 1, 1964. Application for affiliation shall be in the form of a resolution approved by the governing or legislative body of the eligible employer or by any other body or officer authorized by the law or recognized by the board to approve such resolution or action; provided, that no county, CITY or TOWN shall become a participating employer except by the adoption of a resolution therefor which shall be published once each week for two (2) consecutive weeks in the official county newspaper or, if there is none, in a newspaper of general circulation therein, and no such resolution shall take effect until sixty (60) days after its final publication, and if, within sixty (60) days of its final publication, a petition signed by a number of electors equal to not less than five percent (5%) of the number of electors who voted at the last preceding general election in such county, CITY or TOWN shall be filed in the office of the clerk of such county, demanding that such resolution be submitted to a vote of the electors, it shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon. Upon the filing of a certified copy of such resolution with the board, such election

shall be irrevocable and the employer shall become a participating employer on January 1 of the year immediately following the filing of such election with the board. Any county which has elected heretofore to join the Oklahoma Public Employees Retirement System may elect to withdraw therefrom by filing a resolution to such effect with the board within thirty (30) days after the effective date of this enactment; provided, however, that such withdrawal shall be conditioned upon:

[1.] (A) the county commissioners of such withdrawing county assuming responsibility on behalf of said county for payment of the amount of actuarial obligations incurred by the Retirement System during the participating period and providing the necessary information to the Secretary of the Retirement System to determine the actuarial obligations of such county:

[2.] (B) arrangements for payment of all obligations of such county to the system up to the date of filing being made within sixty (60) days after notice from the system of the amount due; and

[3.] (C) the rights of any employee or annuitant which have vested prior to the date of filing such notice of withdrawal from the system shall be guaranteed by said county and the Retirement System.

(2) Arrangements for payment of obligations of such county to the system may be made in a single sum, or amortized in annual installments, to discharge the county's obligation to vested rights of retired employees for any period of time agreed to by such county and the system, or a combination of a down payment with deferred balance in amortized, annual installments. The actuarial value of benefits to be received must be fully funded within five (5) years from date of this Act, with interest not to exceed six percent (6%) per annum.

[2.] (3) The State of Oklahoma, in its capacity as an eligible employer, shall become a participating employer on the

first entry date and thereafter on the entry date immediately following the creation of any state agency not now in existence.

SECTION 6. 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 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.

HOUSE CONFEREES: Willis, Abbott, Derryberry, Greenhaw, Hesser, Hopkins, Miskelly, Smith (Norman), Odom (Martin).

SENATE CONFEREES: Baggett, Grantham, Horn, Romang, Selman, Smith, Taliaferro and Young.

MESSAGE 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 1109, 1198 and 1323.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1109 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 1109, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO SECURITIES; AMENDING 71 O. S. 1961, § 306, AS AMENDED BY SECTION 1, CHAPTER 395, O. S. L. 1967 (71 O. S. SUPP. 1967, § 306); PROVIDING FOR DENIAL, SUSPENSION OR REVOCATION OF REGIS-

TRATION; AUTHORIZING ADMINISTRATOR TO APPLY FOR ORDER APPOINTING CONSERVATOR, OR ORDER DIRECTING LIQUIDATION AND DISSOLUTION; STATING GROUNDS; AMENDING 71 O. S. 1961, § 202(e); AUTHORIZING ADMINISTRATOR OF THE OKLAHOMA SECURITIES COMMISSION TO REQUIRE SURETY BONDS OF BROKER-DEALERS, AGENTS AND INVESTMENT ADVISERS; PROVIDING FOR THE REGISTRATION OF AGENTS ON AN INACTIVE BASIS; 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:

1. That the following conference committee substitute be adopted.

CCS for HB 1109—By Mountford.

An Act relating to securities; amending 71 O. S. 1961, § 306, as amended by section 1, Chapter 395. O. S. L. 1967 (71 O.S. Supp. 1967, § 306); providing for denial, suspension or revocation of registration, authorizing administrator to apply for order appointing conservator, or order directing liquidation and dissolution; stating grounds; amending 71 O. S. 1961, § 202, (e); authorizing administrator of the Oklahoma Securities Commission to require surety bonds of broker-dealers, agents and investment advisers; providing for the registration of agents on an inactive basis; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 71 O. S. 1961, § 306, as amended by Section 1, Chapter 395, O. S. L. 1967 (71 O.S. Supp. 1967, § 306), is amended to read as follows:

306. (a) The Administrator may issue a stop order denying effectiveness to, or suspending or revoking the effectiveness of, any registration statement if he finds (1) that the order is in the public interest and (2) that

(A) the registration statement as of its

effective date or as of any earlier date in the case of an order denying effectiveness, or any amendment under Section 305(k) as of its effective date, or any report under Section 305(j) is incomplete in any material respect or contains any statement which was, in the light of the circumstances under which it was made, false or misleading with respect to any material fact;

(B) any provision of this Act or any rule, order, or condition lawfully imposed under this Act has been willfully violated, in connection with the offering, by (i) the person filing the registration statement, (ii) the issuer, any partner, officer, or director of the issuer, any person occupying a similar status or performing similar functions, or any person directly or indirectly controlling or controlled by the issuer, but only if the person filing the registration statement is directly or indirectly controlled by or acting for the issuer, or (iii) any underwriter.

(C) the security registered or sought to be registered is the subject of any administrative stop order or similar order or a permanent or temporary injunction of any court of competent jurisdiction entered under any other federal or state act applicable to the offering; but (i) the Administrator may not institute a proceeding against an effective registration statement under Clause (C) more than one (1) year from the date of the order or injunction relied on, and (ii) he may not enter an order under Clause (C) on the basis of an order or injunction entered under any other state act unless that order or injunction was based on facts which would currently constitute a ground for a stop order under this section;

(D) the issuer's enterprise or method of business includes or would include activities which are illegal where performed;

(E) the offering has worked or tended to work a fraud upon purchasers or would so operate;

(F) the offering has been or would be made or is being made with unreasonable amounts of underwriters' and sellers' discounts, commissions, or other compensation, or promoters' profits or participation, or unreasonable amounts or kinds of options, profits, **[or any]** compensation **[.]** or remuneration paid directly or indirectly to any officer, director, employee, contractor or agent;

(G) when a security is sought to be registered by notification, it is not eligible for such registration;

(H) when a security is sought to be registered by coordination there has been a failure to comply with the undertaking required by Section 303(b) (4); **[or]**

(I) the applicant or registrant has failed to pay the proper filing fee; but the Administrator may enter only a denial order under this clause and he shall vacate any such order when the deficiency has been corrected **[.]**; OR

(J) AN ORDER HAS BEEN ISSUED BY A COURT OF COMPETENT JURISDICTION UNDER SECTION 306(e) OR SECTION 406 OF THIS ACT AGAINST THE ISSUER OF ANY SECURITY REGISTERED OR SOUGHT TO BE REGISTERED UNDER THIS ACT.

The Administrator may not institute a stop order proceeding against an effective registration statement on the basis of a fact or transaction known to him when the registration statement became effective unless the proceeding is instituted within the next thirty (30) days.

(b) The Administrator may by order summarily postpone or suspend the effectiveness of the registration statement pending final determination of any proceeding under this Section. Upon the entry of the order, the Administrator shall promptly notify each person specified in subsection (c) that it has been entered and of the reasons therefor and that within fifteen (15) days after the receipt of a written request the matter will be set down for hearing. If no hearing is re-

quested and none is ordered by the Administrator, the order will remain in effect until it is modified or vacated by the Administrator. If a hearing is requested or ordered, the Administrator, after notice of and opportunity for hearing to each person specified in subsection (c), may modify or vacate the order or extend it until final determination.

(c) No stop order may be entered under any part of this section except the first sentence of subsection (b) without (1) appropriate prior notice to the applicant or registrant, the issuer, and the person on whose behalf the securities are to be or have been offered, (2) opportunity for hearing, and (3) written findings of fact and conclusions of law.

(d) The Administrator may vacate or modify a stop order if he finds that the conditions which prompted its entry have changed or that it is otherwise in the public interest to do so.

(e) The Administrator may apply to the District Court of Oklahoma County for an order appointing a Conservator of, and directing him to rehabilitate, any issuer upon one (1) or more of the following grounds. That the issuer:

(1) is impaired or insolvent, or is in imminent danger of becoming impaired or insolvent;

(2) has ceased transacting business for a period of one (1) year;

(3) is insolvent and has commenced voluntary liquidation or dissolution, or is attempting to commence or prosecute any action or proceeding to liquidate its business or affairs, or to dissolve its corporate charter, or to procure the appointment of a receiver, trustee, custodian, or sequestrator;

(4) has refused to comply with any lawful order of the Administrator;

(5) has refused to submit its books, records and accounts relating to its financial affairs to reasonable examination by the Administrator;

(6) has transferred or attempted to

transfer substantially its entire property or business, to the detriment of its stockholders; or

(7) has willfully violated its charter or any law of this State.

The Conservator may, if all reasonable efforts to rehabilitate the issuer fail, apply to the court for any order directing liquidation and dissolution of any such insurer.

SECTION 2. 71 O. S. 1961, § 202, subsection (e), is amended to read as follows:

(e) The Administrator shall by rule require registered broker-dealers, agents and investment advisers to post AND CONTINUE IN EFFECT DURING EACH PERIOD OF REGISTRATION surety bonds in an amount not more than TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) IN THE CASE OF BROKER-DEALERS, AND NOT MORE THAN Ten Thousand Dollars (\$10,000.00) IN THE CASE OF AGENTS AND INVESTMENT ADVISERS. THE ADMINISTRATOR MAY BY RULE CLASSIFY PERSONS REQUIRED TO POST BONDS AND PRESCRIBE DIFFERENT AMOUNTS OF BONDS FOR DIFFERENT CLASSES. EACH SUCH BOND SHALL BE conditioned that the registrant will comply with the provisions of this Act. Such bonds may be so drawn as to cover the original registration and any renewal thereof, BUT FOR PURPOSES OF DETERMINING LIABILITY OF THE SURETY UNDER ANY SUCH BOND, THE DATE OF EACH RENEWAL OF REGISTRATION SHALL BE DEEMED TO BEGIN A NEW BOND PERIOD. Any appropriate deposit of cash or securities shall be accepted in lieu of any such bond. Every bond shall provide that no suit may be maintained to enforce any liability thereon unless brought within two (2) years after the sale or other act upon which such suit is based and shall also provide the liability of the surety on each such bond to all persons aggrieved shall in no event exceed in the aggregate the penal sum thereof. PROVIDED, HOWEVER, THE ADMINISTRATOR SHALL

BY RULE PROVIDE FOR THE REGISTRATION OF AGENTS ON AN INACTIVE BASIS, WHICH RULE SHALL REQUIRE NO BOND AND AN ANNUAL RENEWAL REGISTRATION FEE NOT TO EXCEED FIVE DOLLARS (\$5.00).

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.

FOR THE SENATE: Baggett (Chairman), Selman.

FOR THE HOUSE: Mountford (Chairman), Cate, Smith (Norman).

The following CCR on HB 1198 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1198, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO COURTS; PROVIDING FOR SALARIES OF DISTRICT JUDGES, JUDGES OF THE INDUSTRIAL COURT, ASSOCIATE DISTRICT JUDGES AND SPECIAL JUDGES; REPEALING 20 O. S. 1961, §§ 653, 693, 709 AND 871, * * * AND PROVIDING FOR AN EFFECTIVE DATE,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following conference committee substitute be adopted as co-authored by: Mountford of the House, and Mas-sad, Gee, Smith, Garrison, Howard, Nichols, Luton and Porter of the Senate.

CCS for HB 1198—By McCune, Bamberger, Beauchamp and Sparkman.

An Act relating to courts; providing for salaries of District Judges, Judges of the Industrial Court, Associate District Judges,

Special Judges, and Judges of the Intermediate Court of Appeals; repealing 20 O. S. 1961, § § 653, 693, 709 and 871, 74 O. S. 1961, § § 251b, 251b-1, 251b-2, 251b-3, 251b-4, 251b-5, 251b-6, 251b-7, 251b-8, 251b-11, 251b-12, 251b-13, 251b-15, 251b-16, 251b-17, 251b-18, 251b-19, 251b-20, 251b-21 and 251b-22, and all other conflicting sections; and providing for an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The annual salary of each District Judge and Judge of the Industrial Court shall be Seventeen Thousand Five Hundred Dollars (\$17,500.00), payable monthly by the State.

SECTION 2. The annual salary of each associate district judge in each county, the population of which is three hundred thousand (300,000), or more, according to the latest Federal Decennial Census, shall be Sixteen Thousand Five Hundred Dollars (\$16,500.00), payable monthly by the State. Except that any associate district judge who was, on January 1, 1968, receiving an annual salary as judge, larger than that herein provided shall not be subjected to a reduction in amount thereof but the difference between the rate of his salary prior to said date and that herein specified shall be paid from the court fund of the county. The total of such judicial salaries when paid in part from the court fund shall be used in calculation of any other benefits such as entitlement to retirement or supernumerary benefits.

The annual salary of each associate district judge in counties under three hundred thousand (300,000) population, according to the latest Federal Decennial Census, shall be as follows: in counties of less than ten thousand (10,000) population, a salary of Ten Thousand Five Hundred Dollars (\$10,500.00); in counties of ten thousand (10,000) to three hundred thousand population, a salary of Fourteen Thousand Five Hundred Dollars (\$14,500.00) per year; and all salaries shall be payable monthly by the State.

SECTION 3. The annual salary of each special judge shall be as follows: Ten Thousand Dollars (\$10,000.00) for lawyer special judges, and Five Thousand Dollars (\$5,000.00) for nonlawyer special judges, payable monthly by the State.

SECTION 4. The annual salary of each judge of the Intermediate Court of Appeals shall be Nineteen Thousand Five Hundred Dollars (\$19,500.00), payable monthly by the State.

SECTION 5. The salaries provided in this Act shall prevail over **SB 541** and **HB 1133**, enacted by the Second Session of the 31st Legislature of the State of Oklahoma.

SECTION 6. 20 O. S. 1961, § § 653, 693, 709 and 871, and 74 O. S. 1961, § 251b, through 251b-8, and 251b-11, 251b-12, 251b-13, 251b-15 through 251b-22, and other conflicting sections are hereby repealed.

SECTION 7. This Act shall become effective January 13, 1969.

FOR THE SENATE: Massad, Gee and Young.

FOR THE HOUSE: McCune, Sparkman and Spearman.

The following CCR on **HB 1323** was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1323, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO THE COURT FUND; PROVIDING THE COUNTY TREASURER SHALL ACT AS AGENT OF THE STATE AS TO THE COURT FUND AND HIS BOND COVER HIS OBLIGATION TO 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 recommendation:

That the following Conference Committee substitute be adopted as coauthored

by Massad, Gee, Nichols, Holden, Ham and Grantham:

CCS for HB 1323—By McCune, Hill, Bamberger, Peterson, Wolfe (Stephen), Boren, Patterson (Ruth), Dunn and Tarwater.

An Act relating to the Court Fund; providing the County Treasurer shall act as agent of the state as to the court fund and his bond cover his obligation to the state; providing for a court fund board; providing expenses to be paid from the court fund; defining expenses; providing for bond payments heretofore authorized; prohibiting payment of Court Clerks and Deputy Court Clerks salaries; authorizing certain expenditures out of unappropriated surplus court funds; providing for payment to county general fund; providing for payments into state judicial fund; creating a state judicial fund; providing for funds for jury trials; providing for codification of certain sections; amending 28 O. S. 1961, § 37, 19 O. S. 1961, § 180.63E, as amended by section 1 E, chapter 351, O. S. L. 1967 (19 O. S. Supp. 1967, § 180.63E), section 1 (8) of chapter 45, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.63a (8)), section 1, chapter 164, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.63c); repealing 19 O. S. 1961, §§ 179.13, 179.15, 179.17, 180.42d, 180.42e, 180.42h, 180.62g, section 3, chapter 180, O. S. L. 1965 (20 O. S. Supp. 1967 § 109.3) and 74 O. S. 1961, § 288, 38 O. S. 1961, §§ 30, as amended by House Bill 1231, of the Second Session of the 31st Legislature of the State of Oklahoma, and 31, effective January 13, 1969; repealing 19 O. S. 1961, §§ 180.64 and 742, 19 O. S. 1961, § 772, as amended by section 1, Chapter 88, O. S. L. 1963 (19 O. S. Supp. 1967, § 772, 62 O. S. 1961, §§ 321, 322, 323, 324, 324.3, 336 and 338, and 62 O. S. 1961, § 323.1, as amended by Section 1, Chapter 121, O. S. L. 1967 (62 O. S. Supp. 1967, § 323.1), and 62 O. S. 1961, § 324.1, as amended by Section 1, Chapter 147, O. S. L. 1967 (62 O. S. Supp. 1967, § 324.1); making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. All fees, fines, and forfeit-

ures shall, when collected by the court clerk, be deposited by him in a fund in the county treasury designated "The Court Fund", and shall be used, from year to year, in defraying the expenses of holding court in said county. The county treasurer shall act as an agent of the state in the care and handling of the Court Fund, but his bond shall cover his obligations in regard to this fund.

SECTION 2. The governing board of the Court Fund created by Section 1 of this Act shall be a District Judge, an associate district judge and the clerk of the court of the county where the fund is established. If there is more than one District Judge in the judicial district, the District Judge shall be the judge who resides in that county. If no District Judge resides in that county, it shall be the judge who was nominated from that county. If several judges were nominated from or reside in that county, it shall be the one selected by all District Judges in the judicial district. The associate district judge shall be the associate district judge elected from the county. If there are several such judges, it shall be the one selected by all such associate district judges. The membership of the governing board shall remain as presently constituted by law until January 13, 1969, and the provisions of this section shall become effective January 13, 1969.

SECTION 3. All claims against "The Court Fund" created by Section 1 of this Act, shall be paid by the court clerk, when approved by a majority of the governing board of the Court Fund, by the issuance of a cash voucher on said fund.

SECTION 4. Claims against the Court Fund shall include only such expenses as may be lawfully incurred incident to the operation of the court in said county, and are approved by the governing board of the Court Fund or a majority thereof. The term "expenses" shall include payments authorized to be made pursuant to the provisions of House Bill 1198 of the Second Session of the 31st Legislature and 19 O.S.

1961, § § 771, 772, 773 and 774, as amended by Sections 1 through 8, inclusive, of Chapter 88, O. S. L. 1963 (19 O. S. SUPP. 1967, § § 771 through 778, inclusive), for purposes of paying principal and interest on bonds issued prior to January 1, 1968, fees of jurors and witnesses, per diem of bailiffs, office supplies, furniture, fixtures and equipment and the maintenance thereof, for the judge's chambers, the courtroom, the clerk's office, other areas primarily used for judicial functions, and the law library only, judicial robes, printing, the publication of the court dockets in a daily newspaper qualified to publish legal notices in the county, books for records, postage, attorney's fees for paupers, transcripts ordered by the court, part-time help, special services in instances hereafter authorized by law, and redecoration of the courtroom, the judge's chambers and the clerk's office; provided further, that no salaries of full-time court clerks and deputy court clerks shall be paid out of the Court Fund; and that no County Courthouse Building Commission shall be created after March 1, 1968, and that no disbursements shall be permitted from any Court Fund under the provisions of Sections 771 through 778, inclusive, of Title 19 of the Oklahoma Statutes, except by County Courthouse Commissions created prior to March 1, 1968, provided, nothing in this Act shall prevent the construction of additional courtrooms within existing courthouse facilities, from funds other than the Court Fund.

SECTION 5. No charge shall be made by any city or town in the state for the use of municipally owned quarters by a special judge. A majority of the governing board of the Court Fund may authorize the use of money from the Court Fund to rent privately owned quarters for special judges in counties of over three hundred thousand (300,000) according to the latest federal census.

SECTION 6. Beginning on January 31, 1969, and monthly thereafter, the court clerk of each county shall transfer from

the Court Fund to the general fund of the county a sum that is equal to one-twelfth (1/12th) of the amount received by the county General Fund from fees, fines, and forfeitures for the fiscal years 1965-1966 or 1966-1967, less all salaries and Justice of Peace expenses and other expenses paid that fiscal year out of the county General Fund for the operation of courts within the county, and which, commencing January 13, 1969, are assumed and paid by the State of Oklahoma. The fiscal year to be used shall be that which nets the county General Fund the largest sum of money.

SECTION 7. Within thirty (30) days after December 31, 1968, and within thirty (30) days after the end of each calendar year thereafter, the court clerk of each county shall report to the Supreme Court in such manner as prescribed by the Supreme Court, the receipts that have been deposited in the Court Fund and the disbursements therefrom for the preceding calendar year and the total amount in the fund at the end of the calendar year.

SECTION 8. 28 O. S. 1961, § 37, is amended to read as follows:

§ 37. At each monthly meeting of the board of county commissioners, or, if monthly meetings are not held, at each quarterly meeting [*the clerk of the district court, the clerk of the superior court, the clerk of the county court,*] the county clerk and the registrar of deeds shall each file a verified report of the work of the preceding month or quarter showing the total fees charged [*in each case*] and the total fees collected [*in each case,*] and shall pay all of such fees into the county treasury and file duplicate receipts therefor with the county clerk.

SECTION 9. At the time that he makes the report required by Section 7 of this Act, the court clerk must deposit in the State Judicial Fund the amount by which the receipts deposited in the Court Fund for the calendar year, including interest earned on said court fund, exceeds the disbursements for said calendar year,

provided the court clerk shall retain from said excess amount a sum equal to ten percent (10%) of the disbursements for said calendar year, except bond and interest payments made under Section 4, and payments made to the county General Fund shall not be counted in computing said ten percent (10%). The first transfer of funds to the State Judicial Fund shall be made in January, 1969.

SECTION 10. Unappropriated surplus Court Funds in existence on the effective date of this Act may be expended for any or all purposes which were legal under the Statutes of Oklahoma prior to the date this Act is signed into law.

SECTION 11. There is hereby created a State Judicial Fund which shall be a continuing fund not subject to fiscal year limitations.

SECTION 12. When the Court Fund in any county becomes so exhausted that it appears that a party cannot procure an immediate trial by jury, the Administrative Director of the Courts upon the request of the presiding judge of the Judicial Administrative District and upon the approval by the Chief Justice of the Supreme Court, shall transfer from the State Judicial Fund to the Court Fund of said county any amount that will be sufficient to permit an immediate jury trial of all cases that are triable by a jury and that are ready for trial.

SECTION 13. The provisions of Sections 1 to 7, inclusive, and Sections 9 to 11, inclusive, of this Act shall be incorporated in Title 20 of the Oklahoma Statutes.

SECTION 14. 74 O. S. 1961, § 288, is hereby repealed, effective January 13, 1969, and all undisbursed money collected under the provisions thereof shall be transferred to the State Judicial Fund.

SECTION 15. Effective January 13, 1969, Section 3, Chapter 180, Oklahoma Session Laws 1965 (20 O. S. Supp. 1967, § 109.3), is repealed, and all undisbursed money in the special revolving fund therein mentioned shall be transferred to the State Judicial Fund.

SECTION 16. 19 O. S. 1961, § 180.63, as amended by Section 1 E, Chapter 352, O. S. L. 1967 (19 O. S. Supp. 1967, § 180.63E), is amended to read as follows:

§ 180.63 E. As compensation for the additional duties imposed by this Act upon the county officials named in subsection D hereof, there shall be paid, from the general fund of the county, to each county commissioner, county clerk, court clerk, county treasurer and county assessor, Six Hundred Dollars (\$600.00) per year, payable monthly, and to the county sheriff, Twelve Hundred Dollars (\$1,200.00) per year, payable monthly, and to each county judge, Twenty-four Hundred Dollars (\$2,400.00) per year, payable monthly[;]. *[provided, that the court clerk, the county sheriff, and county judge shall be paid from the Court Fund of the county to the extent that only that amount above Five Thousand Dollars (\$5,000.00) in the Court Fund may be paid for salaries.]*

SECTION 17. Section 1 (8), Chapter 45, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.63a (8)), is amended to read as follows:

§ 180.63a (8). *[The county attorney shall be required to prepare and file all legal papers and pleadings, and to present evidence on behalf of the State of Oklahoma, in proceedings for an adjudication of delinquency under the provisions of 10 O. S. 1961, §§ 101 to 114, inclusive.]*

As compensation for the additional duties imposed by this Act upon the county officials above named, there shall be paid, from the general fund of the county, to each county commissioner Six Hundred Dollars (\$600.00) per year, payable monthly, and to the county clerk, court clerk, county treasurer, county assessor, and to the county sheriff, Twelve Hundred Dollars (\$1,200.00) per year, payable monthly, and to each county judge *[and county attorney]*, Twenty-four Hundred Dollars (\$2,400.00) per year, payable monthly[; *provided, that the court clerk, the county sheriff, county judge, and county attorney shall be paid from the court fund of the*

county to the extent that only that amount above Five Thousand Dollars (\$5,000.00) in the court fund may be paid, for salaries.] Provided further that the [county attorney and] county judge shall receive no additional compensation under this statute if [they] HE may be paid more than Ninety-six Hundred Dollars (\$9,600.00) per year under any other statute of the State of Oklahoma.

SECTION 18. Section 1, Chapter 164, O. S. L. 1965 (19 O. S. Supp. 1967, § 180.63c), is amended to read as follows:

§ 180.63c. Effective July 1, 1965, in addition to the provisions of 19 O. S. 1961, § 180.63, in all counties of this State having a State Training School for Girls and a four (4) year accredited college, there is hereby imposed upon the county judge and [county] DISTRICT Attorney of such counties, in addition to the duties by law now imposed upon them, the following additional duties, respectively:

The county judge shall be required to supervise all juveniles who are either on parole or serving probationary terms, and shall be required to supervise all dependent and neglected children who are wards of the county court, and shall consult with and advise the superintendent of the training school in reference to juvenile problems[.] UNTIL JANUARY 13, 1969.

[The county attorney shall be required to prepare and file all legal papers and pleadings, and to present evidence on behalf of the State of Oklahoma, in proceedings for an adjudication of delinquency under the provisions of 10 O. S. 1961, § § 101 to 114, inclusive, and shall supervise the parole of all persons serving a suspended sentence.]

[As compensation for the additional duties imposed by this Act upon the county officials above named, there shall be paid from the court fund to the county judge Twenty-Four Hundred Dollars (\$2,400.00), per year, payable monthly; and to the county attorney, Twenty-Four Hundred Dollars (\$2,400.00) per year, payable monthly.]

SECTION 19. 19 O. S. 1961, § § 179.13, 179.15, 179.17, 180.42d, 180.42e, 180.42h and 180.62g, Section 3, Chapter 180, O. S. L. 1965, (20 O. S. Supp 1967, § 109.3), and 74 O. S. 1961, § 288, 38 O. S. 1961, § § 30 and 31, are repealed effective January 13, 1969, as amended by House Bill No. 1231 of the Second Session of the 31st Legislature of the State of Oklahoma.

SECTION 20. 19 O. S. 1961, § § 180.64 and 742, 19 O. S. 1961, § 772, as amended by Section 1, Chapter 88, O. S. L. 1963 (19 O. S. Supp. 1967, § 772), 62 O. S. 1961, § § 321, 322, 323, 324, 324.3, 336 and 338, 62 O. S. 1961, § 323.1, as amended by Section 1, Chapter 121, O. S. L. 1967 (62 O. S. Supp. 1967, (62 O. S. Supp. 1967, § 323.1) and 62 O. S. 1961, § 324.1, as amended by Section 1, Chapter 147, O. S. L. 1967 (62 O. S. Supp. 1967, § 324.1), are hereby repealed.

SECTION 21. 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 22. 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.

FOR THE SENATE: Massad, Young, Gee.

FOR THE HOUSE: McCune, Finch, and Dunn.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on HB 1079 was declared adopted.

HB 1079, 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: Atkinson, Baldwin, Berrong, Berry,

Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Williams, Young.—40.

Excused: Baggett, Massad, Miller, Selman, Smith, Stansberry, Taliaferro, Terrill.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Williams, Young.—40.

Excused: Baggett, Massad, Miller, Selman, Smith, Stansberry, Taliaferro, Terrill.—8.

The emergency was declared passed.

HB 1079, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1129** was declared adopted.

HB 1129, 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: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Gee, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—36.

Nay: Berrong.—1.

Excused: Baggett, Field, Garrison, Grantham, Holden, Howard, McSpadden, Nichols, Selman, Stansberry, Terrill.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Gee, Graves, Ham, Hamilton, Hargrave, Horn, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—36.

Nay: Berrong.—1.

Excused: Baggett, Field, Garrison, Grantham, Holden, Howard, McSpadden, Nichols, Selman, Stansberry, Terrill.—11.

The emergency was declared passed.

HB 1129, together with Conference Committee Report thereon, was ordered returned to Honorable House.

2d CONFERENCE COMMITTEE REPORT

The following 2d Conference Committee Report on **SB 447** was read and adopted upon motion of Senator Smith:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 447, and Engrossed House Amendments thereto, by Smith, Miller, Gee and Hargrave of the Senate and Hopkins of the House Entitled:

AN ACT RELATING TO ELECTIONS; AMENDING 26 O. S. 1961, § 24a, AS AMENDED BY SECTION 1, CHAPTER 489, O. S. L. 1965, and 26 O. S. 1961, § § 93.20 and 102.14; *** 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:

NO. 1. The Senate concurs in House Amendment Nos. 1 and 2.

NO. 2. That the House recede from its Amendment No. 3.

NO. 3. That the Senate and House accept the following amendments:

AMENDMENT No. 1. Amend page 1, Section 1, Line 24 by striking the word "Six" and inserting in lieu thereof, the word "Eight."

AMENDMENT No. 2. Amend page 1, Section 1, Line 25, by striking the figures "\$600.00," and inserting in lieu thereof the figures "\$800.00."

AMENDMENT NO. 3. Amend page 3, Section 2, Line 10, by striking the words and figures "in 26. O. S. 1961, § 24a," and inserting in lieu thereof the words "by law."

AMENDMENT NO. 4. Amend page 3, Section 2, Line 1, by striking the words "secretary of the."

AMENDMENT NO. 5. Amend page 4, Section 3, Line 5, by striking the words and figures "in 26 O. S. 1961, § 24a," and inserting in lieu thereof the words "by law."

AMENDMENT NO. 6. Amend page 4, Section 3, Line 7, by striking the word "secretary of the."

FOR THE SENATE: Smith, Birdsong, Horn.

FOR THE HOUSE: Hopkins, Spearman, Sparkman.

SB 447, 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: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Porter, Romang,

Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Short, Williams.—2.

Excused: Baggett, Berrong, Berry, Field, Grantham, Ham, Horn, Miller, Nichols, Selman, Stansberry.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Porter, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Short, Williams.—2.

Excused: Baggett, Berrong, Berry, Field, Grantham, Ham, Horn, Miller, Nichols, Selman, Stansberry.—11.

The emergency was declared passed.

SB 447, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on HB 1131 was declared adopted.

HB 1131, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Berrong, Boecher, Field, Grantham, Holden, Murphy, Nichols, Porter, Selman, Stansberry, Terrill.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Berrong, Boecher, Field, Grantham, Holden, Murphy, Nichols, Porter, Selman, Stansberry, Terrill.—11.

The emergency was declared passed.

HB 1131, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1132** was declared adopted.

HB 1132, 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: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Stipe, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Baggett, Berrong, Miller, Porter, Selman, Smith, Stansberry, Terrill.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin,

Massad, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Stipe, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Baggett, Berrong, Miller, Porter, Selman, Smith, Stansberry, Terrill.—9.

The emergency was declared passed.

HB 1132, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1133** was declared adopted.

HB 1133, 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: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baggett, Berrong, Murphy, Selman, Smith, Stansberry.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams and Young.—43.

Excused: Berrong, Murphy, Selman, Smith, Stansberry.—5.

The emergency was declared passed.

HB 1133, together with Conference Com-

mittee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on HB 1134 was declared adopted.

HB 1134, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Berrong, Keels.—2.

Excused: Garrison, McGraw, McSpadden, Porter, Selman, Smith, Stansberry.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Berrong, Keels.—2.

Excused: Garrison, McGraw, McSpadden, Porter, Selman, Smith, Stansberry.—7.

The emergency was declared passed.

HB 1134, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report there-

on, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed HB 1267.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1267 was read:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1267, and Engrossed Senate Amendments thereto, by Spearman, McCune, et al of the House and Young, Gee, et al of the Senate entitled:

AN ACT RELATING TO ELECTIONS; AMENDING 26 O. S. 1961, § 226, TO PROVIDE NAMES OF CANDIDATES FOR JUDICIAL OFFICE TO APPEAR ON SEPARATE NONPARTISAN BALLOTS; * * * 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:

No. 1: That the Senate recede from all its amendments.

No. 2: That the Title and the entire bill be stricken and the following Conference Committee Substitute be accepted.

CONFERENCE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1267—By Spearman of the House and Gee of the Senate.

AN ACT PROVIDING FOR PROGRAMMING OF ELECTION MACHINES IN CERTAIN ELECTIONS.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. In any election where there are candidates for election on a nonpartisan basis or candidates for retention in office on a noncompetitive basis under Articles VII and VII-B of the Oklahoma Constitution then the voting machines shall be programmed so that the party-

voting levers will not be operative and party-voting levers shall not be used in such election.

FOR THE SENATE: Young, Gee, Hargrave.

FOR THE HOUSE: Spearman, Cate.

Senator Gee moved that the Conference Committee Report on **HB 1267** be adopted.

Senator Garrison, joined by Senators McGraw, Breckinridge, Ferrell, Short, Williams, Romang and Findeiss, as substitute for the Gee motion, moved that the Senate reject the Conference Committee Report on **HB 1267** and ask for further conference, instructing Senate Conferees as follows: "That said bill be amended to provide for the abolishing of straight party voting, on paper ballots and voting machines, in all seventy-seven counties of Oklahoma," which motion was tabled upon motion of Senator Smalley upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Taliaferro, Terrill, Young.—37.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Williams.—8.

Excused: Selman, Stansberry, Stipe.—3.

The vote occurring upon the Gee motion, it was declared adopted.

HB 1267, 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: Atkinson Baggett, Baldwin, Berong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-

don, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Taliaferro, Young.—36.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, McGraw, Romang, Short, Williams.—8.

Excused: Selman, Stansberry, Stipe, Terrill.—4.

The Bill as amended in Conference, was declared passed.

HB 1267, together with Conference Committee Report thereon, was ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SJR 52** was read and adopted upon motion of Senator Baggett:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE JOINT RESOLUTION NO. 52 and the Engrossed Senate Amendments thereto, by Baggett of the Senate and Willis of the House, entitled:

"A JOINT RESOLUTION — BOND ISSUE"

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the following Conference Committee Substitute for Engrossed Senate Joint Resolution No. 52 be adopted:

CCS for **SJR 52**—By Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, Miskelly and Sokolosky of the House.

A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to Article X, Oklahoma Constitution, by adding a new section thereto; providing for a bond issue for capital improvements for the state institu-

tions of higher education, Medical Center of the University of Oklahoma, new junior colleges at Tulsa and Midwest City and other new or existing community junior colleges, state mental health hospitals, and community mental health centers; State Department of Health, Oklahoma General Hospital, State Capitol complex, Juvenile Reception and Diagnostic Center, Oklahoma Historical Society, Pauls Valley State School, Enid State School, Hissom Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Tecumseh Girls' Town, State Department of Public Safety, State Bureau of Investigation, Western Oklahoma Tuberculosis Hospital, Eastern Oklahoma Tuberculosis Hospital, and for community social services centers at Ada, Shawnee, Lawton and other communities, State Department of Vocational Education for area vocational and technical schools and technical institutes and equipment and Oklahoma State University School of Technical Training (Oklahoma State Tech) at Okmulgee and State Military Department; Cerebral Palsy Institute; Providing for a ballot title; and ordering a Special Election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

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 38 to said Article X to read as follows:

SECTION 38. The Legislature of the State of Oklahoma is hereby authorized to enact necessary legislation whereby the State may become indebted in an amount not to exceed Ninety Nine Million,

Eight Hundred and Eight Thousand Dollars (\$99,808,000.00) for the purpose of planning and constructing new buildings or additions to existing state buildings and other capital improvement for remodeling, modernizing and repairing any and all existing buildings and capital improvements and purchase of land, equipment and furnishings necessary for such new construction or remodeling for the following departments and agencies of state government in the amounts and for the purposes set forth as follows:

1. Oklahoma State Regents for Higher Education for expenditure at all constituent institutions\$34,250,000.00
2. Oklahoma State Regents for Higher Education for expenditure at the Medical Center of the University of Oklahoma 26,870,000.00
3. Oklahoma State Regents for Higher Education for the planning and construction of a new junior college at Tulsa 4,000,000.00
4. Oklahoma State Regents for Higher Education for the planning and construction of a new junior college at Midwest City, provided that the study of Regents for Higher Education establishes the feasibility thereof, not to exceed \$1,500,000.00, otherwise for new or existing community junior colleges which meet the criteria and conditions established by the Regents for Higher Education, a total of 2,000,000.00
5. State Department of Mental Health for expenditure at Central State Griffin Memorial Hospital, Eastern State Hospi-

<p>tal, Western State Hospital and Taft State Hospital and for constructing and equipping community mental health centers, provided that not more than fifteen (15) per cent of the amount may be spent on community mental health centers -----</p>	<p>8,000,000.00</p>	<p>ial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Tecumseh Girls' Town -----</p>	<p>4,375,000.00</p>
<p>6. State Department of Health for expenditure for the administrative offices and laboratories</p>	<p>4,516,000.00</p>	<p>12. State Department of Public Welfare for construction of a Juvenile Diagnostic Evaluation and Receiving Center -----</p>	<p>1,000,000.00</p>
<p>7. State Department of Health for construction, remodeling and equipping Oklahoma General Hospital at Clinton, Oklahoma ..</p>	<p>500,000.00</p>	<p>13. State Department of Public Safety for construction of plans and training building and for district headquarters -----</p>	<p>497,000.00</p>
<p>8. State Department of Highways for the acquisition of land and completion of streets and highways in the State Capitol Complex -----</p>	<p>1,875,000.00</p>	<p>14. State Military Department for the construction of headquarters, warehouse and armory buildings -----</p>	<p>1,500,000.00</p>
<p>9. Oklahoma Historical Society for equipment and remodeling at the Wiley Post Building and for acquisition and improvement of historic sites</p>	<p>125,000.00</p>	<p>15. State Bureau of Investigation for the construction of a building near or integrated into the new headquarters facilities of the Department of Public Safety -----</p>	<p>200,000.00</p>
<p>10. To the State Department of Vocational Education for construction and equipping of area vocational and technical schools and technical institutes and equipment \$5,750,000.00, and for Oklahoma State University School of Technical Training (Oklahoma State Tech) at Okmulgee \$1,500,000.00 -----</p>	<p>7,250,000.00</p>	<p>16. State Department of Corrections for construction and equipping of a reception and diagnostic center and other capital improvements at McAlester, Oklahoma, \$1,000,000.00 and for constructing, renovating and equipping academic and vocational school facilities and other capital projects at Granite Reformatory, \$750,000.00 -----</p>	<p>1,750,000.00</p>
<p>11. State Department of Public Welfare for expenditure at the Pauls Valley State School, Enid State School, Hissom Memor-</p>		<p>17. State Department of Health for construction, remodeling and</p>	

equipping Eastern Oklahoma Tuberculosis Sanatorium at Talihina, Oklahoma, \$250,000.00, and to the Western Oklahoma Tuberculosis Sanatorium at Clinton, Oklahoma, \$250,000.00, and for constructing community social service centers at Ada, Shawnee, Lawton and other communities approved by the State Department of Health, \$500,000.00, (to be used with the \$1,500,000.00 heretofore authorized in Section 37 of Article X of this Constitution) ----- 1,000,000.00

18. Cerebral Palsy Institute . 100,000.00

and such legislation shall provide for the payment and discharge of the principal of such debt, together with 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. The 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, and authority is hereby granted to the Legislature to so impose and collect such tax, if necessary.

Such legislation 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 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 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. As used herein words in the singular shall be construed to include the plural, and words in the plural shall be construed to include the singular; the designation of place or location shall be considered directive and not exclusive. Within the limits 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 38 thereto,

authorizing the Legislature to enact necessary legislation whereby the State may become indebted not to exceed Ninety Nine Million, Eight Hundred and Eight Thousand Dollars (\$99,808,00.00) for the purpose of planning and constructing new buildings or additions to existing state buildings and other capital improvements and for equipping, remodeling, modernizing and repairing and providing access to any and all new and existing buildings and capital improvements for the State Institutions of Higher Education, Medical Center of the University of Oklahoma, new junior colleges at Tulsa and Midwest City, and for other new or existing community junior colleges, State Mental Health Hospitals and Community Mental Health Centers, State Department of Health, Oklahoma General Hospital, State Capitol Complex, Oklahoma Historical Society, State Department of Vocational Education for area vocational and technical schools and technical institutes and equipment and Oklahoma State University School of Technical Training at Okmulgee, Pauls Valley State School, Enid State School, Hissom Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boyle State School for Boys, Taft State School for Girls and Tecumseh Girls' Town, Juvenile Diagnostic Evaluation and Receiving Center, State Department of Public Safety and State Military Department, Bureau of Investigation, State Department of Corrections for a Reception and Diagnostic Center and other improvements for the State Penitentiary and Granite Reformatory, Eastern Oklahoma Tuberculosis Sanatorium, Western Oklahoma Tuberculosis Sanatorium, and

community social services centers at Ada, Shawnee, Lawton and other communities, Cerebral Palsy Institute and other related facilities including purchase of necessary land; authorizing the Legislature to provide for the payment and discharge of principal and interest on said debt from source of state income, 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. An election is hereby ordered to be held throughout the State on December 10, 1968, at which time the proposed amendment to the Constitution of the State of Oklahoma, set forth in SECTION 1 of this Resolution, shall be submitted to the people for their approval or rejection as and in the manner provided by law.

FOR THE SENATE: Baggett, Nichols, Miller, Smalley, Smith.

FOR THE HOUSE: Willis, Cate, Hutchens (David), Sokolosky, Mountford.

SJR 52, as amended in Conference, was read at length as follows:

SJR 52—By Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, Miskelly and Sokolosky of the House.

A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to Article X, Oklahoma Con-

stitution, by adding a new section thereto; providing for a bond issue for capital improvements for the state institutions of higher education, Medical Center of the University of Oklahoma, new junior colleges at Tulsa and Midwest City and other new or existing community junior colleges, state mental health hospitals, and community mental health centers; State Department of Health, Oklahoma General Hospital, State Capitol complex, Juvenile Reception and Diagnostic Center, Oklahoma Historical Society, Pauls Valley State School, Enid State School, Hissom Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Tecumseh Girls' Town, State Department of Public Safety, State Bureau of Investigation, Western Oklahoma Tuberculosis Hospital, Eastern Oklahoma Tuberculosis Hospital, and for community social services centers at Ada, Shawnee, Lawton and other communities, State Department of Vocational Education for area vocational and technical schools and technical institutes and equipment and Oklahoma State University School of Technical Training (Oklahoma State Tech) at Okmulgee and State Military Department; Cerebral Palsy Institute; providing for a ballot title; and ordering a Special Election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

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 38 to said Article X to read as follows:

SECTION 38. The Legislature of the State of Oklahoma is hereby authorized to enact necessary legislation whereby the State may become indebted in an amount not to exceed Ninety Nine Million, Eight Hundred and Eight Thousand Dollars (\$99,808,000.00) for the purpose of planning and constructing new buildings or additions to existing state buildings and other capital improvement for remodeling, modernizing and repairing any and all existing buildings and capital improvements and purchase of land, equipment and furnishings necessary for such new construction or remodeling for the following departments and agencies of state government in the amounts and for the purposes set forth as follows:

1. Oklahoma State Regents for Higher Education for expenditure at all constituent institutions\$34,250,000.00
2. Oklahoma State Regents for Higher Education for expenditure at the Medical Center of the University of Oklahoma 26,870,000.00
3. Oklahoma State Regents for Higher Education for the planning and construction of a new junior college at Tulsa 4,000,000.00
4. Oklahoma State Regents for Higher Education for the planning and construction of a new junior college at Midwest City, provided that the study of Regents for Higher Education establishes the feasibility thereof, not to exceed \$1,500,000.00, otherwise for new or existing community junior colleges which meet the criteria and conditions established by the Regents for Higher Education, a total of 2,000,000.00

5. State Department of Mental Health for expenditure at Central State Griffin Memorial Hospital, Eastern State Hospital, Western State Hospital and Taft State Hospital and for constructing and equipping community mental health centers, provided that not more than fifteen (15) per cent of the amount may be spent on community mental health centers	8,000,000.00	11. State Department of Public Welfare for expenditure at the Pauls Valley State School, Enid State School, Hissom Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Tecumseh Girls' Town	4,375,000.00
6. State Department of Health for expenditure for the administrative offices and laboratories ...	4,516,000.00	12. State Department of Public Welfare for construction of a Juvenile Diagnostic Evaluation and Receiving Center	1,000,000.00
7. State Department of Health for construction, remodeling and equipping Oklahoma General Hospital at Clinton, Oklahoma .	500,000.00	13. State Department of Public Safety for construction of plans and training building and for district headquarters	497,000.00
8. State Department of Highways for the acquisition of land and completion of streets and highways in the State Capitol Complex	1,875,000.00	14. State Military Department for the construction of headquarters, warehouse and armory buildings	1,500,000.00
9. Oklahoma Historical Society for equipment and remodeling at the Wiley Post Building and for acquisition and improvement of historic sites ...	125,000.00	15. State Bureau of Investigation of a building near or integrated into the new headquarters facilities of the Department of Public Safety	200,000.00
10. To the State Department of Vocational Education for construction and equipping of area vocational and technical schools and technical institutes and equipment \$5,750,000.00, and for Oklahoma State University School of Technical Training (Oklahoma State Tech) at Okmulgee \$1,500,000.00	7,250,000.00	16. State Department of Corrections for construction and equipping of a reception and diagnostic center and other capital improvements at McAlester, Oklahoma, \$1,000,000.00 and for constructing, renovating and equipping academic and vocational school facilities and other capital projects at	

Granite Reformatory,
\$750,000.00 ----- 1,750,000.00

17. State Department of Health for construction, remodeling and equipping Eastern Oklahoma Tuberculosis Sanatorium at Talihina, Oklahoma, \$250,000.00, and to the Western Oklahoma Tuberculosis Sanatorium at Clinton, Oklahoma, \$250,000.00, and for constructing community social service centers at Ada, Shawnee, Lawton and other communities approved by the State Department of Health, \$500,000.00, (to be used with the \$1,500,000.00 heretofore authorized in Section 37 of Article X of this Constitution) ----- 1,000,000.00

18. Cerebral Palsy Institute - 100,000.00
and such legislation shall provide for the payment and discharge of the principal of such debt, together with 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. The 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, and authority is hereby granted to the Legislature to so impose and collect such tax, if necessary.

Such legislation 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 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 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. As used herein words in the singular shall be construed to include the plural, and words in the plural shall be construed to include the singular; the designation of place or location shall be considered directive and not exclusive. Within the limits 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 38 thereto,

authorizing the Legislature to enact necessary legislation whereby the State may become indebted not to exceed Ninety Nine Million, Eight Hundred and Eight Thousand Dollars (\$99,808,000.00) for the purpose of planning and constructing new buildings or additions to existing state buildings and other capital improvements and for equipping, remodeling, modernizing and repairing and providing access to any and all new and existing buildings and capital improvements for the State Institutions of Higher Education, Medical Center of the University of Oklahoma, new junior colleges at Tulsa and Midwest City, and for other new or existing community junior colleges, State Mental Health Hospitals and Community Mental Health Centers, State Department of Health, Oklahoma General Hospital, State Capitol Complex, Oklahoma Historical Society, State Department of Vocational Education for area vocational and technical schools and technical institutes and equipment and Oklahoma State University School of Technical Training at Okmulgee, Pauls Valley State School, Enid State School, Hissom Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Tecumseh Girls' Town. Juvenile Diagnostic Evaluation and Receiving Center, State Department of Public Safety and State Military Department, Bureau of Investigation, State Department of Corrections for a Reception and Diagnostic Center and other improvements for the State Penitentiary and Granite Reformatory, Eastern Oklahoma Tuberculosis Sanatorium, Western Oklahoma Tuberculosis Sanatorium, and community social services centers at Ada, Shawnee, Lawton and other communities, Cerebral Palsy Institute and other related facilities including purchase of necessary land; authorizing the Legislature to provide for the payment and discharge of

principal and interest on said debt from source of state income, 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. An election is hereby ordered to be held throughout the State on December 10, 1968, at which time the proposed amendment to the Constitution of the State of Oklahoma, set forth in Section 1 of this Resolution, shall be submitted to the people for their approval or rejection as and in the manner provided by law.

On the question of the passage of the Resolution, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—40.

Nay: Williams.—1.

Excused: Boecher, Garrison, Horn, Murphy, Porter, Selman, Stansberry.—7.

The Resolution was declared passed.

The question being, "Shall **SJR 52**, by Baggett, Terrill, Smith, Nichols and Smalley of the Senate, and Willis, et al, of the House entitled:

A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to Article X, Oklahoma Constitution, by adding a new section thereto; providing for a bond issue for cap-

ital improvements for the state institutions of higher education, Medical Center of the University of Oklahoma, new junior colleges at Tulsa and Midwest City and other new or existing community junior colleges, state mental health hospitals, and community mental health centers; State Department of Health, Oklahoma General Hospital, State Capitol Complex, Juvenile Reception and Diagnostic Center, Oklahoma Historical Society, Pauls Valley State School, Enid State School, Hissom Memorial Center, School for the Blind, School for the Deaf, Whitaker State Children's Home, Taft State Children's Home, Helena State School for Boys, Boley State School for Boys, Taft State School for Girls and Tecumseh Girls' Town, State Department of Public Safety, State Bureau of Investigation, Western Oklahoma Tuberculosis Hospital, Eastern Oklahoma Tuberculosis Hospital, and for community social services centers at Ada, Shawnee, Lawton and other communities, State Department of Vocational Education for area vocational and technical schools and technical institutes and equipment and Oklahoma State University School of Technical Training (Oklahoma State Tech) at Okmulgee and State Military Department; Cerebral Palsy Institute; providing for 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 of Oklahoma on December 10, 1968 as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on December 10, 1968, as provided in Section 1, of Article 24, of the Constitution of Oklahoma:

The roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClen-

don, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—39.

Nay: Ferrell, Williams.—2.

Excused: Berry, Boecher, Garrett, Hargrave, Porter, Selman, Stansberry.—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.

SJR 52, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 506**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE 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 447**.

The above numbered Bill as amended in Conference was referred for enrollment.

Senator Smith presiding.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1135** was declared adopted.

HB 1135, 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: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton,

Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Williams, Young.—38.

Excused: Atkinson, Berry, Boecher, Miller, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows;

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Williams, Young.—38.

Excused: Atkinson, Berry, Boecher, Miller, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1135, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1161** was declared adopted.

HB 1161, 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: Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Excused: Atkinson, Berrong, Berry, Boecher, Howard, McGraw, Miller, Porter, Selman, Stansberry, Stipe.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Excused: Atkinson, Berrong, Berry, Boecher, Howard, McGraw, Miller, Porter, Selman, Stansberry, Stipe.—11.

The emergency was declared passed.

HB 1161, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 447 correctly enrolled.

Enrolled **SB 447** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Nigh presiding.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Massey, the Conference Committee Report on **HB 1162** was declared adopted.

Senator Hamilton asked to be made co-author of **HB 1162**, which was the order.

HB 1162, 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: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad,

Massey, Murphy, Nichols, Payne, Short, Smalley, Smith, Terrill, Williams.—34.

Nay: Romang.—1.

Excused: Atkinson, Berry, Boecher, Garrett, Howard, McGraw, Miller, Porter, Selman, Stansberry, Stipe, Taliaferro, Young.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Short, Smalley, Smith, Terrill, Williams.—34.

Nay: Romang.—1.

Excused: Atkinson, Berry, Boecher, Garrett, Howard, McGraw, Miller, Porter, Selman, Stansberry, Stipe, Taliaferro, Young.—13.

The emergency was declared passed.

HB 1162, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1238** was declared adopted.

HB 1238, 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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Nichols, Payne, Romang, Short, Smalley, Smith, Williams.—35.

Excused: Berry, Boecher, Howard, McGraw, Miller, Murphy, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill, Young.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Nichols, Payne, Romang, Short, Smalley, Smith, Williams.—35.

Excused: Berry, Boecher, Howard, McGraw, Miller, Murphy, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill, Young.—13.

The emergency was declared passed.

HB 1238, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1318** was declared adopted.

HB 1318, 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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berry, Boecher, Garrett, Howard, Massad, Miller, Porter, Selman, Stansberry, Stipe.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll called resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton,

Hargrave, Holden, Horn, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berry, Boecher, Garrett, Howard, Massad, Miller, Porter, Selman, Stansberry, Stipe.—10.

The emergency was declared passed.

HB 1318, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 85**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 88**, as amended.

HA to **SCR 88** read as follows, and concurred in upon motion of Senator Smith:

AMENDMENT NO. 1. Amend Page 1, Lines 26 through 31, by striking all of **SECTION 1** and substituting therefor the following:

“**SECTION 1.** That it is declared to be the legislative intent and purpose that no provision of House Bill No. 759 shall be deemed to constitute a repeal of any part of subsection (B) of Section 1002 of Title 6 of the Oklahoma Statutes, as enacted by Senate Bill No. 428 of the First Session of the Thirty-first Oklahoma Legislature, or to constitute a repeal of any part of Sections 476, 477 and 478 of Title 18, Oklahoma Statutes, and that any action or proceeding authorized in said sections may be performed by any foreign corporation or banking association which has complied in full therewith.

SCR 88, as amended by the Honorable House, was read at length and adopted upon motion of Senator Smith.

Engrossed **HA** was properly signed and the Resolution, as amended, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 594—By Brown, et al, of the House and Bradley and Smith of the Senate.

A Concurrent Resolution commending and congratulating the students of Charles Page High School, Sand Springs, Oklahoma, for winning the trophy for overall first place sweepstakes in the Five-State Cherokee National Tournament held at Tahlequah; expressing gratitude to the teachers of the students; and directing distribution.

Upon request of Senator Smith, **HCR 594** was taken up for immediate consideration, read at length, and adopted upon his motion.

HCR 594 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1286** requesting Conference and naming Conferees as follows: Fair, Bamberger and Levergood.

Upon motion of President Pro Tempore McSpadden, the request of the Honorable House for a conference on **HB 1286** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Conferees under **HB 1286**: Short, Ferrell and Massad.

MESSAGE FROM THE HOUSE

Advising that the House has failed to adopt the Conference Committee Report on Engrossed **HB 1311**, and requests further conference, naming same conferees.

MESSAGE FROM THE HOUSE

President Pro Tempore McSpadden moved that the request of the Honorable House for a further Conference on **HB 1311**

be granted, and that the original Senate Conferees be reappointed, which motion prevailed.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1070** and **HJR 505**.

The above numbered Enrolled Bill and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

The House respectfully requests the Honorable Senate to rescind its signing and Fourth Reading of Enrolled **HB 1021**, recalled from the Office of the Governor by Enrolled **HCR 592**; and that the Senate reconsider the vote by which said Bill was passed.

MOTION

Pursuant to the request of the Honorable House, upon motion of Senator Murphy, the Senate rescinded its fourth reading and signing of **HB 1021**.

MOTION TO RECONSIDER VOTE

Senator Murphy moved to reconsider the vote by which **HB 1021** passed, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Dacus, Ferrell, Findeiss, Garri-son, Gee, Grantham, Ham, Hamilton, Horn, Howard, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Mur-phy, Nichols, Payne, Romang, Short, Smith, Taliaferro, Terrill, Williams, Young.—30.

Excused: Atkinson, Baggett, Berry, Boecher, Bradley, Field, Garrett, Graves, Hargrave, Holden, Keels, Luton, Miller, Porter, Selman, Smalley, Stansberry, Stipe.—18.

THIRD READING

Upon motion of Senator Murphy, the

vote was reconsidered by which **HB 1021** was advanced to engrossment.

Senator Gee presiding.

MESSAGE FROM THE HOUSE

The House has rescinded its signing and Fourth Reading of Enrolled **HB 1213**, has reconsidered the vote by which said Bill, as amended, was passed; and by which **SAs** concurred in; has rejected the Sen-ate Amendments to said Bill, requests Conference, and names Conferees as fol-lows: Clemons, Odom (Martin) and Ab-bott.

Upon motion of President Pro Tempore McSpadden, the request of the Honorable House for a Conference on **HB 1213** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore McSpadden announced the appointment of the following Senate Con-ferees under **HB 1213**; Hamilton, Miller and McClendon.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports there-on, advising adoption of Conference Com-mittee Reports and passage of Measures as amended: Engrossed **HBs 1073, 1078, 1092, 1093, 1127, 1130, 1185 and 1288**.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **HB 1073** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations to whom was referred **ENGROSSED HOUSE BILL NUMBER 1073**, entitled:

AN ACT RELATING TO THE STATE DEPARTMENT OF HEALTH AND MAK-ING AN APPROPRIATION THERETO; STATING THE PURPOSE; PROVIDING FOR RECEIVING FEDERAL FUNDS;

* * * AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee amendments be adopted:

AMENDMENT NO. 1. Amend the title to conform, as follows;

AN ACT RELATING TO THE STATE DEPARTMENT OF HEALTH AND MAKING AN APPROPRIATION THERETO; 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 APPROPRIATION FOR CHILD GUIDANCE SERVICES; MAKING APPROPRIATIONS TO EASTERN OKLAHOMA TUBERCULOSIS SANATORIUM, OKLAHOMA GENERAL HOSPITAL, AND WESTERN OKLAHOMA TUBERCULOSIS SANATORIUM; DESIGNATING CONTROLLING BOARD; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Page 1, line 31, strike the figures "\$1,285,000.00" and insert in lieu thereof "\$1,535,000.00".

AMENDMENT NO. 3. Page 1, line 34, strike the figures "\$1,335,000.00" and insert in lieu thereof "\$1,585,000.00".

AMENDMENT NO. 4. Page 3, line 12½, add a new section to read "Section 5. There is hereby appropriated to the State Department of Health, from any monies in the General Revenue Fund of the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1969, the sum of One Hundred Thou-

sand Dollars (\$100,000.00) for use by said Department in the establishment, operation and maintenance of a child guidance center program, including the payment of salaries, travel expense, expense for material and supplies, and any other necessary expenses. Where child guidance is a part of a regional guidance center or of a county, district, cooperative or a city-county health department, these funds may be used in conjunction with other funds to operate such service. The Department is hereby authorized to expend from such appropriation an amount not to exceed Fifty Thousand Dollars (\$50,000.00) to assist in the operation of a Child Study Center in Oklahoma City for services on a statewide basis in difficult and/or unusual cases."

AMENDMENT NO. 5. Page 3, line 19, strike the figures "\$618,250.00" and insert in lieu thereof "\$638,250.00"

AMENDMENT NO. 6. Page 3, line 21, strike the figures "\$720,000.00" and insert in lieu thereof "\$740,000.00".

AMENDMENT NO. 7. Page 3, line 22, strike the figures "\$1,633,250.00" and insert in lieu thereof "\$1,673,250.00".

AMENDMENT NO. 8. Renumber the old "Section 5" to read "Section 6" and the remaining Sections to conform thereto.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey Roman, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Greenhaw, Hesser, Hopkins, Thornhill, Sanguin and Spearman.

The following CCR on HB 1078 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1078, entitled:

AN ACT RELATING TO THE OKLAHOMA DEPARTMENT OF PUBLIC SAFETY AND MAKING,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from AMENDMENT No. 1.

2. That the following Conference Committee amendments be adopted.

AMENDMENT NO. 1. Restore a correct title to read as follows:

"AN ACT RELATING TO THE OKLAHOMA DEPARTMENT OF PUBLIC SAFETY AND MAKING AN APPROPRIATION THERETO; PROVIDING AUTHORITY FOR APPOINTMENT AND COMPENSATION OF PERSONNEL; PROVIDING FOR LAPSE DATE; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL LAWS IN CONFLICT HERewith; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Page 1, Sec. 1, Line 23, strike the figure "\$3,217,830.00" and insert in lieu thereof the figure "\$3,467,830.00"

AMENDMENT NO. 3. Page 1, Sec. 1, Line 24, strike the figure "\$600,000.00" and insert in lieu thereof the figure "\$775,000.00"

AMENDMENT NO. 4. Page 1, Sec. 1, Line 25, strike the figure "\$649,920.00" and insert in lieu thereof the figure "\$884,920.00"

AMENDMENT NO. 5. Page 1, Sec. 1, Line 29, strike the figure "\$4,529,250.00" and insert in lieu thereof the figure "\$5,189,250.00"

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Romang, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Greenhaw, Hesser, Hopkins, Thornhill, Sanguin and Spearman.

The following CCR on HB 1092 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1092 entitled:

AN ACT RELATING TO THE OKLAHOMA ALCOHOLIC BEVERAGE CONTROL BOARD AND MAKING AN APPROPRIATION THERETO; FIXING NUMBER OF AUTHORIZED PERSONNEL AND MINIMUM AND MAXIMUM SALARIES THEREFOR; * * * AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendments Nos. 1 and 2.

2. That the Conference Committee Substitute be adopted:

CCS for HB 1092—By Willis and Miskelly of the House and Baldwin and Miller of the Senate.

An act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation thereto; fixing number of authorized personnel and minimum and maximum salaries therefor; authorizing seasonal employees; authorizing purchase of automobiles; amending Section 4, Chapter 309, Oklahoma Session Laws 1967; authorizing portion of unobligated balance in Alcoholic Beverage Control Fund at close of fiscal year to be transferred to general fund; providing lapse date; 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 Alcoholic Beverage Control Board from the Alcoholic Beverage Control Fund of the State Treasury, for the fiscal year indicated, the following amount or so much thereof as may be

necessary to carry out the provisions of the Oklahoma Alcoholic Beverage Control Board Act.

Fiscal Year
Ending
June 30, 1969

For the payment of personal
services, equipment, and other
operating expenses -----\$295,638.00

SECTION 2. 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	NUM- BER AU- THOR- IZED	MINI- MUM	MAXI- MUM
Director	1	\$12,000.00	12,000.00
Assistant Director	1	5,880.00	7,800.00
Enforcement			
Officer	16	5,280.00	6,960.00
Accountant II	1	7,380.00	9,180.00
Accountant I	1	5,880.00	7,380.00
Key Punch			
Operator	1	3,480.00	4,680.00
Tab Equipment			
Operator	1	3,720.00	4,980.00
Clerk II	1	3,480.00	4,200.00
Account Clerk II ..	1	3,720.00	4,680.00
Typist Clerk I		3,300.00	4,200.00
Stenographer-			
Clerk III	2	3,720.00	4,980.00
Stenographer-			
Clerk II	1	3,480.00	4,680.00
Total	28		

SECTION 3. The Oklahoma Alcoholic Beverage Control Board is hereby authorized to hire seasonal employees as needed, at a total cost not to exceed Thirty Eight Hundred Dollars (\$3,800.00).

SECTION 4. Section 4, Chapter 309, Oklahoma Session Laws 1967 (37 O. S. Supp. § 567) is hereby amended to read as follows:

§ 567. 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 37 O. S. 1961 § 563 (d). Any unobligated unappropriated balance in the Oklahoma Alcoholic Beverage Control Fund at the close of each fiscal year shall revert to the General Revenue Fund of the State of Oklahoma, except for the amount necessary to satisfy any appropriations made or to be made from said fund by the Oklahoma State Legislature for the ensuing fiscal year.

SECTION 5. The Oklahoma Alcoholic Beverage Control Board is hereby authorized to purchase from this appropriation passenger automobiles necessary in its operation, which automobiles shall not be required to be marked with any type of identifying marking thereon.

SECTION 6. The appropriation made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969 shall lapse and be transferred to the credit of the proper fund for the then current 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.

SENATE CONFEREES: Baldwin, (Chairman), Gee, Massey, Romang, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES; Willis (Chair-

man), Abbott, Derryberry, Fine, Greenhaw, Hesser, Hopkins, Miskelly, Thornhill, Smith (Norman) and Spearman.

The following CCR on HB 1093 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1093, entitled:

AN ACT RELATING TO THE STATE DEPARTMENT OF HEALTH AND MAKING AN APPROPRIATION THERETO; * * * AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

AMENDMENT NO. 1. Page 1, lines 17 and 18, strike the words and figures "One Hundred Twenty Thousand Dollars (\$120,000.00)" and insert in lieu thereof the words and figures "One Hundred Fifty Thousand Dollars (\$150,000.00)"

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Romang, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Greenhaw, Hesser, Hopkins, Thornhill, Sanguin and Spearman.

The following CCR on HB 1127 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Commit-

tee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1127, entitled:

AN ACT RELATING TO PUBLIC SCHOOLS AND THE STATE BOARD OF EDUCATION AND MAKING,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from SENATE AMENDMENTS NOS. 1, 2, and 3.

2. That the CONFERENCE COMMITTEE SUBSTITUTE be adopted:

CCS for HB 1127—By Willis and Miskelly of the House and Baldwin and Miller of the Senate.

An Act relating to Public Schools and the State Board of Education and making an appropriation thereto; limiting the amount of funds that may be used for administration; providing for appointment and compensation of employees; providing for Interstate Compact Commission and the Oklahoma Education Council; providing for special education; providing for adjustments in limitations; providing lapse date; 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 to the State Board of Education from any monies in the State Treasury to the credit of the funds herein indicated the following amounts, or that portion thereof which may be necessary for the support and maintenance of public schools in the State of Oklahoma for the fiscal year ending June 30, 1969.

Fiscal Year Ending
June 30, 1969

Emergency Appropriation

Fund for the fiscal year

ending June 30, 1967 -----\$ 3,617,275.06

General Revenue Fund for the fiscal year ending June 30, 1969 -----	79,967,574.94
Total -----	\$83,584,850.00

The funds herein appropriated are to be apportioned and disbursed by the State Board of Education pursuant to the terms of Title 70, Chapter A, Article 18, Oklahoma Statutes 1961, Oklahoma School Code, as amended, provided that a Local Governing Board of Education may adopt a resolution to the Excise Board of the respective county stating that the State Assistance Educational Funds as provided by this Act shall not be commingled with said District General Fund revenues.

SECTION 2. There is hereby appropriated to the State Board of Education from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1969, not otherwise appropriated, the sum of Two Hundred Eighty-Two Thousand Dollars (\$282,000.00) to be allotted to those school districts where the Incentive Aid provided in House Bill No. 1124 of the Second Session of the Thirty-first Legislature will not provide a minimum raise of Five Hundred Dollars (\$500.00) per year for each teacher on which State Aid is calculated. The State Board of Education is hereby authorized to make an adjustment in Foundation Aid to provide for such deficit.

SECTION 3. Not to exceed the sum of Three Hundred Thirty Five Thousand Dollars (\$335,000.00) of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education during the fiscal year ending June 30, 1969, to defray all expenses of administration.

SECTION 4. Not to exceed the sum of Twenty Thousand Dollars (\$20,000.00) of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education during the fiscal year ending June 30, 1969, for the Interstate Educational Compact Commission and for the Oklahoma Education Council.

SECTION 5. Not to exceed the sum of Two Hundred Thousand Dollars (\$200,000.00) of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education during the fiscal year ending June 30, 1969, for the education of exceptional children to help defray the cost of each program so approved by the State Board of Education for the current year.

SECTION 6. Amend O. S. 70-18-9A, paragraph (a) as follows: SECTION 245. ADJUSTMENTS AND LIMITATIONS; (a) The State Board of Education is authorized to adjust the Foundation Program Aid **[and the Incentive Aid]** for any district on the average daily attendance for a number of consecutive months equal to one-half ($\frac{1}{2}$) of the current year for districts in which there has been an increase in average daily attendance over the preceding year if such increased attendance would result in Two Thousand Five Hundred Dollars (\$2,500.00) of additional State Aid.

SECTION 7. 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 the terms of Title 70, Chapter A, Oklahoma Statutes 1961, as amended, in connection with the support and maintenance of public schools, and shall incur other necessary expenses payable from the appropriation made by Section 1 of this Act.

SECTION 8. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the proper fund for the ten current year.

SECTION 9. Not to exceed the sum of Twenty-Five Thousand Dollars of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education for allocation to the Legislative Council

for the purpose of doing in depth study of the Oklahoma Teachers' Retirement system as set forth by Enrolled Senate Concurrent Resolution No. 75 of the second session of the Thirty-first Session of the Oklahoma Legislature.

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 the 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.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Romang, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Greenhaw, Hesser, Hopkins, Thornhill, Sanguin and Spearman.

The following CCR on HB 1130 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1130, entitled:

AN ACT RELATING TO THE OKLAHOMA EDUCATIONAL TELEVISION AUTHORITY AND MAKING AN APPROPRIATION THERETO; STATING THE PURPOSE; PROVIDING LAPSE DATE; REPEALING ALL ACTS IN CONFLICT HERewith; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that

we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. Page 1, Section 3, strike all of Section 3 and renumber the following sections to conform thereto.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Romang, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Greenhaw, Hesser, Hopkins, Thornhill, Sanguin and Spearman.

The following CCR on HB 1185 was read and consideration deferred:

Mr. Speaker
and

Mr. President

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1185, entitled:

AN ACT RELATING TO JUNIOR COLLEGES; MAKING

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendments Nos. 1 and 2.

2. That the Conference Committee Substitute be adopted:

CCS for HB 1185—By: Poulos, Privett, Willis, Wolf (Leland), McCune, Abbott, Odom (Martin), Hopkins and Bynum of the House and Smith, Breckinridge, Selman, Bradley, Howard and Hargrave of the Senate.

An Act relating to junior colleges; making an appropriation to the Oklahoma State Regents for Higher Education; stating purpose; making appropriations non-fiscal; 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 for Higher Education, in addition to any other appropriation, from any monies in the General Revenue Fund not otherwise appropriated, the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) for the purpose of planning and establishing Tulsa Junior College.

SECTION 2. The appropriation made in Section 1 of this Act shall not be subject to fiscal year limitations and shall be available for expenditure any time within a period of thirty (30) months from the effective date of 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.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Romang, Smith and Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Greenhaw, Hesser, Hopkins, Thornhill, Sanguin and Spearman.

The following CCR on HB 1288 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1288, entitled:

AN ACT RELATING TO THE DEPARTMENT OF POLLUTION CONTROL; MAKING,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Page 1, line 17, strike the words and figures "Twenty Thousand Dollars (\$20,000.00)" and insert in lieu thereof the words and figures "Fifteen Thousand Dollars (\$15,000.00)"

AMENDMENT NO. 2. Amend title to read as follows:

AN ACT RELATING TO THE DEPARTMENT OF POLLUTION CONTROL; MAKING AN APPROPRIATION THERETO; STATING PURPOSE; PROVIDING LAPSE DATE; MAKING PROVISIONS OF ACT SEVERABLE, AND DECLARING AN EMERGENCY.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Romang, Smith and Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Greenhaw, Hesser, Hopkins, Thornhill, Sanguin and Spearman.

The following CCR on SB 367 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 367, and Engrossed Senate Amendments thereto, by Porter, Baggett, Hargrave, McGraw and Smith entitled:

AN ACT TO PREVENT DISCRIMINATION IN EMPLOYMENT AND PUBLIC ACCOMMODATIONS ON GROUNDS OF RACE, COLOR, RELIGION, NATIONAL ORIGIN OR SEX UNDER SPECIFIED CONDITIONS; TO AUTHORIZE THE CREATION OF LOCAL HUMAN RIGHTS COMMISSIONS AND TO PROVIDE FOR THEIR POWERS AND DUTIES AND FOR LOCAL LEGISLATION TO PREVENT SUCH DISCRIMINATION; AND TO PROVIDE FOR ENFORCEMENT OF

ITS PROVISIONS THROUGH CIVIL, ADMINISTRATIVE, * * * AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following Conference Committee substitute be adopted:

CCS for SB 367—By Porter, Baggett, Hargrave, McGraw and Smith.

An Act to prevent discrimination in employment and public accommodations on grounds of race, color, religion, national origin or sex under specified conditions; to authorize the creation of local human rights commission and to provide for their powers and duties and for local legislation to prevent such discrimination; and to provide for enforcement of its provisions through civil, administrative, and criminal proceedings; making the provisions of the act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

CHAPTER 1—DECLARATION OF PURPOSES; CONSTRUCTION. SECTION 101. PURPOSES; CONSTRUCTION.

(a) The general purposes of this Act are to provide for execution within the State of the policies embodied in the Federal Civil Rights Act of 1964 and to make uniform the law of those states which enact this Act.

(b) This Act shall be construed according to the fair import of its terms and shall be liberally construed to further the general purposes stated in this Section and the special purposes of the particular provision involved.

SECTION 102. EFFECTIVE DATE. This Act takes effect one year after enactment.

CHAPTER 2 — GENERAL DEFINITIONS

SECTION 201. DEFINITIONS. In this Act, unless the context otherwise requires.

(1) "Commission" means the Human Rights Commission created by 74 Oklahoma Statutes, § 952;

(2) "Commissioner" means a member of the Commission;

(3) "discriminatory practice" means a practice designated as discriminatory under the terms of this Act;

(4) "national origin" includes the national origin of an ancestor;

(5) "person" includes an individual, association, corporation, joint apprenticeship committee, joint-stock company, labor union, legal representative, mutual company, partnership, receiver, trust, trustee, trustee in bankruptcy, unincorporated organization, any other legal or commercial entity, the State, or any governmental entity or agency.

CHAPTER 3 — DISCRIMINATION IN EMPLOYMENT

SECTION 301. DEFINITIONS. In this Chapter,

(1) "employer" means a person who has twenty-five or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year, or a person who as a contractor or subcontractor is furnishing the material or performing work for the state or a governmental entity or agency of the state and includes an agent of such a person but does not include an Indian tribe or a bona fide membership club not organized for profit;

(2) "employment agency" means a person regularly undertaking with or without compensation to procure employees for an employer or to procure for employees opportunities to work for an employer and includes an agent of such a person;

(3) "labor organization" includes

(i) an organization of any kind, an agency or employee representation committee, group, association, or plan in which employees participate and which exists for the purpose, in whole or in part,

of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours, or other terms or conditions of employment;

(ii) a conference, general committee, joint or system board, or joint council so engaged which is subordinate to a national or international labor organization; or

(iii) an agent of a labor organization.

SECTION 302. EMPLOYERS.

(a) It is a discriminatory practice for an employer

(1) to fail or refuse to hire, to discharge, or otherwise to discriminate against an individual with respect to compensation or the terms, conditions, privileges or responsibilities of employment, because of race, color, religion, sex, or national origin; or

(2) to limit, segregate, or classify an employee in a way which would deprive or tend to deprive an individual of employment opportunities or otherwise adversely affect the status of an employee, because of race, color, religion, sex, or national origin.

(b) This section does not apply to the employment of an individual by his parents, spouse or child or to employment in the domestic service of the employer.

SECTION 303. EMPLOYMENT AGENCIES. It is a discriminatory practice for an employment agency to fail or refuse to refer for employment, or otherwise to discriminate against, an individual because of race, color, religion, sex, or national origin, or to classify or refer for employment an individual on the basis of race, color, religion, sex, or national origin.

SECTION 304. LABOR ORGANIZATIONS. It is a discriminatory practice for a labor organization

(1) to exclude or to expel from membership, or otherwise to discriminate against, a member or applicant for membership because of race, color, religion, sex, or national origin;

(2) to limit, segregate, or classify membership, or to classify or to fail or refuse to refer for employment an individual in a way

(i) which would deprive or tend to deprive an individual of employment opportunities, or

(ii) which would limit employment opportunities or otherwise adversely affect the status of an employee or of an applicant for employment, because of race, color, religion, sex, or national origin; or

(3) to cause or attempt to cause an employer to violate this chapter.

SECTION 305. TRAINING PROGRAMS. It is a discriminatory practice for an employer, labor organization, or joint labor-management committee controlling apprenticeship, on-the-job, or other training or retraining program, to discriminate against an individual because of race, color, religion, sex, or national origin, in admission to, or employment in, a program established to provide apprenticeship or other training.

SECTION 306. OTHER DISCRIMINATORY PRACTICES. It is a discriminatory practice for an employer, labor organization, or employment agency to print or publish or cause to be printed or published a notice or advertisement relating to employment by the employer or membership in or a classification or referral for employment by the labor organization, or relating to a classification or referral for employment by the employment agency, indicating a preference, limitation, specification, or discrimination, based on race, color, religion, sex, or national origin; but a notice or advertisement may indicate a preference, limitation, specification or discrimination based on religion, sex, or national origin when religion, sex, or national origin is a bona fide occupational qualification for employment.

SECTION 307. EXEMPTIONS. This chapter does not apply to

(1) a religious corporation, association, or society with respect to the employment of individuals of a particular religion to perform work connected with the carrying on by the corporation, association, or society of its religious activities;

(2) an educational institution with respect to the employment of individuals to perform work connected with the educational activities of the institution.

SECTION 308. EXCEPTIONS. It is not a discriminatory practice

(1) for an employer to hire and employ an employee, or an employment agency to classify or refer for employment an individual, for a labor organization to classify its membership or to classify or refer for employment an individual, or for an employer, labor organization, or joint labor-management committee controlling an apprenticeship or other training or retraining program to admit or employ an individual in the program, on the basis of his religion, sex, or national origin if religion, sex, or national origin is a bona fide occupational qualification reasonably necessary to the normal operation of the business or enterprise; or

(2) for a school, college, university, or other educational institution to hire and employ an employee of a particular religion if the school, college, university, or other educational institution is, in whole or substantial part, owned, supported, controlled, or managed by a particular religion or by a particular religious corporation, association, or society, or if the curriculum of the school, college, university, or other educational institution is directed toward the propagation of a particular religion.

SECTION 309. SENIORITY OR MERIT SYSTEMS. Notwithstanding any other provision of this chapter, it is not a discriminatory practice for an employer

(1) to apply different standards of compensation or different terms, conditions, privileges or responsibilities of employment pursuant to a bona fide seniority or

merit system, or a system which measures earnings by quantity or quality of production or to employees who work in different locations, if the differences are not the result of an intention to discriminate because of race, color, religion, sex, or national origin; or

(2) to give and to act upon the results of a professionally developed ability test if the test, its administration, or action upon the results is not designed, intended, or used to discriminate because of race, color, religion, sex, or national origin.

SECTION 310. IMBALANCE. Nothing contained in this chapter requires an employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to an individual or to a group because of race, color, religion, sex, or national origin of the individual or group on account of an imbalance which may exist with respect to the total number or percentage of persons of any race, color, religion, sex, or national origin employed by an employer, referred or classified for employment by an employment agency or labor organization, admitted to membership or classified by a labor organization, or admitted to, or employed in, an apprenticeship, or other training or retraining program, in comparison with the total number or percentage of persons of the race, color, religion, sex, or national origin in the State or a community, section, or other area, or in the available work force in the State or a community, section, or other area. However, it is not a discriminatory practice for a person subject to this chapter to adopt and carry out a plan to eliminate or reduce imbalance with respect to race, color, religion, sex, or national origin, if the plan has been filed with the Commission under regulations of the Commission and the Commission has not disapproved the plan.

SECTION 311.

Notwithstanding any other provision of this chapter, it shall not be an unlawful

employment practice because of sex to differentiate in employment, compensation, terms, conditions or privileges of employment between male and female employees if such differences are otherwise required or permitted by the laws of this state, or by the provisions of Section 703 of the Federal Civil Rights Act of 1964, as amended, or by the provisions of Section 6 (d) of the Federal Fair Labor Standards Act of 1938, as amended; nor shall it be an unlawful employment practice because of sex for an employer, pursuant to a plan, to provide for the retirement of female employees at a younger age than male employees, or to provide differences in annuity, death and survivors benefits between widows and widowers of employees.

CHAPTER 4 — DISCRIMINATION IN PUBLIC ACCOMMODATIONS

SECTION 401. DEFINITIONS. As used in this Act unless the context requires otherwise:

(1) "place of public accommodation" includes any place, store or other establishment, either licensed or unlicensed, which supplies goods or services to the general public or which solicits or accepts the patronage or trade of the general public or which is supported directly or indirectly by government funds: except that

(i) a private club is not a place of public accommodation, if its policies are determined by its members and its facilities or services are available only to its members and their bona fide guests;

(2) "place of public accommodation" does not include barber shops or beauty shops or privately owned resort or amusement establishments or an establishment located within a building which contains not more than five rooms for rent or hire and which is actually occupied by the proprietor of the establishment as his residence.

SECTION 402. DISCRIMINATORY PRACTICE. It is a discriminatory practice for a person to deny an individual

the full and equal enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of a place of public accommodation because of race, color, religion, or national origin.

CHAPTER 5 — HUMAN RIGHTS COMMISSION: ENFORCEMENT: JUDICIAL REVIEW

SECTION 501. HUMAN RIGHTS COMMISSION. Within the limitations provided by law, the Human Rights Commission (74, Oklahoma Statutes, Section 952) has the following additional powers:

(1) to promote the creation of local Commissions on human rights, and to contract with individuals and state, local and other agencies, both public and private, including agencies of the federal government and of other states;

(2) to accept public grants or private gifts, bequests, or other payments;

(3) to receive, investigate, seek to conciliate, hold hearings on, and pass upon complaints alleging violations of this Act;

(4) to furnish technical assistance requested by persons subject to this Act to further compliance with the Act or an order issued thereunder;

(5) to make provisions for technical and clerical assistance to an advisory committee or committees appointed in accordance with 74, Oklahoma Statutes, Section 953 (b).

(6) to require answers to interrogatories, under the procedures established by 12 Oklahoma Statutes (1967 supp.) § 549, compel the attendance of witnesses, examine witnesses under oath or affirmation, and require the production of documents in connection with complaints filed under this Act, said powers to be exercised only in relation to areas directly and materially related to the complaint. The Commission may make rules authorizing any member designated to order passing upon a complaint may be made only after a hearing under Section 503, and must be

approved in writing by a majority of the membership of the Commission.

SECTION 502. PROCEEDINGS AFTER COMPLAINT.

(a) A person claiming to be aggrieved by a discriminatory practice, his attorney, the Attorney General, or a non-profit organization chartered for the purpose of combatting discrimination, may file with the Commission a written sworn complaint stating that a discriminatory practice has been committed, and setting forth the facts upon which the complaint is based, and setting forth facts sufficient to enable the Commission to identify the person charged (hereinafter called the respondent). The Commission or a member of the Commission or the Staff shall promptly furnish the respondent with a copy of the complaint and shall promptly investigate the allegations of discriminatory practice set forth in the complaint. The complaint must be filed within 90 days after the alleged discriminatory practice occurs.

(b) If within sixty (60) days after the complaint is filed it is determined by the Commission or a member of the Commission or the staff that there is no reasonable cause to believe that the respondent has engaged in a discriminatory practice, the Commission shall issue an order dismissing the complaint and shall furnish a copy of the order to the complainant, the respondent, the Attorney General and such other public officers and persons as the Commission deems proper.

(c) The complainant, within thirty (30) days after receiving a copy of an order dismissing the complaint, may file with the Commission an application for reconsideration of the order. Upon such application, the Commission or a designated member of the Commission shall make a new determination whether there is a reasonable cause to believe that the respondent has engaged in a discriminatory practice. If it is determined within thirty (30) days after the application is filed that

there is no reasonable cause to believe that the respondent has engaged in a discriminatory practice, the Commission shall issue an order dismissing the complaint and furnish a copy of the order to the complainant, the respondent, the Attorney General, and such other public officers and persons as the Commission deems proper.

SECTION 503. HEARING

(a) Within sixty (60) days after a complaint is filed, unless the Commission has issued an order dismissing the complaint or within thirty (30) days after an application for review is filed under Section 502 (c), the Commission shall serve on the respondent by certified mail a written notice, together with a copy of the complaint as it may have been amended requiring the respondent to answer the allegations of the complaint at a hearing before a majority of the members of the Commission at a time and place specified in the notice. A Copy of the notice shall be furnished to the complainant and the Attorney General. The notice shall conform to and the hearing shall be conducted in accordance with the Oklahoma Administrative Procedure Act.

(b) A member of the Commission who investigated the complaint shall not preside at the hearing nor participate in the subsequent deliberation of the Commission in deciding the case.

(c) The respondent may file an answer with the Commission as prescribed by the rules of the Commission. The Commission shall furnish a copy of the answer to the complainant and any other party to the proceeding. The Commission or the complainant may amend a complaint and the respondent may amend an answer at any time prior to the issuance of an order based on the complaint, but no order shall be issued unless the respondent has had the opportunity of a hearing on the complaint or amendment on which the order is based.

(d) The case in support of the complaint shall be presented at the hearing by the Commission staff.

(e) A respondent who has filed an answer or whose default in answering has been set aside for good cause shown may appear at the hearing with or without representation, may examine and cross-examine witnesses and the complainant, and may offer evidence. The complainant, or the Attorney General may intervene, examine and cross examine witnesses, and may present evidence.

(f) If the respondent fails to answer the complaint, the Commission may enter his default and the hearing shall proceed on the evidence in support of the complaint. The default may be set aside for good cause shown upon equitable terms and conditions.

(g) Testimony taken at the hearing shall be under oath and transcribed. After the hearing, in its discretion, the Commission upon notice to all parties affording an opportunity to be heard may take further evidence or hear argument.

SECTION 504. DISMISSAL AFTER HEARING. If the Commission determines that the respondent has not engaged in a discriminatory practice, the Commission shall state its findings of fact and conclusions of law, and shall dismiss the complaint by order and furnish a copy of the order to the complainant, the respondent and the Attorney General.

SECTION 505. DETERMINATION OF DISCRIMINATORY PRACTICE; RELIEF.

(a) If the Commission determines from a review of all of the evidence that the respondent has engaged in a discriminatory practice, the Commission shall state its findings of fact and conclusions of law and a member of the Commission designated by the Chairman or the staff shall endeavor to eliminate the discriminatory practice by conference, conciliation, and persuasion. The terms of a conciliation

agreement reached with the respondent may require him to refrain in the future from committing discriminatory practices of the type stated in the agreement and to take such affirmative action as in the judgment of the Commission will carry out the purposes of this Act. If a conciliation agreement is entered into, the Commission shall issue an order stating its terms and furnish a copy of the order to the complainant, the respondent, and the Attorney General. Except for the fact of the consummation of a conciliation agreement, neither the Commission nor any officer or employee thereof shall make public, without the written consent of the complainant and the respondent, information concerning the agreement or efforts in a particular case to eliminate a discriminatory practice by conference, conciliation or persuasion. At any time in its discretion but not later than one (1) year from the date of a conciliation agreement, the Commission shall investigate whether the terms of the agreement are being complied with by the respondent, the Commission shall take appropriate action as authorized by this Act to assure compliance.

(b) If the Commission is unable to eliminate the discriminatory practice by conference, conciliation, or persuasion, it shall issue an order requiring the respondent to cease and desist from the discriminatory practice and to take such affirmative action as in the judgment of the Commission will carry out the purposes of this Act. A copy of the order shall be delivered to the respondent, the complainant and the Attorney General.

(c) Affirmative action ordered under subsection (b) of this section may include but is not limited to

(1) hiring or reinstatement of employees with or without back pay (less amount earned or earnable with reasonable diligence by such employees)

(2) admission or restoration of individuals to union membership, admission to or participation in a guidance program,

apprenticeship training or retraining program, on-the-job training program, or other occupational training or retraining program, with the utilization of objective criteria in the admission of individuals to such program;

(3) admission of individuals to a public accommodation

(4) reporting as to the manner of compliance;

(5) posting notices in conspicuous places in respondent's place of business in form prescribed by the Commission and inclusion of such notices in advertising material;

(d) In the case of a respondent who is found by the Commission to have engaged in a discriminatory practice in the course of performing under a contract or subcontract with the State or any governmental entity, or agency thereof, if the discriminatory practice was authorized, requested, commanded, performed or recklessly tolerated by the board of directors of the respondent or by a high managerial agent acting within the scope of his employment, the Commission shall so certify to the contracting agency. Unless the Commission's finding of a discriminatory practice is upheld in the course of judicial review under Section 506, the finding of discrimination is not binding on the contracting agency.

(e) No order issued pursuant to this section shall have any legal effect, unless and until and to the extent that a District Court may issue a corresponding order under Section 506.

SECTION 506. JUDICIAL REVIEW; ENFORCEMENT.

(a) The Commission may petition for an order of the District Court for enforcement of an order issued by the Commission under Section 505, in a proceeding brought in the District Court of the county in which the alleged discriminatory practice which is the subject of the order occurs or in which a respondent resides or transacts business.

(b) The proceeding for an enforcement order shall be a de novo proceeding and shall follow the procedures of the courts of this state applicable to civil action. The evidence in support of the complaint may be presented by the complainant, his attorney, the Commission or its attorney, or the Attorney General. The court shall have power to grant such temporary relief or restraining order as it deems just, and to enter an order enforcing the order of the Commission or restraining its violation if the court finds that the preponderance of the evidence supports such order of the Commission. All such proceedings shall be heard and determined by the court, and any appellate court, as expeditiously as possible.

(c) A proceeding under this section must be initiated within thirty (30) days after the order of the Commission is issued.

SECTION 507. INSPECTION: RECORDS.

(a) In connection with an investigation of a complaint filed under this Act, the Commission or its designated representative shall have access at any reasonable time to premises, records and documents relevant to the complaint and the right to examine, photograph and copy evidence, in accordance with the Oklahoma Administrative Procedure Act.

(b) The Commission, by regulation, shall require each person subject to this Act which controls an apprenticeship or other training program to keep all records reasonably necessary to carry out the purposes of this Act, including, but not limited to, a list of applicants who wish to participate in such program, including the chronological order in which applications were received, and shall furnish to the Commission upon request, a detailed description of the manner in which persons are selected to participate in the apprenticeship or other training programs.

(c) A person who believes that the application to him of a regulation or order

issued under this section would result in undue hardship may (1) apply to the Commission for an exemption from the application of the regulation or order or (2) bring an action for a declaratory judgment under 74 Oklahoma Statutes, Section 306, if appropriate, or may resist an enforcement application brought under 75 Oklahoma Statutes, Section 315 (3).

(d) So as to avoid undue burden on persons subject to the Act, records and reports required by the Commission under this section shall conform as near as may be to similar records and reports required by federal law.

(e) It is unlawful for an officer or employee of the Commission to make public with respect to a particular person without his consent information obtained by the Commission pursuant to its authority under this section.

SECTION 508. SUBPOENAS: WITNESSES.

(a) Subpoenas shall issue in proceedings under this Act, as provided in the Oklahoma Administrative Procedure Act. A subpoena so issued shall show on its face the name and address of the party at whose request the subpoena was issued. On petition of the individual to whom the subpoena is directed and notice to the requesting party, the Commission or an individual designated pursuant to its rules may vacate or modify the subpoena.

(b) Witnesses whose depositions are taken or who are summoned before the Commission or its agents shall be entitled to the same witness and mileage fees as are paid to witnesses in the courts of the State.

CHAPTER 6. — OTHER DISCRIMINATORY PRACTICES

SECTION 601. OTHER DISCRIMINATORY PRACTICES. It is a discriminatory practice for a person, or for two or more persons to conspire,

(1) to retaliate or discriminate against a person because he has opposed a discriminatory practice, or because he has

made a charge, filed a complaint, testified, assisted, or participated in an investigation, proceeding, or hearing under this Act;

(2) to aid, abet, incite, or coerce a person to engage in a discriminatory practice;

(3) wilfully to interfere with the performance of a duty or the exercise of a power by the Commission or one of its members or representatives; or

(4) wilfully to obstruct or prevent a person from complying with the provisions of this Act or an order issued thereunder.

SECTION 602. CONCILIATION AGREEMENTS. It is a discriminatory practice for a party to a conciliation agreement made under this Act to violate the terms of the agreement.

SECTION 603. ATTEMPTS. An attempt to commit, directly or indirectly, a discriminatory practice is a discriminatory practice..

SECTION 604. PUBLIC CONTRACTORS. Upon receiving a certification made under Section 505 (c), a contracting agency may take appropriate action to

(1) terminate a contract or portion thereof previously entered into with the respondent, either absolutely or on condition that the respondent carry out a program of compliance with the provisions of this Act, and

(2) assist the State and all governmental entities and agencies thereof to refrain from entering into further contracts, or extensions or other modifications of existing contracts, with the respondent until the Commission is satisfied that the respondent will carry out policies in compliance with the provisions of this Act.

SECTION 605. PRIMA FACIE EVIDENCE. In a proceeding under this Act a written, printed, or visual communication, advertisement, or other form of publication, or written inquiry, or other document purporting to have been made by a person is prima facie evidence that it was authorized by him.

CHAPTER 7. — LOCAL COMMISSIONS.

SECTION 701. DEFINITIONS. In this chapter,

(1) "political subdivision" means a city, incorporated town, or county within this state;

(2) "local commission" means a commission on human relations created by one or more political subdivisions.

SECTION 702. LOCAL ORDINANCES. A political subdivision may adopt and enforce an ordinance prohibiting discrimination because of race, color, religion, sex, or national origin not in conflict with a provision of this Act.

SECTION 703. LOCAL COMMISSIONS. A political subdivision, or two or more political subdivisions acting jointly, may create a local commission to promote the purposes of this Act and to secure for all individuals within the jurisdiction of the political subdivision or subdivisions freedom from discrimination because of race, color, religion, sex, or national origin, and may appropriate funds for the expenses of the local commission.

SECTION 704. POWERS OF LOCAL COMMISSIONS. A local commission may have the following powers in addition to powers authorized by other laws:

(1) to employ an executive director and other employees and agents and fix their compensation;

(2) to cooperate with individuals and state, local and other agencies, both public and private, including agencies of the Federal Government and other states and municipalities;

(3) to accept gifts, bequests, grants, or other payments, public or private, to help finance its activities;

(4) to receive, initiate, investigate, and seek to conciliate complaints alleging violations of this act or of an ordinance prohibiting discrimination because of race, color, religion, sex, or national origin or legislation establishing the commission;

(5) to make studies appropriate to ef-

fectuate its purposes and policies and to make the results thereof available to the public; and

(6) to render at least annually a report, a copy of which shall be furnished to the State Commission.

SECTION 705. REFERRAL TO LOCAL COMMISSION.

(a) The State Commission

(1) whether or not a complaint has been filed under this Act, may refer a matter involving discrimination because of race, color, religion, sex, or national origin to a local commission for investigation, study and report, and

(2) may refer a complaint alleging a violation of this Act to a local commission for

(i) investigation,

(ii) determination whether there is reasonable cause to believe that the respondent has engaged in a discriminatory practice, or

(iii) assistance in eliminating a discriminatory practice by conference, conciliation or persuasion.

(b) Upon referral by the State Commission, the local commission shall make a report and may make recommendations to the State Commission and take other appropriate action within the scope of its powers.

SECTION 706. TRANSFER TO STATE COMMISSION.

(a) A local commission may refer a matter under its jurisdiction to the State Commission.

(b) At any time after a complaint under this Act is filed, the State Commission may require a local commission to transfer any related proceeding to the State Commission. After the local commission is requested to transfer a proceeding, the local commission has no further jurisdiction over the proceeding except to take appropriate action to implement the transfer to the State Commission.

CHAPTER 8 — SEVERABILITY; EMERGENCY.

SECTION 801. 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 802. 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.

FOR THE SENATE: Porter (Chairman), Baggett, Smalley, Hargrave and Smith.

FOR THE HOUSE: Skeith, Wixson, Ferrell, Johnson.

MESSAGE FROM THE HOUSE

Transmitting following Bills and/or Resolution, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended; Engrossed **HBs 1027, 1091, 1121, 1191, 1233, 1290 and 1299.**

CONFERENCE COMMITTEE REPORTS

The following **CCR on HB 1027** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations; to whom was referred **ENGROSSED HOUSE BILL NUMBER 1027**, entitled:

AN ACT RELATING TO THE LEGISLATIVE COUNCIL; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Conference Committee Substitute be adopted:

CCS for HB 1027—By Cox.

An Act relating to the Legislative Council; making a reappropriation thereto; stating purpose; providing lapse date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The amount of Fifty Thousand Dollars (\$50,000.00) originally appropriated to the Legislative Council by Section 2, Senate Bill 78 of the First Regular Session of the Thirty-first Oklahoma Legislature, from the General Revenue Fund for the fiscal year ending June 30, 1968, is hereby continued and reappropriated in the original amount as adjusted by transfer, less the amount that has been expended upon the date this Act becomes effective. The amount herein reappropriated shall be used for the purpose of paying compensation of employees and for all necessary operating expenses of the State Legislative Council.

SECTION 2. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any funds remaining at the end of ninety (90) days after the close of the fiscal year shall lapse and be transferred to the credit of the General Revenue Fund for the then current year.

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.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Gee, Grantham, Massey, Romang, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Odom (Martin), Greenhaw, Hesser, Hopkins, Thornhill, Sanguin and Spearman.

The following **CCR on HB 1091** was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1091, entitled:

AN ACT RELATING TO THE STATE DEPARTMENT OF HEALTH; MAKING AN APPROPRIATION THERETO; PROVIDING FOR LAPSE DATE; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

That the Conference Committee Substitute be adopted:

CCS for HB 1091—By: Willis and Miskelly of the House and Baldwin and Miller of the Senate.

An Act relating to the division of the budget and making an appropriation thereto; authorizing director to appoint and fix the duties and compensation of personnel; providing lapse date; making provisions of this Act severable; 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 Division of the Budget from any monies accruing to the credit of the General Revenue Fund of the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1969, the sum of Fifty Thousand Dollars (\$50,000.00) for use by said Department to pay personal services and operating expenses.

SECTION 2. The Director of State Finance shall appoint and fix the duties and compensation of necessary personnel to perform the duties imposed by law.

SECTION 3. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered

through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the proper fund for the then current 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. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: Baggett, Grantham, Horn, Romang, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Hesser, Hopkins, Miskelly, Smith (Norman) and Odom (Martin).

The following CCR on HB 1121 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1121 and Engrossed Senate Amendments thereto, by Spearman, McCune, Cate, Wolfe (Stephen) and Boren entitled:

An Act relating to the Judiciary; providing for the appointment of special judges, under certain conditions; prescribing the jurisdiction of special judges and limitations thereon; repealing inconsistent statutes; making provisions of Act severable; and providing for an effective date, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following Conference Committee substitute be adopted:

As co-authored by Clemons, of the House and Garrett, Gee, Garrison, Grantham and Short of the Senate.

CCS for HB 1121—By Spearman, McCune, Cate, Wolfe (Stephen) and Boren.

An Act relating to the judiciary; providing for the appointment of special judges, under certain conditions; prescribing the jurisdiction of special judges and limitations thereon; repealing inconsistent statutes; making provisions of Act severable; and providing for an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The number of special judges that may be appointed in each judicial administrative district shall be determined as follows:

(a) A special judge shall be appointed on the basis of one special judge for each county within the administrative district with a population of at least twenty-four thousand (24,000) as determined by the latest Federal Decennial Census. An additional special judge shall be appointed for each additional fifty thousand (50,000) in population in a county within the administrative district as determined by the latest Federal Decennial Census. That in any county in which there is a city not the county seat and having a population in excess of thirty-five thousand (35,000), as determined by the latest Federal Decennial Census, one of the special judges shall be appointed from and shall hold court in said city. Such appointment may be made from any county in the administrative district. Such appointments shall be made by the district judges in their respective Judicial Administrative District. That any judge of a special sessions court shall be one of the special judges for the balance of his term and shall be within the number prescribed for said district.

(b) If a vacancy occurs in the office of associate district judge, or if an associate district judge becomes unable to perform the duties of his office, as determined by the Presiding Judge of the Judicial Administrative District, a special judge may be

appointed within the Judicial Administrative District to hold office for the duration of said vacancy or incapacity. After the vacancy is filled, or after the associate district judge becomes able to perform the duties of his office, the special judge shall have the power to act in regard to any case which he has already tried, but the Presiding Judge of the Judicial Administrative District may transfer such a case to any other judge in the Judicial Administrative District.

(c) The Chief Justice of the Supreme Court may authorize the appointment of such additional special judges as may be necessary for the proper administration of justice. Such additional special judges shall be appointed after application by a majority of the district judges of a Judicial Administrative District, stating the reason why an additional special judge is needed. Such additional judges need not be based upon population figures.

SECTION 2. Special judges may hear the following actions:

(1) Actions for the recovery of money where the amount claimed does not exceed Two Thousand Five Hundred Dollars (\$2,500.00) and counterclaim or setoff does not exceed Two Thousand Five Hundred Dollars (\$2,500.00), except that nonlawyer special judges may not hear causes which are for greater sums than Four Hundred Dollars (\$400.00).

(2) Actions for forcible entry and detainer where the defendant does not assert title to the land or a boundary dispute.

(3) Actions for replevin where the amount in controversy does not exceed Two Thousand Five Hundred Dollars (\$2,500.00) except that non-lawyer special judges may not hear such actions where the amount in controversy exceeds Four Hundred Dollars (\$400.00).

(4) Misdemeanors, provided, however, that special judges who are not lawyers may not hear criminal actions where the punishment prescribed by law exceeds a fine of Two Hundred Dollars (\$200.00), or imprisonment in a county jail for thirty

(30) days, or both such fine and imprisonment except by written consent of all parties.

(5) When there is no district or associate district judge present in the county or when they are disqualified, the issuance of a temporary injunction or restraining order and writs of habeas corpus, but this subdivision shall not embrace nonlawyer special judges.

(6) Perform the duties of magistrate in criminal cases.

(7) Other actions and proceedings, regardless of court rules, where the parties agree in writing at any time before trial, to the action being heard by a special judge.

SECTION 3. All objections to the determination of an action by a special judge are waived unless made before the trial or hearing begins. No order or judgment is void or subject to collateral attack merely because it was rendered by a special judge.

SECTION 4. All laws and parts of laws in conflict herewith are hereby repealed.

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. This Act shall become effective January 13, 1969.

FOR THE SENATE: Garrett, Smith, Boecher.

FOR THE HOUSE: Spearman, McCune, Sparkman.

The following CCR on HB 1191 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1191, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO COUNTIES AND COUNTY OFFICERS; AMENDING 19 O. S. 1961, § 131; PROVIDING FOR ELECTION OF COURT CLERK, SHERIFF, COUNTY CLERK, COUNTY SURVEYOR, COUNTY ASSESSOR, COUNTY TREASURER, COUNTY SUPERINTENDENT OF SCHOOLS AND COUNTY COMMISSIONERS IN GENERAL ELECTION; AND DECLARING AN EMERGENCY, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following Conference Committee substitute be adopted:

CCS for HB 1191—By: Spearman, McCune, Hill, Bamberger, Peterson and Cate.

An Act relating to counties and county officers; amending 19 O. S. 1961, § 131; providing for election of Court Clerk, Sheriff, County Clerk, County Surveyor, County Assessor, County Treasurer, County Superintendent of Schools and County Commissioners in General Election; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 19 O. S. 1961, § 131, is amended to read as follows:

§ 131. (A) At the general election to be held in November, [1948] 1968, and each two (2) years thereafter, there shall be elected in each county of the State of Oklahoma, [a County Judge, provided however, in each County having a population in excess of three hundred fifty thousand (350,000) as shown by the last preceding regular Federal Decennial Census, there shall be elected an additional County Judge, and in all counties of the State of Oklahoma, a County Attorney,] a court clerk[,] and a county sheriff, who shall hold office for a term of two (2) years beginning[, except that of County Judge, as provided in Section 11, Article 7, Constitution of Oklahoma,] on the first Monday in January following their elec-

tion, and until their successors are elected and qualified.

[(A-1) That upon the passage and approval of this Act the Board of County Commissioners shall appoint, in each county entitled to two County Judges, an additional Judge, to serve until his successor is elected and qualified, and who shall receive the same salary to be paid in the same manner as is now provided by law for the County Judge of said County.]

[(A-2) That in all counties having two County Judges, as provided by this Act the judge having the longer tenure as County Judge shall be designated as Presiding Judge, who shall act as the assignment judge of the County Court and shall assign all cases and duties to be performed as prescribed by law for the County Court, and the Judges thereof.]

(b) At the general election to be held in November [1948] 1968, and each two (2) years thereafter, there shall be elected in each county of the State of Oklahoma, in those counties having such offices, a county clerk, a county surveyor, [a county public weigher] and a county assessor, who shall hold office for a term of two (2) years, beginning on the first Monday in January following their election, and until their successors are elected and qualified; a county treasurer and a county superintendent of Schools who shall hold office for a term of two (2) years, beginning on the first Monday in July following their election and until their successors are duly elected and qualified.

(C) [At the general election to be held in November 1948, there shall be elected in each and every county of the State of Oklahoma, three (3) County Commissioners, one (1) from each County Commissioners' district for terms beginning on the first Monday of July, 1949, and ending on the first Monday of January, 1951, and until their successors are elected and qualified.] At the general election to be held in November [1950] 1968, and each

two (2) years thereafter, there shall be elected in each and every county of the State of Oklahoma, three (3) county commissioners, one from each of the county commissioners' districts who shall hold office for a term of two (2) years beginning on the first Monday in January following their election, and until their successors are elected and qualified; provided, that nothing in this Act shall be construed to abridge the term of office for which any county officer in this State may have been elected under the provisions of any prior enactment.

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.

FOR THE SENATE: Romang, Gee, Hamilton.

FOR THE HOUSE: Spearman, Peterson.

The following CCR on HB 1233 was read and consideration deferred;

Mr. Speaker

and

Mr. President:

We, your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 1233, and Engrossed Senate Amendments thereto, by Bamberger, McCune and Peterson entitled:

AN ACT RELATING TO COURTS; AMENDING 28 O. S. 1961, § 101; PROVIDING CLERKS OF DISTRICT COURTS SHALL CHARGE AND COLLECT A SPECIFIED FEE IN PROSECUTIONS FOR VIOLATING TRAFFIC LAWS, * * * AND PROVIDING AN EFFECTIVE DATE,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following Conference Committee substitute be adopted as co-authored by Howard of the Senate:

CCS for HB 1233—By Bamberger, McCune and Peterson of the House and Howard of the Senate.

An Act relating to Courts; amending 28 O.S. 1961, § 101; providing clerks of District Courts shall charge and collect a specified fee in prosecutions for violating traffic laws, and other misdemeanors, plus witness fees and sheriff's mileage; providing that reporter's fee and jury fee of Five Dollars each be charged and collected only when a reporter or jury is used; providing for enforcement of fines and costs on part of the penalty for conviction; requiring traffic tickets to be endorsed by District Attorney or Prosecuting Attorney prior to filing, except where plea of guilty is entered on ticket by defendant; repealing 28 O.S. 1961, § 38, as amended by Section 7, Chapter 122, O.S.L. 1967 (28 O.S. Supp. 1967, § 38); 28 O.S. 1961, §§ 51, 52 and 53; and 20 O.S. 1961, §§ 331, 721 and 722; providing for severability; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 28 O. S. 1961, § 101, is amended to read as follows:

§ 101. The fees herein provided for the Clerk of the District Court [*the clerk of the superior court, the clerk of the county court,*] the sheriff, AND the DISTRICT [*county*] Attorney, [*the constable, and the justice of the peace,*] as provided in this Act, and all costs in the prosecution of all criminal actions shall, in case of conviction of the defendant, be adjudged a part of the penalty of the offense of which the defendant may be convicted, whether the punishment for such offense be either imprisonment, or fine, or both, and fixed either by the verdict of the jury, or judgment of the court, trying the case, and the payment of such fees and costs in addition to the payment of the fine assessed, shall be enforced by imprisonment until

the same shall be satisfied, at a rate of One Dollar (\$1.00) per day of such fees and costs, or fine, or both, whether the defendant shall perform labor on the public road or highway, or remain in prison.

SECTION 2. In case of conviction of the defendant, the Clerk of the District Court shall charge and collect Fifteen Dollars (\$15.00) in each misdemeanor case, including a prosecution for violation of any traffic law, which fee shall cover docketing of the case, filing of all papers, issuance of process warrants and orders and other services to date of judgment, except as follows: when the services of a reporter are required, an additional fee of Five Dollars (\$5.00) shall be charged and collected by the clerk; when and if a jury is empaneled in a case, an additional fee of Five Dollars (\$5.00) shall be charged and collected by the clerk; and any and all sheriff's mileage and fees and mileage of witnesses in prosecution and trial of the case, shall be also charged and collected by the clerk.

SECTION 3. 28 O. S. 1961, § 38, as amended by Section 7, Chapter 122, O. S. L. 1967 (28 O. S. Supp. 1967, § 38), pertaining to county fees in criminal cases; and 28 O. S. 1961, § § 51, 52 and 53, pertaining to fees of justices of the peace and constables; and 20 O. S. 1961, § § 331, 721 and 722, pertaining to fees in county courts and courts of common pleas, are hereby repealed.

SECTION 4. Section 3 of House Bill 1050 of the Second Session of the Thirty-first Legislature of the State of Oklahoma is hereby amended to read as follows:

"SECTION 3. It shall be required that any traffic ticket be endorsed by the District Attorney or Prosecuting Attorney before filing, except that a person arrested for a traffic violation or served with a traffic ticket who elects to plead guilty to the violation therein charged, may indicate his plea of guilty on the ticket, above his signature, and attach to the ticket a sum of money in payment of fine and

costs in an amount equal to that prescribed as bail for the violation charged, as provided herein, in which case the ticket shall not require the endorsement of the District Attorney or Prosecuting Attorney. In either event, the ticket so filed by the Court Clerk shall constitute an information and warrant of arrest in the case."

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. This Act shall become effective January 13, 1969.

FOR THE SENATE: Howard, Massad, Gee.

FOR THE HOUSE: Bamberger, McCune, Patterson (Ruth).

The following CCR on HB 1290 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1290, entitled:

AN ACT RELATING TO THE OKLAHOMA INDUSTRIAL DEVELOPMENT AND PARK DEPARTMENT; AND DECLARING AN EMERGENCY,
together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

That the Conference Committee Substitute be adopted:

CCS for HB 1290—By Blankenship.

An Act relating to the Oklahoma State Legislature and making an appropriation thereto; stating the purpose; providing for approval of claims; relating to the filing of claims and payrolls; 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 Oklahoma State Legislature from any monies in the General Revenue Fund of the State Treasury, not otherwise appropriated, the sum of One Million Two Hundred Six Thousand Dollars (\$1,206,000.00) for the fiscal year ending June 30, 1969, or so much thereof as may be necessary to pay monthly salaries, per diem, and expenses of the members of the Legislature and the salaries of their employees, and such contingent expenses as may be ordered paid therefrom, including the preparation and printing of the journals and calendars of the Senate and the House of Representatives, and including the preparation and printing of the permanent journals thereof, in accordance with the following amounts herein set forth:

LEGISLATIVE DEPARTMENT

STATE SENATE

AMOUNT APPROPRIATED

For expenses of personal services, including those of members and employees of the Senate, and expenses of maintenance and operation, including travel expenses, supplies, materials, printing, equipment, and printing of permanent journals.\$ 503,000.00

HOUSE OF REPRESENTATIVES

For expenses of personal services, including those of members and employees of the House of Representatives, and expenses of maintenance and operation, including travel expenses, supplies, materials, printing, equipment, and printing of permanent journals.\$ 697,000.00

PRINTING OF 1968	
Session Laws -----	6,000.00
<hr/>	
Total -----	\$1,206,000.00

SECTION 2. The expenses of the members of the Legislature and the officers thereof shall be paid from the appropriations made by Section 1 of this Act. If the expenses be that of a Senator, the same shall be paid out of the appropriation made by this Act for the expenses of the Senate, on claims approved by the President Pro Tempore of the Senate; and if the expenses be that of a member of the House of Representatives, the same shall be paid out of the appropriation herein made for the expenses of the House of Representatives on claims approved by the Speaker of the House.

SECTION 3. Claims and payrolls filed against the appropriations made by Section 1 of this Act shall be approved by the President Pro Tempore of the Senate or the Speaker of the House of Representatives.

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. 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.

SENATE CONFEREES: Baggett, Grantham, Horn, Romang, Selman, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw,

Hesser, Hopkins, Miskelly, Smith (Norman) and Odom (Martin).

The following CCR on HB 1299 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1299, entitled:

AN ACT RELATING TO THE OKLAHOMA STATE REGENTS FOR HIGHER together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

That the Conference Committee Substitute be adopted:

CCS for HB 1299—By Wolfe and Cate of the House and Smalley of the Senate.

An Act relating to the office of the Liquefied Petroleum Gas Board and making appropriation thereto; 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; providing for lapse date; 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 Liquefied Petroleum Gas Board, from the Liquefied Petroleum Gas Fund of the State Treasury for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to perform the duties of the office of Liquefied Petroleum Gas Board, as prescribed by law.

Fiscal Year
ending
June 30, 1969

Personal Services (Including O.A.S.I.) -----	\$ 60,000.00
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Operating Expense	----- 50,000.00
Total	<u>\$ 110,000.00</u>

SECTION 2. The Administrator shall appoint and fix the duties and compensations of the employees necessary to per-

Title	Number Authorized	Minimum	Maximum
Administrator	1	\$9,000	\$11,000
Chief Deputy Administrator	1	7,500	8,800
Secretary	1	3,600	4,800
Bookkeeper and Finance Clerk	1	5,000	6,000
Meter Inspector and Tester	1	6,600	7,200
Inspector	5	5,500	5,600
Board Member	7	\$15 per diem	
Total	17		

SECTION 3. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the proper fund for the then current year.

SECTION 4. Any unappropriated balance in the Liquefied Petroleum Gas Fund at the close of each fiscal year 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 Liquefied Petroleum Gas Fund after the close of the fiscal year.

SECTION 5. Senate Bill No. 526 of the Second Session of the Thirty-first Oklahoma Legislature is hereby repealed. All other Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: Baggett, Grantham, Horn, Romang, Selman, Smith, Taliaferro and Young.

form the duties imposed upon the Liquefied Petroleum Gas Board by law, payable from the appropriation made by Section 1 of this Act for the expenses of personal services, in accordance with the following schedule:

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Hesser, Hopkins, Miskelly, Smith (Norman) and Odom (Martin).

MESSAGE 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 481, 510, 543, 547, 558, 581, 583, 706, 729 and 736.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE 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, 980, 992, 1226 and 1309.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 980 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 980, and Engrossed Senate

Amendments thereto, by Derryberry, Bamberger, Mountford, Peterson, Cate, Thompson, Patterson (Ruth), Connor, Hunter, Nigh and Wixson of the House and Luton, Garrison, McGraw, Grantham, Gee, Short and Smith of the Senate entitled:

AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES; STATING POLICY; DEFINING TERMS; ESTABLISHING CODE OF ETHICS FOR STATE OFFICERS AND EMPLOYEES AND MEMBERS OF THE LEGISLATURE; PROHIBITING CERTAIN ACTS; CREATING THE OKLAHOMA STATE ETHICS COMMISSION; CREATING THE JOINT LEGISLATIVE ETHICS COMMITTEE; PROVIDING FOR POWERS AND DUTIES OF SAID COMMISSION AND COMMITTEE; PROVIDING PENALTIES FOR VIOLATIONS OF ACT; PROVIDING FOR ADVISORY OPINIONS BY ATTORNEY GENERAL; MAKING PROVISIONS OF ACT CUMULATIVE; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following conference committee substitute be adopted:

CCS for HB 980—By Derryberry, Bamberger, Mountford, Peterson, Cate, Thompson, Patterson (Ruth), Connor, Hunter, Nigh and Wixson of the House and Luton, Garrison, McGraw, Grantham, Gee, Short and Smith of the Senate.

An Act relating to state officers and employees; stating policy; defining terms; establishing code of ethics for state officers and employees and members of the Legislature; prohibiting certain acts; creating the Oklahoma State Ethics Commission; creating the Joint Legislative Ethics Committee; providing for powers and duties of said Commission and Committee; providing penalties for violations of Act; providing for advisory opinions by Attorney General;

making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. This Act shall be known as the OKLAHOMA CODE OF ETHICS FOR STATE OFFICIALS AND EMPLOYEES.

SECTION 2. It is hereby declared to be the policy of the State of Oklahoma that no officer or employee or member of the executive, judicial or legislative branch of state government shall have any interest, financial or otherwise, or engage in any business or transaction of any nature which is in substantial conflict with the proper discharge of his public duties or with the public interest. To protect the public from improper use of authority and to protect public officials and employees from unwarranted assaults on their integrity, the following code of ethics for state government is hereby adopted.

SECTION 3. For the purposes of this Act, unless the context otherwise requires:

(a) "State agency" means any office, department, commission, board, or other entity created by the Constitution or statutes of this State;

(b) "State employee" means an elected or appointed officer or employee of the executive, judicial, or legislative branch of government except state legislators.

(c) "Substantial financial interest" means an interest that could result in directly or indirectly receiving a substantial pecuniary gain or sustaining a substantial pecuniary loss as a result of ownership or interest in a business entity, or as a result of salary, gratuity, or other compensation or remuneration from any individual, partnership, organization or association.

(d) "Legislator" means any duly elected member of the Oklahoma Senate or

House of Representatives during his term of office.

SECTION 4. No state employee shall:

(a) Directly or indirectly accept any compensation, gift, loan, entertainment, favor, or service given for the purpose of influencing such employee in the discharge of his official duties. Provided, however, that this section shall not apply to bona fide campaign contributions;

(b) Use his official position to secure special privileges or exemptions for himself or others, except as may be provided by law;

(c) Disclose confidential information acquired by reason of his official position to any person, group, or others not entitled to receive such confidential information, nor shall he use such information for his personal gain or benefit;

(d) Sell or cause to be sold, either as an individual or through any business enterprise in which he holds a substantial financial interest, goods or services to any state agency or to any business entity licensed by or regulated by the state agency, except as provided in Section 5 (a) of this act;

(e) Receive any compensation that would impair his independence of judgment, for his services as an officer or employee of any state agency, from any source other than the State of Oklahoma, unless otherwise provided by law; or

(f) Accept other employment which would impair his efficiency or independence of judgment in the performance of his public duties.

SECTION 5. No state agency shall:

(a) Enter into any contract with a state employee of the agency, or with a business in which such person shall have a substantial financial interest, unless the contract is made after public notice and competitive bidding; provided, that this subsection shall not apply to a contract of employment with the state;

(b) Enter into a contract with or make any ruling or take any action in favor

of any person or business which is represented before such agency by a former state employee who, while a state employee, participated substantially in the particular matter before the agency;

(c) Purchase any real property from any employee of said state agency or from any person who within eighteen (18) months prior to such purchase held such position with the state government, unless the property is acquired either by condemnation proceedings or the price to be paid for such property is approved in writing by the head of the agency acquiring such property and by the Governor.

SECTION 6. The failure of any state employee to comply with Section 4 and Section 5 hereof shall constitute a wilful neglect of duty and grounds for private or public reprimand, censoring, expulsion, removal from office, or discharge, whichever is applicable.

SECTION 7. When any officer or employee of the state is in doubt as to the application of this act as to himself or to any employee under his supervision, he may submit to the Attorney General a full written statement of the facts and questions he may have. The Attorney General shall then render an opinion to such person and may publish these opinions, or abstracts thereof, with the use of the name of the person advised unless such person requests otherwise in writing.

SECTION 8. (a) The Oklahoma State Ethics Commission is hereby created. The Oklahoma State Ethics Commission shall consist of three (3) members who shall be appointed for terms of three (3) years. One member of the Commission shall be appointed by each of the following: The Governor, the President Pro Tempore of the Senate, and the Speaker of the House of Representatives. Of the members first appointed, the member appointed by the Governor shall be appointed for a term of one (1) year; the member appointed by the President Pro Tempore of the Senate for a term of two (2) years; and the member appointed by the Speaker of the House

of Representatives for a term of three (3) years. At the expiration of the term of each member and of each succeeding member, each appointee shall serve for a term of three (3) years.

(b) The Commission shall be empowered to promulgate rules and regulations pursuant to the terms of this Act and to hear complaints involving violations of this Act, and make recommendations to the appropriate officials. All such proceedings shall be subject to the terms of the Administrative Procedures Act.

(c) The Commission shall have the power to hold investigations, inquiries and hearings concerning matters covered by the provisions of this Act and the rules and regulations of the Commission. Provided that such power may be delegated to any member or employee of the Commission. Subject to the rules and regulations of the Commission, hearings shall be open to the public and shall be held upon such call or notices as the Commission shall deem advisable. Each member of the Commission designated by it to hold an inquiry, investigation, or hearing shall have the power to administer oaths and affirmations, certify to all official acts, issue subpoenas, and order the attendance and testimony of witnesses and the production of papers, books, and documents. In case of the failure of any person to comply with any subpoena or order issued under the authority of this subsection, or on the refusal of any witness to testify to any matters regarding which he may be lawfully interrogated, it shall be the duty of the district court of any county or of the judge thereof, on application of the Commission or its authorized representative, to compel obedience by proceedings for contempt, as in the case of disobedience of the requirements of a subpoena issued from such court or a refusal to testify therein.

SECTION 9. No Legislator shall:

(a) Introduce, promote or vote for any proposed special interest legislation on his own behalf or on behalf of any other

person, corporation, partnership, trust or business entity which directly affects such legislator or in which such legislator has or may have any substantial financial interests other than legislation affecting legislative salaries, expenses and allowances; provided, that this provision shall not preclude a legislator from introducing, promoting or voting for any proposed general legislation which directly affects him or in which he has or may have any substantial financial interest.

(b) Directly or indirectly accept or request any compensation, gift, loan, entertainment, favor, or service given for the purpose of influencing such Legislator in the discharge of his official duties. Provided, however, that this Section shall not apply to bona fide campaign contributions:

(c) Use his official position to secure special privileges, exemptions or compensation for himself, except as may be provided by law;

(d) Disclose confidential information acquired by reason of his official position to any person, group, or others not entitled to receive such confidential information, nor shall he use such information for his personal gain or benefit;

(e) Sell or cause to be sold, either as an individual or through any business enterprise in which he holds a substantial financial interest, goods or services to any state agency unless the contract is awarded pursuant to statutes relating to **[through]** the Purchasing Division of the State Board of Public Affairs;

(f) Receive any compensation for his services as a Legislator from any source other than the State of Oklahoma, unless otherwise provided by law; or

(g) Accept other employment which would impair his independence of judgment in the performance of his public duties.

SECTION 10. (a) The Joint Legislative Ethics Committee is hereby created. The Committee shall consist of three (3) members of the Senate and three (3) members of the House of Representatives, who

shall be appointed each year by the President Pro Tempore of the Senate and the Speaker of the House of Representatives, respectively. Of the three (3) members appointed from each house, at least one (1) from each house shall be a member of the political party having the largest number of members in that house and at least one (1) from each house shall be a member of the political party having the second largest number of members in that house. The chairmanship of the Committee shall alternate between the Senate and the House of Representatives, the Senate providing a chairman during even-numbered years and the House of Representatives providing a chairman during odd-numbered years.

(b) The Committee shall be empowered to promulgate rules and regulations pursuant to the terms of this Act and to hear complaints involving violations of this Act, and make recommendations to the respective body. All such proceedings shall be subject to the terms of the Administrative Procedures Act.

(c) The Committee shall have the power to hold investigations, inquiries, and hearings concerning matters covered by the provisions of this Act and the rules and regulations of the Committee. Subject to the rules and regulations of the Committee, hearings shall be open to the public and shall be held upon such call or notice as the Committee shall deem advisable. The Committee shall have the power to administer oaths and affirmations, certify to all official acts, issue subpoenas, and order the attendance and testimony of witnesses and the production of papers, books and documents. Provided, that such power may be delegated to any member or employee of the Committee. In case of the failure of any person to comply with any subpoena or order issued under the authority of this subsection, or on the refusal of any witness to testify to any matters regarding which he may be lawfully interrogated, it shall be the duty of the

district court of any county or of the judge thereof, on application of the Committee, to compel obedience by proceedings for contempt, as in the case of disobedience of the requirements of a subpoena issued from such court or a refusal to testify therein.

SECTION 11. The failure of a Legislator to comply with Section 9 hereof shall constitute a wilful neglect of duty and grounds for private or public reprimand, censuring or removal from office.

SECTION 12. When any legislator is in doubt as to the application of this Act as to himself, he may submit to the Attorney General a full written statement of the facts and any questions he may have. The Attorney General shall then render an opinion to such Legislator and may publish these opinions, or abstracts thereof, with the use of the name of the Legislator advised unless such Legislator requests otherwise in writing.

SECTION 13. The provisions of this Act shall be cumulative to existing laws.

SECTION 14. 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 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.

The following CCR on HB 992 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 992, and Engrossed Senate Amendments thereto, by Connor, Hunter

and Green of the House and Garrison and Williams of the Senate entitled:

"AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES; AMENDING 74 O. S. 1961, § 500.5, AS AMENDED BY SECTION 1, CHAPTER 266, O.S.L. 1965 (74 O. S. SUPP. 1967, § 500.5), AND 74 O. S. 1961, §§ 500.9 AND 500.11; *** AND DECLARING AN EMERGENCY, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following Conference Committee Substitute be adopted:

CCS for HB 992—By Connor, Hunter and Green of the House and Garrison and Williams of the Senate.

An Act relating to State officers and employees; amending 74 O. S. 1961, § 500.5, as amended by Section 1, Chapter 266, O. S. L. 1965 (74 O. S. Supp. 1967, § 500.5), and 74 O. S. 1961, §§ 500.9 and 500.11; providing for reimbursement for use of personally owned automobiles for official state business; prescribing maximum rate of reimbursement; providing method of computing per diem and prescribing minimum period of time in travel status as basis for such computation; authorizing payment of actual subsistence expenses in lieu of per diem reimbursement; providing maximum amount per day; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 74 O. S. 1961, § 500.5, as amended by Section 1, Chapter 266, O. S. L. 1965 (74 O. S. Supp. 1967, § 500.5) is amended to read as follows:

§ 500.5. When it is economical or advantageous to the State, the traveler may use his personally owned automobile in lieu of public conveyance. The traveler may be allowed reimbursement for the use of his personally owned automobile for official state business at a rate not exceeding nine cents (9c) per mile. Travel claims for reimbursement on a

mileage basis, shall be accompanied by a detailed statement showing adequate basis for computing miles of travel. Not more than one (1) person may charge mileage for the use of a personally owned automobile, where more than one (1) person uses such automobile on the same trip. The traveler may, in any instance, if he so chooses, be reimbursed on a total mileage basis, or a partial mileage basis, not to exceed the equivalent of *[first class transportation by railroad]* TRANSPORTATION BY AIR, whichever amount is smaller.

SECTION 2. 74 O. S. 1961, § 500.9 is amended to read as follows:

§ 500.9. In computing the per diem in lieu of subsistence, a calendar day shall be from midnight to midnight. At the commencing and ending of travel, one-fourth ($\frac{1}{4}$) of the rate for a calendar day shall be allowed for each period of six (6) hours, or fraction thereof *[.]* (MORE THAN TWO (2) HOURS): Per diem shall commence at the time the traveler enters a travel status, and shall end at the time of his return to a non-travel status. PROVIDED, HOWEVER, THAT NO PER DIEM IN LIEU OF SUBSISTENCE MAY BE AUTHORIZED, UNLESS THE TRAVELER IS ON TRAVEL STATUS FOR A CONTINUOUS PERIOD OF AT LEAST TWELVE (12) HOURS. The exact time of departure and return to the point in the State from which travel was authorized, must be stated on the travel claim. Where a public conveyance is authorized, the time of departure and return of the public conveyance shall determine the beginning and end of the travel status.

SECTION 3. 74 O. S. 1961, § 500.11 is amended to read as follows:

§ 500.11. Subsistence expenses incurred by officials or employees of the State while traveling within the State of Oklahoma, may be authorized as provided in Section 500.3 of this Title on an actual expense basis, in lieu of the per diem

rate authorized in § 500.8 of this Title. However, the actual expense basis authorized by this Section shall not exceed **[Eight Dollars (\$8.00)]** TWELVE DOLLARS (\$12.00) per day for subsistence expenses. Subsistence expenses authorized under this Section may be paid for meals by showing on the travel claim the amount paid for each such meal. Expenses for hotel rooms may be reimbursed on an actual expense basis by showing on the travel claim the amount paid for each such room, accompanied by receipts therefor.

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.

FOR THE HOUSE: Connor, Hopkins, Dickey.

FOR THE SENATE: Breckinridge, Bradley, Baggett.

The following CCR on HB 1226 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1226, and Engrossed Senate Amendments thereto, by Thompson, Fair, Ford, Goodfellow, Grey, Sanguin, Sparkman, Camp, Holaday and Smith (E. W.) of the House and Martin, of the Senate, entitled:

AN ACT RELATING TO PUBLIC HEALTH AND SAFETY; AMENDING 63 O. S. 1961, § 465.11; PROVIDING DEFINITIONS FOR TERMS PERTAINING TO BARBITURATES AND STIMULANTS; INCLUDING LSD WITHIN THE MEANING OF TERM "STIMULANT"; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and here-

with return the same with the recommendation:

That the Honorable Senate recede from Amendment No. 1, in part; and Coauthored by Martin of the Senate, and that the following Conference Committee Substitute be adopted.

CCS for HB 1226—By Thompson, Fair, Ford, Goodfellow, Grey, Sanguin, Sparkman, Camp, Holaday and Smith (E. W.) of the House and Martin of the Senate.

An Act relating to Public Health and Safety; amending 63 O. S. 1961, § 465.11; Providing definitions for terms pertaining to barbiturates and stimulants; including LSD within the meaning of term "stimulant"; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 63 O. S. 1961, § 465.11, is amended to read as follows:

§ 465.11 (a) The term "Barbiturate" means (1) the salts and derivatives of barbituric acid or compounds, preparations or mixtures thereof and (2) other drugs or compounds, preparations or mixtures thereof which the Division of Health shall find and declare by rule or regulation duly promulgated after reasonable public notice and opportunity for hearing to have a hypnotic or somnifacient effect on the body of a human or animal; except that the term "Barbiturate" shall not include any drug the manufacture or delivery of which is regulated by the narcotic drug laws of this State.

(b) The term "Stimulant" means (1) any drug consisting of amphetamine, desoxyephedrine (methamphetamine), methamphetamine, pipradol, phenmetrazine, methylphenidate or any salt, mixture or optical isomer thereof which drug, salt, mixture or optical isomer has a stimulating effect on the central nervous system AND (2) ANY DRUGS, CHEMICALS, SALTS OR DERIVATIVES CAPABLE OF

PRODUCING HALLUCINOGENIC EFFECTS, INCLUDING BUT NOT LIMITED TO "LYSERGIC ACID DIETHYLAMIDE", COMMONLY KNOWN AS "LSD", "DIMETHYLTRYPTAMINE", COMMONLY KNOWN AS "DMT", AND PSILOCYBIN.

(c) The term "Delivery" means sale, dispensing, giving away, or supplying in any other manner.

(d) The term "Patient" means, as the case may be, (1) the individual for whom a barbiturate or stimulant is prescribed or to whom a barbiturate or stimulant is administered, or (2) the owner or the agent of the owner of the animal for which a barbiturate or stimulant is prescribed or to which a barbiturate or stimulant is administered.

(e) The term "Person" includes individual, corporation, partnership and association.

(f) The term "Practitioner" means a person licensed by law to prescribe and administer barbiturates or stimulants.

(g) The term "Pharmacist" means a person duly registered with the State Board of Pharmacy as a compounder, dispenser, and supplier of drugs upon prescription.

(h) The term "Prescription" means a written order by a practitioner, verbal or telephone, to pharmacist for a barbiturate or stimulant for a particular patient, which specifies the date of its issue, the name and address of such practitioner, the name of the patient (and, if such barbiturate or stimulant is prescribed for an animal, the species of such animal), the name and quantity of the barbiturate or stimulant prescribed, the directions for use of

such drug and the signature of such practitioner.

(i) The term "Manufacturer" means persons other than pharmacists who manufacture barbiturates or stimulants and includes persons who prepare such drugs in dosage forms by mixing, compounding, encapsulating, entableting, or other process.

(j) The term "Wholesaler" means persons engaged in the business of distributing barbiturates or stimulants to persons included in any classes named in Subdivisions (1) to (6), inclusive of Section 4 of this Act.

(k) The term "Warehouseman" means persons who store barbiturates or stimulants for others and who have no control over the disposition of such barbiturates or stimulants except for the purpose of such storage.

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.

FOR THE SENATE: Martin, Berry, Birdsong.

FOR THE HOUSE: Thompson, Hutchens (David), Grey.

The following CCR on HB 1309 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1309, and Engrossed Senate

Amendments thereto, by Cate of the House and Smalley of the Senate.

AN ACT RELATING TO PUBLIC HEALTH AND SAFETY; AMENDING SECTIONS 1, 2, 3 AND 4, CHAPTER 73, O. S. L. 1963 (63 O. S. SUPP. 1967, § § 47.1 THROUGH 47.4 CREATING THE MEDICAL RESEARCH COMMISSION; PROVIDING FOR MEMBERSHIP THEREOF; PROVIDING FOR DEPOSIT AND EXPENDITURE OF FUNDS UNDER CONTROL OF THE COMMISSION; PROVIDING FOR PERFORMANCE OF RESEARCH PROGRAMS; AND DECLARING AN EMERGENCY.

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

1. That the Conference Committee reject Senate amendments.

2. That the following committee substitute be adopted:

3. That the title be amended to conform.

CCS for HB 1309—By Cate of the House and Smalley of the Senate.

An Act relating to public health and safety; amending Sections 1 and 4, Chapter 73, O.S.L. 1963 (63 O.S. Supp. 1967, § § 47.1 and 47.4); creating the Medical Research Commission; providing for membership thereof; providing for deposit and expenditure of funds under control of the Commission; providing for performance of research programs; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 1, Chapter 73 O.

S. L. 1963 (63 O. S. Supp. 1967, § 47.1), is amended to read as follows:

§ 47.1. There is hereby created the Medical Research Commission to be composed of the *Dean of the Medical School of* VICE PRESIDENT FOR MEDICAL AFFAIRS AT the University of Oklahoma, as Chairman; *the Executive Vice President-DIRECTOR OF RESEARCH of the Oklahoma Medical Research Foundation* *the Director of the Oklahoma Medical Research Institute,* VICE PRESIDENT-DIRECTOR OF ADMINISTRATION OF THE OKLAHOMA MEDICAL RESEARCH FOUNDATION; the Director of Mental Health, and the Commissioner of Public Health, as members, to serve without pay other than necessary and actual expenses.

SECTION 2. Section 4, Chapter 73 O.S. L. 1963 (63 O. S. Supp. 1967, § 47.4), is amended to read as follows:

§ 47.4. The Medical Research Commission is authorized to accept contributions, grants, or gifts, from any private organization or individual, or any governmental agency or subdivision, for the promotion of medical research and is further authorized to enter into any contracts or agreements, which the Commission considers desirable, for the advancement of medical knowledge, and may match any funds which may be available from private or governmental sources with any funds the Commission may receive. All monies received by said Commission shall be deposited in the State Treasury to the credit of the MEDICAL RESEARCH COMMISSION WHICH, AFTER PAYING EXPENSES OF THE RESEARCH PROGRAMS UNDER ITS JURISDICTION, SHALL DEPOSIT THE REMAINDER TO

THE CREDIT OF THE institution OR DEPARTMENT [whose contract had been approved by the Commission.] WHERE THE WORK WAS DONE. All monies expended from such account shall be controlled from the State Budget Office in the same manner as other state funds. [Any expense incurred by the Medical Research Commission shall be furnished by the institution involved in the contract.]

SECTION 3. The Commission may delegate the execution of its research programs to physicians qualified in medical research, clinical investigation, experimental pharmacology and therapeutics or other medical speciality.

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.

FOR THE SENATE: Smalley, Garrison.

FOR THE HOUSE: Cate, Spearman, Wolf (Leland).

The following CCR on SB 318 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 318, and Engrossed House Amendments thereto, by Smith and Hargrave Entitled:

AN ACT RELATING TO COURTS; AMENDING 20 O. S. 1961, § § 651, 658 AND 669; AUTHORIZING COURT OF COMMON PLEAS TO HEAR DIVORCE ACTIONS; 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:

No. 1: That the House recede from its Amendment No. 1.

No. 2: That the Title and the entire bill be stricken and the following Conference Committee Substitute be accepted:

CCS for SB 318—By Berrong, Gee and Massad.

An Act relating to courts; providing for assignment of certain retired justices and judges to judicial duties; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Notwithstanding anything to the contrary as set forth in Senate Bill No. 494, of the Second Session of the Thirty-first Legislature, Justices or Judges holding a supernumerary status, prior to the enactment of said Senate Bill No. 494, may, upon written application to the Court Administrator, be assigned judicial duties by the Supreme Court.

Any Judge or Justice retired under the provisions of said Senate Bill No. 494 may, upon written application to the Court Administrator, be assigned judicial duties by the Supreme Court. Provided, such application for assignment or the actual assignment for judicial duty shall not constitute the creation of a public office under the provisions of this Act.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

FOR THE SENATE: Gee, Young, Howard, Garrison, Massad.

FOR THE HOUSE: McCune, Hill, Spearman, Thompson.

The following CCR on SB 513 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred

ENGROSSED SENATE BILL NO. 513, entitled:

(Department of Corrections), Penitentiary, Reformatory and (Declaring an Emergency), together with Engrossed House Amendments thereto, beg leave to report that

we have had the same under consideration and herewith return same with the following recommendations:

That the Honorable Senate and Honorable House accept the following Conference Committee Substitute for Engrossed Senate Bill No. 513:

CCS for SB No. 513—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Department of Corrections, the Oklahoma State Penitentiary and the Oklahoma State Reformatory and making appropriations thereto; stating the purpose; providing that the director of the Department of Corrections shall appoint personnel and fix duties and compensation within prescribed limits; providing for location of various personnel; providing for allocation of funds for school at the reformatory; providing for offices and residences for wardens; prescribing minimum and maximum salaries for other employees; limiting the expenditure of medical research program funds; providing lapse date; making provisions of act severable; repealing conflicting laws; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the Department of Corrections, from any monies in the General Revenue Fund of the State Treasury, and from the Department of Corrections Fund, created in Section 22, Chapter 261, O.S.L. 1967 (57 O.S. Supp. 1967, § 522), as amended by Section 1, House Bill No. 1137 of the Second Regular Session of the 31st Oklahoma Legislature, for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to perform the duties of the Department of Corrections as prescribed by law:

	Fiscal Year Ending June 30, 1969
General Revenue Fund	\$143,380.00
Department of Corrections Fund	500,000.00

SECTION 2. The appropriations made in Section 1 of this Act shall be expended in carrying out the duties imposed upon the Department of Corrections in Chapter 261, O.S.L. 1967 (57 O.S. Supp. 1967, § § 501-525), in accordance with the amounts herein set forth and subject to provisions of this Act:

For Administration, Division of Inspections, and Division of Institutions:	
Personal Services (Including O.I.A.S.I. and State Retirement)....	\$ 92,290.00
Travel	6,000.00
Operating Expenses	9,200.00
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Per Diem and Travel of State Board of Corrections.....	10,000.00
TOTAL	\$131,240.00

For the Division of Probation and Parole:

Personal Services (Including O.A.S.I. and State Retirement).....	\$357,970.00
Travel	97,870.00
Operation Supplies, and Expenses.....	56,300.00
TOTAL	\$512,140.00

SECTION 3. The Director of the Department of Corrections shall appoint personnel and fix the duties and compensation of such personnel in accordance with the schedule as follows:

ADMINISTRATION

No.				
Positions		Position	Minimum	Maximum
1		Director	\$16,500.00	\$16,500.00
1		Administrative Asst.-Accountant	6,600.00	8,700.00
1		Accountant Assistant	6,000.00	7,200.00
1		Secretary	4,500.00	5,400.00
1		Microfilmer	4,500.00	5,400.00
1		Receptionist	3,800.00	4,800.00
—				
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DIVISION OF INSPECTIONS

No.				
Positions		Position	Minimum	Maximum
1		Consultant (Part time)	\$3,500.00	\$3,500.00

Such consultant role shall be performed by the Commissioner of Charities and Corrections.

DIVISION OF INSTITUTIONS

No.				
Positions		Position	Minimum	Maximum
1		Deputy Director	\$13,000.00	\$15,000.00
1		Psychologist II	12,000.00	14,500.00
1		Psychologist I	7,000.00	9,000.00
—				
3				

DIVISION OF PROBATION AND PAROLE

No.				
Positions		Position	Minimum	Maximum
1		Deputy Director	\$13,000.00	\$15,000.00

1	Asst. Deputy Director	8,700.00	8,700.00
5	District Supervisors	6,969.00	9,180.00
34	Probation and Parole Officers	5,880.00	7,800.00
6	Steno. Clerks III	4,440.00	5,880.00
2	Steno. Clerks II	3,960.00	5,280.00
5	Typist Clerk II	3,720.00	4,980.00

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SECTION 4. There is hereby appropriated to the Department of Corrections for the Operation of the State Penitentiary and the Oklahoma State Reformatory, from any monies in the General Revenue Fund of the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1969, the sum of Three Million Six Hundred Fifty-two Thousand Three Hundred Forty-five Dollars, (\$3,652,345.00), or so much thereof as shall be necessary for the operation of the Penitentiary and Reformatory.

SECTION 5. The sum of One Hundred Twenty Thousand Dollars (\$120,000.00) appropriated in Section 4 of this Act shall be allocated to the Oklahoma State Reformatory for the operation of the school at that institution.

SECTION 6. The Board of Corrections shall provide offices and residences for the Wardens at the Oklahoma State Penitentiary and the Oklahoma State Reformatory and shall furnish and maintain them together with necessary allowance for actual subsistence expenses for their families and guests therein, out of funds appropriated herein.

SECTION 7. The salaries of the Wardens at the Oklahoma State Penitentiary and the Oklahoma State Reformatory shall be paid within the minimum and maximum range set for in the following schedule:

	Minimum	Maximum
Warden, Oklahoma State Penitentiary	\$12,000.00	\$14,000.00
Warden, Oklahoma State Reformatory	11,000.00	13,000.00

The minimum salary for any other employee at the penitentiary or the reformatory shall be not less than Three Hundrd Ten Dollars (\$310.00), per month.

SECTION 8. The Department of Corrections is authorized to pay expenses incurred in carrying out the medical research program at the State Penitentiary from funds received pursuant to such research program. Provided, however, that any funds not expended in carrying out such research program can only be expended for goods, services, personnel, and capital improvement at the State Penitentiary at McAlester, the McCloud Honor Farm, the Stringtown Sub Prison and the Granite Reformatory.

SECTION 9. The appropriations made in this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969.

Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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. All laws and parts of laws in conflict herewith 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.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Martin, Romang, Smalley, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Briscoe, Greenhaw, Hesser, Hopkins, Hutchins (Walter), Miskelly, Skeith, Smith (Norman), Spearman, Wolf (Leland).

The following CCR on SB 525 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NO. 525, entitled:

(PUBLIC EDUCATION) and (DECLARING AN EMERGENCY),

together with engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable Senate and Honorable House accept the following Conference Committee Substitute for Engrossed Senate Bill 525:

CCS for SB 525—By Baldwin, Miller, Selman, Dacus, and McGraw of the Senate and Willis and Miskelly of the House.

An Act relating to Public Education; making appropriations to the State Board for Vocational Education; providing for

cooperation with United States Office of Education; authorizing appointment and compensation of personnel; providing lapse date; making provisions of 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 of the State for the fiscal year indicated, not otherwise appropriated, to the State Board for Vocational Education for payment of personal services and other operating expenses the following amount:

Fiscal Year
Ending
June 30, 1969

General Revenue Fund:

Personal Services

(Including O.A.S.I.)

and Operating Expenses ----\$1,778,216.00

SECTION 2. There is hereby appropriated from any monies in the Technical and Scientific Education Special Fund, for the fiscal year indicated, not otherwise appropriated, to the State Board for Vocational Education for payments of per-

sonal services and other operating expenses the following amount:

	Fiscal Year Ending June 30, 1968
Technical and Scientific Education Special Fund: Personal Services (Including O.A.S.I.) and Operating Expense-----	\$205,117.00
	Fiscal Year Ending June 30, 1969
Personal Services (Including O.A.S.I.) and Operating Expense -----	\$666,667.00

SECTION 3. The funds appropriated by this Act shall be expended in cooperation with the United States Office of Education in the promotion of Vocational Education, according to the terms of the Smith-Hughes Federal Act, the George Barden Act as amended, and the Vocational Education Act of 1963, Public Law 88-210, and Acts amendatory thereof and supplemental thereto.

SECTION 4. The State Board for Vocational Education shall appoint and fix the duties and compensation of the Director of Vocational Education program and shall appoint and fix the duties of employees necessary to perform the duties imposed upon the State Board for Vocational Education by law.

SECTION 5. The appropriations from the General Revenue Fund shall be subject to fiscal year limitations and may be encumbered through June 30, 1969 and any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the credit of the proper fund for the then current year.

SECTION 6. The appropriation from the Technical and Scientific Education Special Fund 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 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.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Horn, Martin, Massey, Nichols, Romang, Smalley, Selman, Smith, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Greenhaw, Hesser, Hopkins, Hutchins, (Walter), Miskelly, Odom, (V. H.) Sanguin, Skeith, Smith, (Norman), Wolf, (Leland).

The following CCR on SB 529 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 529, entitled:

(STATE BOARD FOR VOCATIONAL EDUCATION) AND (DECLARING AN EMERGENCY)

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

No. 1. That the Honorable Senate and

the Honorable House accept the following Conference Committee Substitute for Engrossed Senate Bill 529:

CCS for SB 529—By Baldwin and Miller of the Senate, and Willis and Miskelly of the House.

An Act relating to the State Emergency Fund and making appropriation thereto; stating the purpose; making appropriation nonfiscal; making 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 to the State Emergency Fund, from any monies accruing to the credit of the Emergency Appropriation Fund for the fiscal year ending June 30, 1967, not otherwise appropriated, the sum of Two Hundred Thousand Dollars (\$200,000.00). Said appropriation shall be expended in conformity with the provisions of Sections 1 to 8, inclusive, Chapter 57, Oklahoma Session Laws 1963 (62 O.S. Supp. 1967, §§ 139.42, et seq.).

SECTION 2. The appropriation made by this Act shall not be subject to fiscal year limitation and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 3. 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 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.

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Horn, Martin, Massey, Romang, Smalley, Selman, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Hesser, Hopkins, Hutchins (Walter), Miskelly, Orom (V. H.), Sanguin, Skeith, Smith (Norman), Wolf (Leland).

The following **CCR** on **SB 546** was read and consideration deferred:

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was referred **ENGROSSED SENATE BILL NUMBER 546**, entitled:

AN ACT RELATING TO THE OFFICE OF THE ATTORNEY GENERAL AND MAKING AN APPROPRIATION * AND DECLARING AN EMERGENCY,**
together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Amendment No. 1.
2. That the Senate concur in Amendments No. 2, 3, and 4.
3. That the following Conference Committee recommendations be adopted:

Amendment No. 1. On the fifth line of the Title, after the word and semi-colon "LIMITATIONS;" add the following language: "PRESCRIBING DUTIES OF THE ATTORNEY GENERAL AS THE CHIEF LAW OFFICER OF THE STATE;"

Amendment No. 2. Page 1, Section 1, Line 23, strike the figures "\$205,171.00" and insert in lieu thereof the figures "\$255,171.00"

Amendment No. 3. Page 1, Section 1, Line 24, strike the figures "25,200.00" and insert in lieu thereof the figures "35,200.00"

Amendment No. 4. Page 1, Section 1, Line 25, strike the figures "\$230,371.00" and insert in lieu thereof the figures "\$290,371.00"

Amendment No. 5. Page 2, Line 20½, insert a new Section 4 to read as follows:

SECTION 4. 74 O.S. 1961, §18b is amended to read as follows:

§18b. The duties of the Attorney General as the Chief Law Officer of the State shall be:

(a) To appear for the State and prosecute and defend all actions and proceedings, civil or criminal, in the Supreme Court and Criminal Court of Appeals in which the State is interested as a party.

(b) To appear for the State and prosecute and defend all actions and proceedings in any of the Federal Courts in which the State is interested as a party.

(c) To appear at the request of the Governor, the Legislature, or either branch thereof, and prosecute and defend in any Court or before any Commission, Board or Officers any cause or proceeding, civil or criminal, in which the State may be a party or interested; and when so appearing in any such cause or proceeding, he may, if he deems it advisable and to the best interest of the State, take and assume control of the prosecution or defense of the State's interest therein.

(d) to consult with and advise [county] DISTRICT attorneys, when requested by them, in all matters pertaining to the duties of their offices, when said [county] DISTRICT attorneys shall furnish the Attorney General with a written opinion supported by citation of authorities upon the matter submitted.

(e) To give his opinion in writing upon all questions of law submitted to him by the Legislature or either branch thereof, or by any State Officer, Board, Commission or Department, provided that, NOTWITHSTANDING THE OPINION OF THE ATTORNEY GENERAL TO THE CONTRARY, A STATUTE SHALL BE PRESUMED TO BE CONSTITUTIONAL UNTIL HELD TO BE UNCONSTITUTIONAL BY A COURT OF RECORD. The Attorney General shall not furnish opinions to any but [county] DISTRICT attorneys, the Legislature or either branch thereof, or any other State Official, Board, Commission or

Department, and to them only upon matters in which they are officially interested.

(f) At the request of the Governor, State Auditor, State Treasurer, or either branch of the Legislature, to prosecute any official bond or any contract in which the State is interested, upon a breach thereof, and to prosecute or defend for the State all actions, civil or criminal, relating to any matters connected with either of their Departments.

(g) Whenever requested by any State Officer, Board or Commission, to prepare proper drafts for contracts, forms and other writing which may be wanted for the use of the State.

(h) To prepare drafts of bills and resolutions for individual members of the Legislature upon their written request stating the gist of the bill or resolution desired.

(i) To enforce the proper application of moneys appropriated by the Legislature and to prosecute breaches of trust in the administration of such funds.

(j) To institute actions to recover State moneys illegally expended, to recover State Property and to prevent the illegal use of any State Property, upon the request of the Governor or the Legislature.

(k) To pay into the State Treasury, immediately upon its receipt, all moneys received by him belonging to the State.

(l) To keep and file copies of all opinions, contracts, forms and letters of the office, and to keep an index of all opinions, contracts and forms according to subject and section of the law construed or applied.

(m) To keep a register or docket of all actions, demands and investigations prosecuted, defended or conducted by him in behalf of the State. Said register or docket shall give the style of the case or investigation, where pending, court number, office number, the gist of the matter, result and the names of the assistants who handled the matter.

(n) To keep a complete office file of all cases and investigations handled by him on behalf of the State. He shall cause

all printed briefs in cases handled by him to be bound in permanent book form and shall prepare a proper index of such volumes.

(o) To report to the Legislature or either branch thereof whenever requested upon any business relating to the duties of his office.

Provided, that nothing contained in this Act shall be construed as requiring the Attorney General to appear and defend or prosecute in any court any cause or proceeding for or on behalf of the Oklahoma Tax Commission, The Board of Managers of the State Insurance Fund, or the Commissioners of the Land Office; and,

Provided, further, that in all appeals from the Corporation Commission to the Supreme Court of Oklahoma in which the State is a party, the Attorney General shall have the right to designate counsel of the Corporation Commission as his legally appointed representative in such appeals, and it shall be the duty of the said corporation commission counsel to act when so designated and to consult and advise with the Attorney General regarding such appeals prior to taking action therein.

Amendment No. 6. Renumber succeeding sections accordingly.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Martin, Massey Romang, Smalley, Smith, Taliaferro and Young.

HOUSE CONFEREES: Willis (Chairman), Briscoe, Greenhaw, Hesser, Hopkins, Miskelly, Skeith, Smith (Norman), Spearman and Wolf (Leland).

The following CCR on SB 550 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 550, entitled:

An Act relating to the Office of the

Oklahoma Historical Society *** and declaring an emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

That the Honorable Senate and Honorable House accept the following Conference Committee Substitute for Engrossed Senate Bill No. 550:

CCS for SB 550—By Baldwin, Miller, Dacus and Berrong of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the Oklahoma Historical Society and making an appropriation thereto; providing that the administrative secretary shall fix the the duties and compensations of employees; providing the administrative secretary with authority to buy equipment, pay hourly wages, and other necessary expenses from the appropriation for microfilming; providing lapse date; 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 any monies in the General Revenue Fund of the State Treasury, for the fiscal year 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, 1969
Personal Services (Including O.A.S.I.)	\$ 84,000.00
Personal Services to keep museum and library open week-day evenings and on weekends	10,132.33

Operating Expenses	27,500.00
Microfilming of Newspapers and Historical Documents	29,500.00
Historical Sites Survey and Development,	8,000.00
Oklahoma Historical Day	1,200.00
Historical Site for Specific Fa- cilities, Personal Services (Including O. A. S. I.), Operations and Development:	
Sequoyah's Home	12,000.00
Fort Washita	10,000.00
Erin Springs	12,000.00
Peter Conser's Home	10,000.00
Jim Thorpe Home	12,000.00
Sod House	12,000.00
Chickasaw House	12,000.00
Chief's Home	15,000.00
Total	\$255,332.33

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.

SECTION 3. The Administrative Secretary is hereby authorized to pay, from the appropriation made for Microfilming of Newspapers and Historical Documents in Section 1 of this Act, such amounts as are necessary for purchase of equipment, salaries of employees paid on an hourly wage basis, and other necessary operating expenses.

SECTION 4. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the credit of the proper fund for the then current year.

SECTION 5. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 6. It being immediately nec-

essary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Martin, Massey, Romang, Smalley, Smith, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Briscoe, Greenhaw, Hesser, Hopkins, Hutchins (Walter), Miskelly, Skeith, Smith (Norman), Spearman, Wolf (Leland).

The following 2d CCR on SB 551 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 551, entitled:

(OKLAHOMA DEPARTMENT OF LIBRARIES and DECLARING AN EMERGENCY),

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

NO. 1 That the Honorable House recede from Engrossed House Amendment No. 1.

NO. 2. That the Honorable Senate and The Honorable House accept the following amendments:

AMENDMENT NO. 1. Restore title, to read as follows: AN ACT RELATING TO THE OKLAHOMA DEPARTMENT OF LIBRARIES AND MAKING AN APPROPRIATION THERETO; PROVIDING THAT THE DIRECTOR OF THE DEPARTMENT OF LIBRARIES SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES; PROVIDING LAPSE DATE; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Page 1, Section 1, Line 23; strike the figure \$218,967.00 and insert in lieu thereof the figure \$238,967.00.

AMENDMENT NO. 3. Page 1, Section 1, Line 24; strike the figure \$141,033.00 and insert in lieu thereof the figure \$121,033.00.

AMENDMENT NO. 4. Page 1, Section 1, Line 24½: Insert a new line to read as follows: "Development and Expansion of Public Library Services ---- \$50,000.00"

AMENDMENT NO. 5. Page 1, Section 1, Line 25: strike the figures \$360,000.00 and insert in lieu thereof the figures \$410,000.00.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Martin, Massey, Romang, Smalley, Smith, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Briscoe, Greenhaw, Hesser, Hopkins, Hutchins (Walter), Miskelly, Skeith, Smith (Norman) Spearman, Wolf (Leland).

The following 2d CCR on SB 556 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 556, and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO CIVIL PROCEDURE; AMENDING 12 O. S. 1961, § 1280; PROVIDING THAT A PARTY TO AN ACTION FOR DIVORCE GRANTED IN THIS STATE WHO, WHILE HIS OR HER SPOUSE IS LIVING, MARRIES AND COHABITS WITH ANOTHER HUSBAND OR WIFE WITHIN SIX MONTHS FROM THE DATE OF THE DECREE OF DIVORCEMENT, OR BEFORE THE EXPIRATION OF THIRTY DAYS AFTER THE DATE WHEN A FINAL JUDGMENT IN AN APPEAL FROM THE DECREE OF DIVORCEMENT BECOMES FINAL SHALL, UPON CONVICTION, BE PUNISHED AND EITHER PARTY TO

THE SECOND MARRIAGE MAY, WITHIN SIX MONTHS, PETITION FOR ANNULMENT OF SAID MARRIAGE; AMENDING 12 O. S. 1961, § 1282; PROVIDING THAT A DECREE OF DIVORCE WHICH IS APPEALED DOES NOT BECOME FINAL UNTIL DETERMINATION OF THE APPEAL, EXCEPT THAT TIME INVOLVED IN APPEAL SHALL BE USED IN COMPUTING SIX MONTHS' TIME PERIOD; PROVIDING AN APPEAL OF A JUDGMENT GRANTING OR DENYING A DIVORCE SHALL BE GOVERNED BY THE SAME PROCEDURE AS OTHER APPEALS; AND REPEALING 12 O. S. 1961, § § 1281 AND 1281b. beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Honorable House recede from Amendment No. 1.

2. That the Honorable House recede from Amendment No. 2.

3. That the Honorable House recede from Amendment No. 3.

4. That the Honorable Senate concur in Amendment No. 4.

5. The Conference Committee recommends the following Amendment: Page 1, lines 30-32, by striking the words "punished by imprisonment in the penitentiary for a term of not less than one (1) year nor more than three (3) years", and by inserting the following language in lieu thereof: "deemed guilty of unlawful remarriage, which shall be punishable as a misdemeanor,"

FOR THE SENATE: Gee, Smalley.

FOR THE HOUSE: Peterson, McCune.

The following CCR on SB 582 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 582, entitled

(INDUSTRIAL DEVELOPMENT AND PARK COMMISSION) AND (DECLARING AN EMERGENCY)

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

That the Honorable Senate and Honorable House accept the Conference Committee Substitute for Engrossed Senate Bill 582:

CCS for SB 582—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Oklahoma Industrial Development and Park Commission; making appropriations thereto and stating the purpose; providing for the appointment and the compensation of officials and employees; providing for agreements with the federal government; authorizing payment of premiums for workmen's compensation and other necessary insurance; use of revenue received from the sale of copies of subscriptions of the magazine Oklahoma Today; providing lapse date; making provisions of this Act severable; repealing conflicting laws; 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 Industrial Development and Park Commission from the General Revenue Fund of the State of Oklahoma for the fiscal year indicated, with the provision 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. No monies herein appropriated and no monies from any revolving fund or from any source

of income whatsoever shall be used for replacing, renovating, or purchasing any equipment or materials in State-owned lodges leased to any person, firm, or corporation; provided further, that such replacements, renovations, and purchases shall be made by the lessee thereof. The State Budget Director is hereby directed to reject any and all claims in violation of the foregoing provisions.

DIVISION OF PARKS, RECREATION AND WATERWAYS

The following appropriation for Fiscal year Ending June 30, 1969 shall be for the expenses of personal services, premium 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 and the Waterways Division. -----\$1,901,513.60

DIVISION OF ADMINISTRATION

Expenses of personal services, including per diem of Commission members, maintenance and operation, including travel, premiums of workmen's compensation insurance, rent and any other expenses necessary to the efficient and effective operation of the Division. -----\$ 269,000.00

DIVISION OF PUBLICITY, ADVERTISING AND INFORMATION

Expenses of personal services, maintenance and operation, including travel, printing, supplies, movies, exhibits, promotions, 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 industrial possibilities and tourist attractions. -----\$ 532,000.00

Provided that Sixty-Five Thousand Dollars (\$65,000.00) of the amount appropriated to this division shall be supplied on a 50-50 matching basis to multi-county organizations for the promotion of their advertising programs after approval of such programs by the Industrial Development and Park Commission. It is further provided that Forty Thousand Dollars (\$40,000.00) of the appropriation to this Division will be used for the constructing and equipping of a tourist information center in the Miami, Oklahoma area.

Any act, law, measure, regulation or rule which by its terms or effect discriminates as between persons, firms or corporations by prohibiting, restricting or censoring statements, contracts, utterances, publications, advertising or writings by any person, firm or corporation when such is allowed, permitted, sanctioned or approved as to any other person, firm or corporation will be considered an abridgment of the right of freedom of speech and equal protection of law, and is hereby expressly prohibited; any such act, measure, law, rule or regulation having or purporting to have such effect is hereby expressly repealed.

EXPENSES FOR
PUBLICATION OF THE
MAGAZINE OKLAHOMA
TODAY -----\$85,000.00

DIVISION OF
INDUSTRIAL, BUSINESS
AND ECONOMIC
DEVELOPMENT

Expenses of personal services, contractual services, travel, supplies, exhibits, general operating expenses

and all other expenses necessary for the efficient and effective operation of this Division -----\$ 211,500.00

DIVISION OF RESEARCH
AND PLANNING

Expenses of personal services, contractual services, travel, supplies, general operating expenses and all other expenses necessary for the efficient and effective operation of this Division. -----\$ 140,000.00

Sub-Total -----\$3,139,013.60

FISCAL YEAR
ENDING JUNE 30, 1968
DIVISION OF LODGES

Expenses of personal services, premiums for workmen's compensation and other necessary insurance, travel, supplies and general operating expenses. -----\$ 231,486.40

Sub-Total ----- 231,486.40

Grand Total -----\$3,370,500.00

SECTION 2. There is hereby appropriated from the Income Tax Adjustment Fund the sum of Nine Hundred Fifty-Four Thousand Seven Hundred Fifty Dollars (\$954,750.00) or so much thereof as may be necessary for the following purpose.

SPECIAL APPROPRIATIONS

Purpose	1968 Amount
Wichita Mountains	
Easter Service -----	\$ 2,500.00
Western Plains Indian Arts	
and Crafts Commission -----	5,500.00
Kiowa Gourd Dance Clan -----	750.00
Pawnee Indian	
Exposition and Fair -----	5,000.00
Cheyenne-Arapaho Exposition-	
Blaine & Canadian Counties ..	1,000.00
Cheyenne-Arapaho	
Exposition-Selling -----	500.00
Cheyenne-Arapaho	
Exposition-Hammon -----	500.00
Sax-Fox Indian	
Exposition-Cushing -----	500.00

Sac-Fox Indian Exposition-		Tenkiller State Park	10,000.00
Sac-Fox Agency-Stroud	500.00	Lake Texhoma State Park.....	20,000.00
Prague Kolache Festival	500.00	Lake Wister State Park	10,000.00
Otoe-Missouri Powwow	500.00	Murrell Home	
Ponca Indian Powwow	500.00	and Female Seminary	7,000.00
Rush Springs		Fort Gibson Stockade	5,000.00
Watermelon Festival	1,000.00	Pioneer Woman Museum	500.00
Hub City		Black Kettle Museum	1,500.00
Intertribal Powwow	500.00	Great Salt Plains State Park ...	5,000.00
Chickasaw Festival	500.00	Little River State Park	50,000.00
Sand Bass Festival	1,500.00	Keystone State Park	40,000.00
Tulsa Powwow Club	1,000.00	Cherokee Recreation	
Gray Horse		Area (Grand)	1,000.00
Indian Exposition	500.00	Clayton Lake Recreation Area....	15,000.00
Choteau Pioneer Celebration ...	500.00	Fort Cobb Recreation Area.....	5,000.00
Pawhuska Indian Exposition ...	500.00	Heyburn Lake Recreation Area ..	12,000.00
Hominy Indian Exposition	500.00	Rune Stone Historical Site	12,500.00
Stilwell Strawberry		Adair Park-Stillwell	10,000.00
Festival-Stilwell	\$ 1,000.00	Honey Creek Recreation	
Faith Seven Bowl Game	1,000.00	Area (Grand)	10,000.00
Terral Watermelon Festival	250.00	Little Sahara Recreation Area ..	2,500.00
Waurika Rattlesnake Hunt	250.00	Raymond Gary	
Seminole Indian Celebration ...	250.00	Recreation Area	10,000.00
Cheyenne-Arapaho		Sequoyah Bay Recreation Area ..	3,000.00
Powwow-Colony	1,500.00	Spavinaw Recreation Area	2,000.00
Czech Festival-Yukon	500.00	Twin Bridges Recreation	
Eastern Oklahoma Labor Day		Area (Grand)	3,000.00
Celebration-Henryetta	250.00	Will Rogers Recreation	
Love County Frontier Days	1,000.00	Area (Oologah)	10,000.00
Craig County		Okmulgee Lake	
Historical Museum	500.00	Recreation Area	7,000.00
IMPROVEMENTS—PURCHASE		Foss Reservoir Area	30,000.00
OF LANDS, CAPITAL		Tucker Tower Museum	2,500.00
OUTLAY, AND EQUIPMENT—		Blue Hawk Peak	
SCHEDULE OF		(Pawnee Bill)	50,000.00
EXPENDITURES		Clinton Recreation	
Beavers Bend State Park	\$40,000.00	Area & Museum	2,000.00
Black Mesa State Park	2,000.00	Catoosa Recreation Area	1,000.00
Boiling Springs State Park	52,000.00	Canton Lake Recreation Area ..	2,000.00
Greenleaf Lake State Park	35,000.00	Salina Park	1,000.00
Lake Murray State Park	20,000.00	Disney Recreation	
Osage Hills State Park.....	3 ,000.00	Area (Grand)	2,000.00
Quartz Mountain State Park	20,000.00	Battle Site of the	
Red Rock Canyon State Park ...	20,000.00	Washita near Cheyenne	2,500.00
Robbers Cave State Park	20,000.00	Alabaster Caverns State Park ..	2,500.00
Roman Nose State Park	4,000.00	Altus Historical	
Walnut Creek Peninsula State		and Cultural Center	30,000.00
Park (Keystone Lake)	10,000.00	Sallisaw Recreation Area	15,000.00
Sequoyah State Park	25,000.00	Fort Cobb Recreation Area	45,000.00

Seay Mansion and Chisolm Trail Museum	25,000.00
Boggy Depot Recreation Area ..	20,000.00
Spiro Mounds and Deer Creek Mounds	25,000.00
Cherokee Court House	30,000.00
Chickasaw Canadian Historical Society	35,000.00
Sequoyah Park Annex	75,000.00
No Man's Land Historical Society and Museum	25,000.00

SECTION 3. The Oklahoma Industrial Development and Park Commission shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the Oklahoma Industrial Development and Park Department by law, and shall incur other necessary expenses payable from the appropriations made by this Act.

SECTION 4. All funds appropriated by this Act may be used and expended in conjunction or cooperation with any Federal agency or instrumentality under such terms and conditions as may be necessary to obtain grants or Federal aid assistance. The Oklahoma Industrial Development and Park Commission is hereby authorized to collect, receive, and use any and all grants or reimbursements made available through any agency or instrumentality 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 Industrial Development and Park Commission and the applicable Federal agency or instrumentality.

SECTION 5. The Oklahoma Industrial Development and Park Commission is authorized to pay from the appropriations herein made premiums for workmen's compensation and other necessary insurance.

SECTION 6. Revenue received from the sale of copies or subscriptions of the magazine *Oklahoma Today* shall not be used for any purpose other than publishing, pro-

moting, and increasing the circulations of *Oklahoma Today*.

SECTION 7. The appropriations made by this Act from the 1969 General Revenue Fund shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the proper fund for the then current year.

SECTION 8. The appropriations made by this Act from the 1968 General Revenue Fund and from the Income Tax Adjustment Fund shall not be subject to fiscal year limitations and shall be available for expenditures 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. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 11. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Martin, Massey, Romang, Smalley, Smith, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Briscoe, Greenhaw, Hesser, Hopkins, Hutchins (Walter), Miskelly, Skeith, Smith (Norman), Spearman, Wolf (Leland).

The following CCR on SB 722 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, Your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 722, and Engrossed House Amendments thereto, by Grantham, McGraw, Breckinridge, Short, Hargrave and Miller of the Senate and Conaghan and Peterson of the House entitled:

AN ACT RELATING TO THE CORPORATION COMMISSION; MAKING IT UNLAWFUL FOR MEMBERS OF CORPORATION COMMISSION OR EMPLOYEES THEREOF TO ENGAGE IN CERTAIN ACTS IN CONFLICT OF INTEREST; MAKING VIOLATION OF ACT A MISDEMEANOR; PRESCRIBING PENALTIES; 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 Honorable House recede from Amendments No. 1 and No. 2.
2. That the Honorable Senate and the Honorable House accept the following Conference Committee Substitute:

CCS for SB 722—By Grantham, McGraw, Breckinridge, Short, Hargrave and Miller of the Senate and Conaghan and Peterson of the House.

AN ACT RELATING TO THE CORPORATION COMMISSION; MAKING IT UNLAWFUL FOR MEMBERS OF CORPORATION COMMISSION TO ENGAGE IN CERTAIN ACTS IN CONFLICT OF INTEREST; MAKING VIOLATION OF ACT A MISDEMEANOR; PRESCRIBING PENALTIES; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. It shall be unlawful for any member of the Corporation Commission to own any interest in, or to assist in the financing of any firm, corporation or

business or to associate himself with any firm, corporation or business which is subject to regulation by the Corporation Commission or in which the influence of the Corporation Commission is used to benefit such business.

SECTION 2. After the effective date of this Act, any person who with wrongful intent acquires an interest in or assists in financing any firm, corporation or business of the type specified in Section 1, or who actually uses such influence to benefit such firm, corporation or business, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00), or by imprisonment in the county jail for a period of not exceeding one (1) year, or by both such fine and imprisonment.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

FOR THE SENATE: Grantham, Baldwin, Miller.

FOR THE HOUSE: Conaghan, Bickford, Sparkman.

The following Conference Committee Report on SB 732 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 732, and Engrossed House Amendments thereto, by Young of the Senate and Cole of the House entitled:

AN ACT RELATING TO WATERS AND WATER RIGHTS: PROVIDING PROCEDURES FOR DISSOLUTION OF CONSERVANCY DISTRICTS; DIRECTING

CODIFICATION; 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 House recede from Amendment No. 1.

FOR THE SENATE: Young, Murphy, Holden.

FOR THE HOUSE: Bernard, Trent, Finch.

President Pro Tempore McSpadden moved, that when the Clerk's desk is cleared, the Senate stand adjourned until

10:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1267**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 447**.

The above numbered Enrolled Bill was referred to the Governor.

As provided under the McSpadden motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Seventy-second Legislative Day

Thursday, May 2, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Findeiss, Murphy, Nichols, Porter, Selman, Stansberry.—7.

The President declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein upon request of Senator Boecher:

Eternal God and Father of all nations and peoples of the earth . . . our hearts are filled with thanksgiving for this great and wonderful land of golden opportunities and rich blessings. We would thank Thee this day for those who labor in the great cause of our people of this state and nation. Dedicate us as a people our Father to the highest expression of righteousness and justice and freedom. Give to each of us sensitivity of spirit that we may see our state and our nation providing for the rights of all citizens. Take possession of this restless and turbulent world and transform it through the vision and concern of dedicated men. Endue those who sit in these chairs of re-

sponsibility . . . thy spirit of wisdom . . . and presence . . . that through their labors peace and brotherhood and goodwill will be closer to reality. Because of our knowledge of Thee and Thy love for all . . . Help us to proceed to a new destiny in the brotherhood of man . . . for we are all one in your Son. We pray this prayer in the name of our Lord and Saviour Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Ferrell, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Jef Nelson.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

MESSAGE FROM GOVERNOR

Advising approval by him, May 2, 1968 of Enrolled SB 493 entitled:

SB 493—By Selman, Nichols, Smith, et al of the Senate and Poulos, Miskelly, Willis, et al of the House.

An Act relating to junior colleges; authorizing junior colleges to become area technical schools; providing for State aid to community junior colleges for building purposes; authorizing the establishment of a junior college in *** and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 481, 543, 547, 558, 656, 706, 736 and SCR 85 each correctly enrolled.

Enrolled SBs 481, 543, 547, 558, 656, 706

and 736 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 85 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTION

SR 111 by Holden, Horn, Howard and Terrill was introduced, read at length as follows, adopted upon motion of Senator Holden, and ordered referred for enrollment:

SR 111—By Holden, Horn, Howard and Terrill.

A Resolution requesting the Executive Committee of the State Legislative Council to appoint a special committee to study during the 1968 legislative interim the operation of the Oklahoma Industrial Development and Park Department; and directing submission of findings and recommendations.

WHEREAS, the policies of the State of Oklahoma pertaining to the operation of the Oklahoma Industrial Development and Park Department need study; and

WHEREAS, such study would be beneficial in discovering ways and means of improving the operation of the Oklahoma Industrial Development and Park Department in order to make it more economical and efficient.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council is hereby directed to appoint a special committee to study during the 1968 Legislative Interim the operation of the Oklahoma Industrial Development and Park Department with a view toward discovering ways and means of improving the operation of the Department in order to make it more efficient and economical.

SECTION 2. That at the conclusion of

said study, the committee of reference is hereby directed to prepare a report with recommendations for submission to the Executive Committee and to the First Session of the Thirty-second Oklahoma Legislature.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Berrong, the Conference Committee Report on SB 318 was declared adopted.

As provided under Rule 9-f, upon request of Senator Berrong, Representative McCune of the House was added as House Author of SB 318.

SB 318, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Berry, Breckinridge, Findeiss, Murphy, Nichols, Porter, Selman, Stansberry.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClen-don, McGraw, McSpadden, Martin, Mas-sad, Massey, Miller, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Berry, Breckinridge, Findeiss, Murphy, Nichols, Porter, Selman, Stansberry.—9.

The emergency was declared passed.

SB 318, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Murphy asked to be shown present, which was the order.

Upon motion of Senator McClendon, the Conference Committee Report on **HB 592** was declared adopted.

HB 592, 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: Baldwin, Berrong, Birdsong, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—35.

Excused: Atkinson, Baggett, Berry, Boecher, Breckinridge, Findeiss, Hamilton, Nichols, Porter, Selman, Stansberry, Taliaferro, Terrill.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—35.

Excused: Atkinson, Baggett, Berry, Boecher, Breckinridge, Findeiss, Hamilton, Nichols, Porter, Selman, Stansberry, Taliaferro, Terrill.—13.

The emergency was declared passed.

HB 592, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Breckinridge asked to be shown present, which was the order.

Upon motion of Senator Gee, the Conference Committee Report on **HJR 557** was declared adopted.

HJR 557, as amended in Conference was read at length as follows:

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE JOINT RESOLUTION NO. 557—By Ford of the House and Gee of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT OF SECTION 21 OF ARTICLE V OF THE OKLAHOMA CONSTITUTION; PRESCRIBING LEGISLATIVE ENACTMENT OF LAWS PROHIBITING LEGISLATORS FROM ENGAGING IN CONFLICT OF INTERESTS; CREATING THE BOARD ON LEGISLATIVE COMPENSATION; PROVIDING FOR APPOINTMENT, QUALIFICATIONS, TERMS, DUTIES, AUTHORITY AND COMPENSATION OF MEMBERS THEREOF; PROVIDING A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE STATE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST 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 of Section 21 of Article V of the Oklahoma Constitution:

§ 21. THE LEGISLATURE SHALL ENACT LAWS TO PROHIBIT MEMBERS OF THE LEGISLATURE FROM ENGAGING IN ACTIVITIES OR HAVING INTERESTS WHICH CONFLICT WITH THE PROPER DISCHARGE OF THEIR DUTIES AND RESPONSIBILITIES. THE BOARD ON LEGISLATIVE COMPENSATION IS HEREBY CREATED. SAID BOARD

SHALL BE COMPOSED OF FIVE MEMBERS APPOINTED BY THE GOVERNOR, TWO MEMBERS APPOINTED BY THE PRESIDENT PRO TEMPORE OF THE SENATE, AND TWO MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. THE MEMBERS APPOINTED BY THE GOVERNOR SHALL BE FROM RELIGIOUS ORGANIZATIONS, COMMUNICATIONS MEDIA, NONSTATE-SUPPORTED EDUCATIONAL INSTITUTIONS, LABOR ORGANIZATIONS, AND RETAIL BUSINESS; THE MEMBERS APPOINTED BY THE PRESIDENT PRO TEMPORE OF THE SENATE SHALL BE FROM AGRICULTURAL AND CIVIC ORGANIZATIONS; AND THE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL BE FROM MANUFACTURING AND FROM PROFESSIONAL FIELDS NOT OTHERWISE SPECIFIED. NO MEMBER OF THE LEGISLATURE MAY BE APPOINTED TO OR SERVE ON THE BOARD. IN ADDITION TO THE MEMBERS ABOVE PROVIDED FOR, THE CHAIRMAN OF THE TAX COMMISSION AND THE DIRECTOR OF STATE FINANCE SHALL SERVE AS EX OFFICIO NONVOTING MEMBERS OF SAID BOARD. THE CHAIRMAN OF SAID BOARD SHALL BE DESIGNATED BY THE GOVERNOR. Members of the Legislature shall receive SUCH COMPENSATION AS SHALL BE FIXED BY THE BOARD ON LEGISLATIVE COMPENSATION. SAID BOARD SHALL EACH TWO YEARS REVIEW THE COMPENSATION PAID TO THE MEMBERS OF THE LEGISLATURE AND SHALL BE EMPOWERED TO CHANGE SUCH COMPENSATION; SUCH CHANGE TO BECOME EFFECTIVE ON THE FIFTEENTH DAY FOLLOWING THE SUCCEEDING GENERAL ELECTION. THE MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION, BUT SHALL BE ENTITLED TO RECEIVE NECESSARY TRAVEL AND SUBSISTENCE EXPENSE AS

PROVIDED BY LAW FOR OTHER STATE OFFICERS. *【Monthly salaries of One Hundred Dollars (\$100.00) for their services during their term of office regardless of when their term commences or expires except, that in lieu thereof, they shall receive fifteen dollars (\$15.00) per diem for not to exceed seventy five (75) legislative days for their services during the regular or special session of the Legislature and ten cents per mile for every mile of necessary travel in going to and returning from the place of meeting of the Legislature, on the most usual route, and shall receive no other compensation.】*

SECTION 2. The ballot title for the proposed Constitutional Amendment set forth in Section 1 of this Resolution 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 of Section 21 of Article V of the Oklahoma Constitution, requiring the Legislature to enact laws to prohibit members of the Legislature from engaging in activities or having interests which conflict with the proper discharge of their duties and responsibilities; Creating the Board on Legislative Compensation; Providing for appointment, qualifications, terms, duties, authority and expenses thereof; Providing legislators shall not be eligible to serve on said Board, and authorizing said Board to reduce or fix compensation for members of the Legislature

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, pre-

pare 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 of Oklahoma on the date of the next ensuing special election, occurring after May 1, 1968, 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 the passage of Resolution, the roll call was as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Ham, Hamilton, Hargrave, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Young.—33.

Nay: Baldwin, Grantham, Graves, Keels, Williams.—5.

Excused: Atkinson, Boecher, Findeiss, Holden, Nichols, Porter, Selman, Stansberry, Taliaferro, Terrill.—10.

The Resolution was declared passed.

The question being, "Shall **HJR 557**, by Ford of the House and Gee 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 of Section 21 of Article V of the Oklahoma Constitution; prescribing legislative enactment of laws prohibiting legislators from engaging in conflicts of interests; creating the Board on Legislative Compensation; providing for appointment, qualifications, terms, duties, authority and compensation of members thereof; 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 of Oklahoma on the date of the next ensuing special election, occurring after May 1, 1968, 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, occurring after May 1, 1968, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—37.

Nay: Baldwin, Graves.—2.

Excused: Boecher, Findeiss, Holden, Nichols, Porter, Selman, Stansberry, Taliaferro, Terrill.—9.

The President, 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 557, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Baldwin moved that the Senate refuse to adopt the **CCR** on **HB 1127**, and request a further conference, said Bill to be re-referred to the General Conference Committee on Appropriations which motion was declared adopted.

Senator Porter asked to be shown present, which was the order.

Upon motion of Senator Massey, the Conference Committee Report on **HB 1165** was declared adopted.

HB 1165, 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: Atkinson, Baggett, Baldwin, Berrong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Berry, Birdsong, Boecher, Findeiss, Gee, Nichols, Selman, Stansberry, Taliaferro.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Berry, Birdsong, Boecher, Findeiss, Gee, Nichols, Selman, Stansberry, Taliaferro.—9.

The emergency was declared passed.

HB 1165, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Findeiss asked to be shown present, which was the order.

Upon motion of Senator Smith, the Conference Committee Report on **HB 1002** was declared adopted.

Senators Bradley, McGraw and Short asked to be made coauthors of **HB 1002**, which was the order.

Senator Hamilton presiding.

HB 1002, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Taliaferro, Williams, Young.—37.

Nay: Ham, Horn, Keels, Massad, Porter, Stipe.—6.

Excused: Boecher, Nichols, Selman, Stansberry, Terrill.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Taliaferro, Williams, Young.—37.

Nay: Ham, Horn, Keels, Massad, Porter, Stipe.—6.

Excused: Boecher, Nichols, Selman, Stansberry, Terrill.—5.

The emergency was declared passed.

HB 1002, together with Conference Committee Report thereon, was ordered returned to Honorable House.

RESOLUTION

By unanimous consent, **SR 112** by Berrong and McSpadden was introduced.

Senator Berrong asked unanimous consent, which was granted, that all other members of the Senate be added as coauthors of the Resolution.

SR 112, as coauthored, was read at length as follows, adopted upon motion of

Senator Berrong, and ordered referred for enrollment:

SR 112—By McSpadden, Berrong, Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A Resolution recognizing the superb qualities of the Appaloosa Horse; welcoming owners, breeders and fanciers of Appaloosa Horses to Oklahoma City for the 21st National Appaloosa Horse Show; and directing distribution.

WHEREAS, the 21st National Appaloosa Horse Show will be held in Oklahoma City from June 19 through June 23, 1968; and

WHEREAS, the people of Oklahoma have a native love for and appreciation of fine horses; and

WHEREAS, horses such as the Appaloosa were of great importance to the development of our nation and are a part of our national history; and

WHEREAS, the Appaloosas proved their superb abilities dramatically in the Nez Perce War in which families with their possessions, their young and their sick, managed to out-ride five armies over 1,500 miles of the toughest terrain in the continent before being captured; and

WHEREAS, the success of the Appaloosa has been due to its disposition, easy-keeping, tough hoofs, phenomenal endurance and intelligence; and

WHEREAS, the Appaloosa is the most colorful breed of horses, their coat patterns being like snowflakes in that each is individual; and

WHEREAS, an estimated 1,000 of the finest Appaloosas in the Nation will be gathered in Oklahoma City to decide the National Champion for 1968; and

WHEREAS, for the first time the National Show spotlight will be on youth and their horses in a special day of competition on June 19, and

WHEREAS, the show will be sponsored by the Appaloosa Horse Club, Inc., of Moscow, Idaho; the Oklahoma Appaloosa Horse Club; and the Oklahoma City Chamber of Commerce.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the superb qualities of the Appaloosa horse be and they are hereby recognized and applauded, and the owners, breeders and fanciers of Appaloosa horses are hereby welcomed to Oklahoma City, Oklahoma for the 21st National Appaloosa Horse Show to be held June 19 through June 23, 1968.

SECTION 2. That duly authenticated copies of this Resolution be distributed to L. W. "Bill" Moore, President, Appaloosa Horse Club, Inc., Box 44, Hansen, Idaho; Ray Walker, President, Oklahoma Appaloosa Horse Club, Tipton, Oklahoma; and to Stanton Young, President, Oklahoma City Chamber of Commerce.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on SB 529 was declared adopted.

SB 529, 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Miller, Nichols, Porter, Selman, Stansberry.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Miller, Nichols, Porter, Selman, Stansberry.—7.

The emergency was declared passed.

SB 529, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **SB 525** was declared adopted.

SB 525, 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: Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Baggett, Boecher, Nichols, Selman, Stansberry.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Fer-

rell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Baggett, Boecher, Nichols, Selman, Stansberry.—6.

The emergency was declared passed.

SB 525, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1027** was declared adopted.

HB 1027, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—39.

Excused: Baggett, Boecher, Graves, Miller, Nichols, Selman, Stansberry, Stipe, Taliaferro.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—39.

Excused: Baggett, Boecher, Graves,

Miller, Nichols, Selman, Stansberry, Stipe, Taliaferro.—9.

The emergency was declared passed.

HB 1027, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1091** was declared adopted.

HB 1091, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, McGraw, Nichols, Selman, Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, McGraw, Nichols, Selman, Stansberry.—5.

The emergency was declared passed.

HB 1091, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the

Conference Committee Report on **HB 1093** was declared adopted.

HB 1093, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Payne, Porter, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Berrong, Boecher, Grantham, McClendon, Massey, Nichols, Selman, Smalley, Stansberry.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Payne, Porter, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Berrong, Boecher, Grantham, McClendon, Massey, Nichols, Selman, Smalley, Stansberry.—9.

The emergency was declared passed.

HB 1093, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 581 and **SCR 84** each correctly enrolled.

Enrolled **SB 581** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 84 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HB 1127, and referring said Bill back to the General Conference Committee on Appropriations.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 540, 1071, 1079, 1129, 1131, 1132, 1133, 1134, 1135, 1161, 1212, 1238, and 1318.

The above numbered Enrolled Bills, were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 594.

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

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 481, 543, 547, 558, 656, 706 and 736.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 85.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SJR 71.

The above numbered Resolution was referred for enrollment.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the

Conference Committee Report on HB 1130 was declared adopted.

HB 1130, 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Berrong, Boecher, Bradley, Howard, McClendon, Nichols, Porter, Selman, Stansberry.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Berrong, Boecher, Bradley, Howard, McClendon, Nichols, Porter, Selman, Stansberry.—9.

The emergency was declared passed.

HB 1130, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on HB 1288 was declared adopted.

HB 1288, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, Nichols, Porter, Selman, Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Boecher, Nichols, Porter, Selman, Stansberry.—5.

The emergency was declared passed.

HB 1288, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1290** was declared adopted.

HB 1290, 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Short, Smalley, Smith, Stipe,

Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Bradley, Nichols, Payne, Porter, Selman, Stansberry.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Bradley, Nichols, Payne, Porter, Selman, Stansberry.—8.

The emergency was declared passed.

HB 1290, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Gee moved that the 2d Conference Committee Report on **SB 556** be adopted.

Senator Massad, as a substitute, moved that the Senate refuse to adopt the 2d Conference Committee Report on **SB 556**, which motion was tabled upon motion of Senator Gee.

The vote occurring upon the Gee motion, it was declared adopted.

President Nigh presiding.

SB 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: Baggett, Birdsong, Breckinridge, Findeiss, Garrett, Garrison, Gee, Hargrave, Howard, Luton, McGraw, McSpadden, Martin, Miller, Payne, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—22.

Nay: Baldwin, Berrong, Berry, Bradley, Dacus, Ferrell, Field, Grantham, Graves,

Ham, Hamilton, Holden, Horn, Keels, McClendon, Massad, Murphy, Short, Terrill.—19.

Excused: Atkinson, Boecher, Massey, Nichols, Selman, Stansberry, Taliaferro.—7.

The Bill as amended in Conference, was declared failed of passage.

Senator Gee moved that the Conference Committee Report on **HB 1208** be adopted.

Senator Short, as a substitute, moved that the Senate reject the **CCR** on **HB 1208** and instruct Senate Conferees to adopt amendments setting the salary of the Administrative Director at \$14,500.00 and the salary of an administrative secretary at \$6,000.00, which motion was tabled upon motion of Senator Gee upon a roll call as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Breckinridge, Garrett, Gee, Grantham, Holden, Howard, Luton, McSpadden, Massad, Miller, Murphy, Smith, Stipe, Terrill, Young.—19.

Nay: Baldwin, Berrong, Bradley, Dacus, Ferrell, Field, Findeiss, Ham, Hamilton, Hargrave, Horn, Keels, McClendon, McGraw, Martin, Romang, Short, Williams.—18.

Excused: Boecher, Garrison, Graves, Massey, Nichols, Payne, Porter, Selman, Smalley, Stansberry, Taliaferro.—11.

The vote occurring upon the Gee motion, it was declared adopted.

HB 1208, 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: Atkinson, Baggett, Berry, Birdsong, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Smith, Stipe, Terrill, Young.—27.

Nay: Baldwin, Berrong, Bradley, Da-

cus, Ferrell, Field, Ham, Hamilton, Horn, Keels, McClendon, Short, Williams.—13.

Excused: Boecher, Nichols, Payne, Porter, Selman, Smalley, Stansberry, Taliaferro.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Bradley, Breckinridge, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Berrong, Dacus, Ferrell, Field, Ham, Hamilton, Keels.—7.

Excused: Boecher, Nichols, Payne, Porter, Selman, Smalley, Stansberry, Taliaferro.—8.

The emergency was declared passed.

HB 1208, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 510, 583 and 729 each correctly enrolled.

Enrolled **SBs 510, 583 and 729** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 83**—Coauthored by Derryberry.

The above numbered Resolution was referred for enrollment.

President Pro Tempore McSpadden moved that the Senate stand recessed until 2:15 p.m., which motion was declared adopted.

*

At 2:15 p.m., the Senate reassembled

with President Pro Tempore McSpadden presiding.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 518, as amended.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 77.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 510, 581, 583, and 729.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 84.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

HB 1357 by Employment Committee was taken up for further consideration.

Upon motion of Senator Smith, HB 1357 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1357 was placed upon third reading and final passage.

THIRD READING

HB 1357 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams.—34.

Excused: Berrong, Boecher, Bradley, Ferrell, Holden, Horn, Howard, McClendon, McGraw, Nichols, Selman, Smalley, Stansberry, Young.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—35.

Excused: Berrong, Boecher, Bradley, Ferrell, Holden, Horn, Howard, McClendon, McGraw, Nichols, Selman, Stansberry, Young.—13.

The emergency was declared passed.

HB 1357 was properly signed and ordered returned to Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Massad, the Conference Committee Report on HB 1323 was declared adopted.

HB 1323, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smith, Stipe, Terrill, Williams.—34.

Excused: Baggett, Boecher, Ferrell, Garrison, Holden, McClendon, McGraw, Nichols, Porter, Selman, Smalley, Stansberry, Taliaferro, Young.—14.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smith, Stipe, Terrill, Williams.—34.

Excused: Baggett, Boecher, Ferrell, Garrison, Holden, McClendon, McGraw, Nichols, Porter, Selman, Smalley, Stansberry, Taliaferro, Young.—14.

The emergency was declared passed.

HB 1323, together with Conference Committee Report thereon, was ordered returned to Honorable House.

GENERAL ORDER

HB 1021 by Abbott, et al, of the House and Murphy, Smalley, Ham, Williams, Baggett and Breckinridge of the Senate was taken up for further consideration.

Senator Gee moved to amend **HB 1021** by substituting therefor the following:

HB 1021—By Thornhill and Abbott of the House and Murphy of the Senate.

An Act relating to public finance; amending 62 O. S. 1961, § 310.1, as amended by Section 1, Chapter 348, O. S. L. 1967, (62 O. S. Supp, 1967, § 310.1); providing for submission of purchase orders and contracts by county, school district, and municipal officers; providing for appointment of employee to authorize purchases under certain amounts; making certain purchases exempt from Act; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 62 O. S. 1961, § 310.1, as amended by Section 1, Chapter 348, O. S. L. 1967 (62 O. S. Supp. 1967, § 310.1) is amended to read as follows:

§ 310.1. County, school district, municipal officers, and Boards of County Commissioners having authority to purchase or contract against all budget appropriation accounts as departmentalized and appro-

priated by the County Excise Board shall submit all purchase orders and contracts in quadruplicate at the time such indebtedness is incurred, to the officer charged with keeping the appropriation and expenditure records of the county or municipality OR THE SUPERINTENDENT OF SCHOOLS IN THE CASE OF A SCHOOL DISTRICT, who shall, if there be an unencumbered balance in the appropriation made for that purpose by the Excise Board so certify in the following form: I _____ Clerk of _____ Municipality (OR SUPERINTENDENT OF SCHOOLS) do hereby certify that I have entered the amount of this encumbrance against appropriation Account Number _____ for _____ and after charging

Account Title

this encumbrance in the amount of \$----- there is an unencumbered balance in said appropriation account of \$----- Dated this _____ day of _____, 19----

Clerk or Encumbering Officer (OR SUPERINTENDENT OF SCHOOLS) Provided in instances where it is impossible to ascertain the exact amount of indebtedness sought to be incurred at the time of recording the encumbrance, an estimated amount may be used and the encumbrance made in like manner as set forth above. Provided no purchase order or contract shall be valid unless signed and approved by the purchasing officer and certified as above set forth by the officer charged with keeping the appropriation and expenditure records of the municipality[.] OR SUPERINTENDENT OF SCHOOLS. The original and copy of the purchase order after proper certification shall be given to the vendor, the original to support the filing of a claim. The triplicate shall be filed by the certifying officer OR SUPERINTENDENT OF SCHOOLS and the quadruplicate copy shall be retained by the purchasing officer.

Provided further, that officers and gov-

erning boards having authority to purchase or contract against appropriation accounts may, without compliance with the provisions of this Act, issue or authorize the issuance of authority orders for emergency purchases but the amount of such purchases outstanding at any time shall not exceed a total of Two Hundred Dollars (\$200.00).

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval," which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1021**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1021**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1021 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Baggett, Boecher, Dacus, Ferrell, Holden, McClendon, McGraw, Massey, Nichols, Porter, Selman, Stansberry, Stipe, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Har-

grave, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Baggett, Boecher, Dacus, Ferrell, Holden, McClendon, McGraw, Massey, Nichols, Porter, Selman, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

HB 1021, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 71, **SCR 88** and **SR 111** each correctly enrolled.

Enrolled **SJR 71** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the Signature of the Speaker.

Enrolled **SCR 88** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 111** was properly signed and ordered transmitted to the Secretary of State.

Senator Nichols asked to be shown present, which was the order.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following committee members pursuant to **SR 109**: Selman, Horn, Holden, Stansberry, Atkinson and Howard.

PENDING CONSIDERATION OF CCR

The Conference Committee Report on **HB 980** was taken up for consideration.

Senators Bradley and Hargrave asked to be made coauthors of **HB 980** as amended in Conference, which was the order.

Senator Luton moved that the Conference Committee Report on **HB 980** be adopted.

Senator Hamilton, as a substitute, moved that **HB 980** be recommitted to the

Conference Committee to be instructed to remove the language allowing a member or employee of the Committee or Commission to hold any hearings or render any decisions, which motion was tabled upon motion of Senator Luton upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Smith.—27.

Nay: Boecher, Dacus, Hamilton, Horn, Martin, Massad, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—16.

Excused: Baggett, Ham, McClendon, Selman, Stansberry.—5.

Senator Hamilton moved that **HB 980**, as amended in Conference, be stricken from the Calendar, which motion was tabled upon motion of Senator Howard.

The vote occurring upon the Luton motion, it was declared adopted.

HB 980, 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: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Williams.—32.

Nay: Boecher, Dacus, Hamilton, Horn, Massad, Porter, Smalley, Stipe, Taliaferro, Terrill, Young.—11.

Excused: Baggett, Ham, McClendon, Selman, Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Williams.—33.

Nay: Boecher, Dacus, Hamilton, Massad, Porter, Smalley, Stipe, Taliaferro, Terrill, Young.—10.

Excused: Baggett, Ham, McClendon, Selman, Stansberry.—5.

The emergency was declared passed.

HB 980, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 592, 1027, 1290, 1357** and **HJR 557**.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Returning following Bills and/or Resolution, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 318**—Coauthored by McCune, **SB 665** and **SJR 52**.

The above numbered Bills and Resolution as amended in Conference were referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 71**.

The above numbered Enrolled Resolution was referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCR 88**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 518, 1002, 1091, 1093, 1130, 1162, 1165 and 1208.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE 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 1186, 1213, 1228, 1269—Coauthored by Mountford and 1342.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1186 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1186, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO THE JUDICIARY; PROVIDING FOR THE NUMBER OF ASSOCIATE DISTRICT JUDGES TO BE ELECTED OR APPOINTED IN THE SEVERAL COUNTIES 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 recommendation that the following Conference Committee Substitute be adopted:

CCS for HB 1186—By Cate, McCune, Hill, Bamberger, Spearman and Sparkman.

An Act relating to the judiciary; pro-

viding for the number of Associate District Judges to be elected or appointed in the several counties of the state; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The number of associate district judges that shall be elected or appointed from each county shall be as follows:

1. Six (6) each from Oklahoma County and Tulsa County.
2. One (1) each from every other county.

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.

FOR THE SENATE: Gee, Smith.

FOR THE HOUSE: Cate, Spearman, McCune.

The following CCR on HB 1213 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1213, and Engrossed Senate Amendments thereto, by Clemons entitled:

AN ACT RELATING TO SCHOOLS; AMENDING 70 O. S. 1961, § 6-3, * * * PROVIDING FOR SICK LEAVE AND * * * 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:

1. Strike the title and insert the following title:

AN ACT RELATING TO SCHOOLS; AMENDING 70 O. S. 1961, § 6-3, AS AMENDED BY SECTION 1, CHAPTER 274, O. S. L. 1965 (70 O. S. SUPP. 1967

§ 6-3): PROVIDING FOR SICK LEAVE AND OTHER LEAVE FOR TEACHERS; PROVIDING FOR HOSPITAL AND MEDICAL BENEFITS; AND DECLARING AN EMERGENCY.

2. Line 11. Section 1 (a) Page 2: Strike "EMERGENCY LEAVE" and insert the following: "Serious illness, death in immediate family or other similar extreme circumstances."

FOR THE SENATE: Hamilton, McClen-
don, Miller.

FOR THE HOUSE: Clemons, Odom
(Martin), Abbott.

The following CCR on HB 1228 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1228, and Engrossed Senate Amendments thereto, by Camp of the House and Short of the Senate entitled:

AN ACT RELATING TO CORPORATIONS; AMENDING 18 O.S. 1961, § 1.198a; PROVIDING FOR SUSPENSION, REVOCATION OR CANCELLATION OF CORPORATE CHARTER UPON FAILURE OF CORPORATION TO PAY FRANCHISE TAX; PROVIDING THAT SUSPENSION BE DEEMED TO CONSTITUTE THE INSTITUTION OF PROCEEDINGS FOR VOLUNTARY DISSOLUTION; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following committee substitute be adopted:

CCS for HB 1228—By Camp.

An Act relating to corporations; amending 18 O.S. 1961 § 1.198a; providing for suspension, revocation or cancellation of corporate charter upon failure of corporation to pay franchise tax; providing that

the Secretary of State record certain orders of the Oklahoma Tax Commission suspending, revoking, cancelling or reinstating corporate charters; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 18 O.S. 1961, § 1.198a, is amended to read as follows:

§ 1.198a. Whenever the Secretary of State receives from the Oklahoma Tax Commission any order suspending or forfeiting the charter of or the right of any corporation to do business in this State, as provided in Section [13 of House Bill No. 55 of the Twenty-second Legislature] 1212 of Title 68, IT SHALL BE THE DUTY OF SAID SECRETARY OF STATE TO ENTER SUCH ORDER OF SUSPENSION, REVOCATION OR CANCELLATION OF THE CHARTER OF OR RIGHT OF ANY CORPORATION TO DO BUSINESS IN THIS STATE UPON THE CORPORATE RECORDS OF HIS OFFICE. UPON THE FILING OF SATISFACTORY PROOF THAT THE OKLAHOMA TAX COMMISSION HAS, AS PROVIDED IN THE OKLAHOMA FRANCHISE TAX CODE, REINSTATED THE CHARTER OR RIGHT OF THE CORPORATION TO DO BUSINESS IN THIS STATE, IT SHALL BE THE DUTY OF THE SECRETARY OF STATE TO ENTER SUCH REINSTATEMENT UPON THE CORPORATE RECORDS 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.

FOR THE SENATE: Short, Baggett,
Smalley.

FOR THE HOUSE: Camp, Sandlin, Al-
lard.

The following CCR on HB 1269 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1269, entitled:

AN ACT RELATING TO THE OKLAHOMA ADJUTANT GENERAL; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the recommendation that the following Conference Committee Substitute as coauthored by Mountford be adopted:

CCS for HB 1269—By Cox and Spearman.

An Act relating to various State agencies, department, and institutions and making appropriations thereto; stating the purpose for which the appropriations are made; expressing legislative intent; making provisions of the Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. APPROPRIATIONS. There is hereby appropriated from the funds indicated to the agencies listed, the following amounts or so much thereof as may be necessary for the purpose indicated:

THE OFFICE OF THE
ADJUTANT GENERAL.

For the construction of Armories in order of priority as recorded in Capital Outlay Request for the fiscal year 1969.

From any monies in the Public Building Fund for the fiscal year ending June 30, 1969 . . . \$130,000.00.

STATE BOARD OF PUBLIC AFFAIRS.

For rewiring of Capitol Building.

From any monies in the Public Building Fund for the fiscal year ending June 30, 1969 . . . \$83,521.07.

From any monies in the Income Tax Adjustment Fund . . . \$16,478.93.

STATE BOARD OF REGENTS
FOR HIGHER EDUCATION.

It is the intent of the Legislature that the funds hereby appropriated shall be allocated for the purchase of land to expand the campus of Northeastern Oklahoma Agriculture and Mechanical College in the City of Miami, Oklahoma.

From any monies in the Income Tax Adjustment Fund . . . \$100,000.00.

STATE DEPARTMENT OF
AGRICULTURE.

For the construction and equipping of an Agricultural Laboratory Annex.

From any monies in the Income Tax Adjustment Fund . . . \$164,682.00.

STATE BOARD OF REGENTS FOR
HIGHER EDUCATION.

It is the intention of the Legislature that funds hereby appropriated shall be allocated for the construction and repair of student quarters located at the University of Oklahoma Biological Station in Marshall County, Oklahoma.

From any monies in the Income Tax Adjustment Fund . . . \$20,000.00.

SECTION 2. 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 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.

HOUSE CONFEREES: Willis (Chairman), Thornhill, Odom (Martin), Green-

haw, Hutchins (Walter), Sanguin, Skeith, Smith (Norman), Spearman.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Massey, Romang, Smith, Taliaferro, Young.

The following CCR on HB 1342 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1342, entitled:

AN ACT RELATING TO THE OKLAHOMA STATE REGENTS; AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the recommendation that the following Conference Committee Substitute be adopted:

CCS for HB 1342—By Cate and Rushing.

An Act relating to The Oklahoma Public Employees Retirement Fund; making an appropriation thereto; stating purpose; making the appropriation nonfiscal; making provisions of 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 Oklahoma Public Employees Retirement Fund from any monies in the State of Oklahoma Building Bonds of 1968 Reserve Fund created by House Bill 1032, Second Session of the Thirty-first Legislature, the sum of One Million Four Hundred Seventy-three Thousand Seven Hundred Ninety-four Dollars (\$1,473,794.00), for the fiscal year ending June 30, 1968.

SECTION 2. The funds appropriated in Section 1 of this Act may be expended pursuant to the provisions of the Oklahoma Public Employees Retirement System Act, Sections 1-28, inclusive, Chapter

50, O. S. L. 1963, as amended (74 O. S. Supp. 1967, § 901-928, Inclusive).

SECTION 3. 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 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.

HOUSE CONFEREES: Willis (Chairman), Abbott, Greenhaw, Hesser, Hutchins (Walter), Miskelly, Sanguin, Skeith and Spearman.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham, Martin, Smalley, Taliaferro and Young.

MESSAGE FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Second Conference Committee Report thereon, advising adoption of Second Conference Committee Report and passage of Measure as amended: Engrossed HB 1127.

2d CONFERENCE COMMITTEE REPORT

The following Second CCR on HB 1127 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1127, entitled:

AN ACT RELATING TO PUBLIC SCHOOLS AND THE STATE BOARD OF EDUCATION AND MAKING,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the recommendation that the following 2nd Conference Committee Substitute be adopted:

2nd CCS for HB 1127—By Willis and Miskelly of the House and Baldwin and Miller of the Senate.

An Act relating to public schools and the State Board of Education and making an appropriation thereto; limiting the amount of funds that may be used for administration; providing for appointment and compensation of employees; providing for Interstate Compact Commission and the Oklahoma Education Council; providing for special education; providing for adjustments in limitations; providing lapse date; 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 to the State Board of Education from any monies in the State Treasury to the credit of the funds herein indicated the following amounts, or that portion thereof which may be necessary for the support and maintenance of public schools in the State of Oklahoma for the fiscal year ending June 30, 1969.

Fiscal Year Ending
June 30, 1969

Emergency Appropriation

Fund for the fiscal year

ending June 30, 1967-----\$ 3,617,275.06

General Revenue Fund

for the fiscal year ending

June 30, 1969 ----- 79,967,574.94

Total ----- \$83,584,850.00

The funds herein appropriated are to be apportioned and disbursed by the State Board of Education pursuant to the terms

of Title 70, Chapter A, Article 18, Oklahoma Statutes 1961, Oklahoma School Code, as amended, provided that a Local Governing Board of Education may adopt a resolution to the Excise Board of the respective county stating that the State Assistance Educational Funds as provided by this Act shall not be commingled with said District General Fund revenues.

SECTION 2. Not to exceed the sum of Two Hundred Eighty-Two Thousand Dollars (\$282,000.00) of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education to be allotted to those school districts where the Incentive Aid provided in House Bill No. 1124 of the Second Session of the Thirty-first Legislature will not provide a minimum raise of Five Hundred Dollars (\$500.00) per year for each teacher on which State Aid is calculated. The State Board of Education is hereby authorized to make an adjustment in Foundation Aid to provide for such deficit.

SECTION 3. Not to exceed the sum of Three Hundred Thirty Five Thousand Dollars (\$335,000.00) of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education during the fiscal year ending June 30, 1969, to defray all expenses of administration.

SECTION 4. Not to exceed the sum of Twenty Thousand Dollars (\$20,000.00) of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education during the fiscal year ending June 30, 1969, for the Interstate Educational Compact Commission and for the Oklahoma Education Council.

SECTION 5. Not to exceed the sum of Two Hundred Thousand Dollars (\$200,000.00) of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education during the fiscal year ending June 30, 1969, for the education of exceptional children to help defray the cost of each program so approved by the State Board of Education for the current year.

SECTION 6. Amend O. S. 70-18-9A, paragraph (a) as follows: SECTION 245. ADJUSTMENTS AND LIMITATIONS; (a) The State Board of Education is authorized to adjust the Foundation Program Aid *[and the Incentive Aid]* for any district on the average daily attendance for a number of consecutive months equal to one-half ($\frac{1}{2}$) of the current year for districts in which there has been an increase in average daily attendance over the preceding year if such increased attendance would result in Two Thousand Five Hundred Dollars (\$2,500.00) of additional State Aid.

SECTION 7. 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 the terms of Title 70, Chapter A, Oklahoma Statutes 1961, as amended, in connection with the support and maintenance of public schools, and shall incur other necessary expenses payable from the appropriation made by Section 1 of this Act.

SECTION 8. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the proper fund for the then current year.

SECTION 9. Not to exceed the sum of Twenty-Five Thousand Dollars of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education for allocation to the Legislative Council for the purpose of doing in depth study of the Oklahoma Teachers' Retirement system as set forth by Enrolled Senate Concurrent Resolution No. 75 of the second session of the Thirty-first Session of the Oklahoma Legislature.

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 the 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.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Hopkins, Miskelly, Odom (V. H.), Sanguin, Skeith, Smith (Norman).

SENATE CONFEREES: Baldwin (Chairman), Baggett, Grantham, Horn, Martin, Romang, Smalley, Young.

RESOLUTIONS

By unanimous consent, **SR 113** by Berrong was introduced, read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 113—By Berrong.

A Resolution requesting the Executive Committee of the State Legislative Council to refer to the appropriate standing committee for study during the 1968 legislative interim, the subject of state fiscal affairs and the necessity and feasibility of establishing a commission on appropriations and budgetary studies; and directing submission of a report of findings and recommendations.

WHEREAS, the expense of operating State Government is of great concern to the people and to the members of the legislature; and

WHEREAS, a study should be made on the necessity and feasibility of establishing a Commission on Appropriations and Budgetary Studies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council be, and is hereby requested to refer to the appropriate standing committee for study by a special subcommittee thereof, during the 1968 legislative interim, the subject of the necessity and feasibility of establishing a Commission on Appropriations and Budgetary Studies.

SECTION 2. That the committee of reference be, and is hereby directed to submit its report of findings and recommendations to the Senate of the First Session of the Thirty-second Oklahoma Legislature.

By unanimous consent, **SR 114** by Hamilton was introduced and considered.

Senator Gee asked that he be made first coauthor, and that all other members of the Senate be added as coauthors of **SR 114**, which was the order.

SR 114, as coauthored, was read at length as follows, adopted upon motion of Senator Hamilton, and ordered referred for enrollment:

SR 114—By Hamilton, Gee, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Lutton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A Senate Resolution commending the Honorable Anthony M. Massad for his unlimited legislative ability; noting his decision not to be a candidate for re-election; expressing gratitude to him for the many services that he has rendered; and directing distribution.

WHEREAS, Senator Anthony M. Massad has announced his intentions not to be a candidate for re-election; and

WHEREAS, Senator Massad has served the people of his district and the entire State with honor and distinction, and his

many legislative accomplishments are matters of record; and

WHEREAS, his untiring efforts and leadership in the legislative halls and his devotion to duty in the study and planning during interim periods for legislation to be presented during the legislature have resulted in many accomplishments; and

WHEREAS, his inherent sense of fairness, coupled with a quality of unoffending firmness in carrying out decisions which are fair and just, is well recognized among his colleagues; and

WHEREAS, his presence in this Legislative Body will be missed.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That the State Senate of the Second Session of the Thirty-first Oklahoma Legislature does hereby commend the Honorable Anthony M. Massad for his unlimited legislative ability, and does hereby express gratitude to him for the many services that he has rendered this Legislative Body, the people of his district and the people of the entire State of Oklahoma.

SECTION 2. That a duly authenticated copy of this Resolution be prepared and presented to the Honorable Senator Anthony M. Massad.

MESSAGE 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 1018** and **1286**.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **HB 1018** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to

whom was referred ENGROSSED HOUSE BILL NO. 1018, and Engrossed Senate Amendments thereto, by Boren, entitled:

AN ACT RELATING TO REVENUE AND TAXATION; AMENDING SECTIONS 24311, 24312, 24313, 24314, 24315, AND 24316 OF SECTION 2, CHAPTER 501, O. S. L. 1965 (68 O. S. SUPP. 1967, § § 24311, 24312, 24313, 24314, 24315 AND 24316); PROVIDING FOR SALE OF REAL PROPERTY FOR DELINQUENT TAXES AND SPECIAL ASSESSMENTS; PROVIDING FOR NOTICE OF SALE; PROVIDING FOR TIME AND PLACE OF SALE; PROVIDING FOR RETURN OF SALE; PROVIDING FOR RECORDS; PROVIDING FOR TAX CERTIFICATES; PRESCRIBING FEES; 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 following conference committee substitute be adopted, and that the Senate recede from Amendments No. 1 and No. 2.

CS for HB 1018—By Boren.

An Act relating to revenue and taxation; amending Sections 24311, 24312, 24313, 24314, 24315 and 24316 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § § 24311, 24312, 24313, 24314, 24315 and 24316); providing for sale of real property for delinquent taxes and special assessments; providing for notice of sale; providing for time and place of sale; providing for return of sale; providing for records; providing for tax certificates; prescribing fees; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 24311 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 24311), is amended to read as follows:

§ 24311. The county treasurer shall in all cases where taxes are a lien upon real property and are unpaid on the first day

of April of any year proceed, as hereinafter provided, to advertise and sell **[to the county]** such real estate for such taxes, special assessments and costs, and shall not be bound before so doing to proceed to collect by sale all personal taxes on personal property which are by this Code made a lien on realty, but shall include such personal tax with that due on the realty, and shall sell the realty for all of said taxes and special assessments.

SECTION 2. Section 24312 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 24312), is amended to read as follows:

§ 24312. The county treasurer shall give notice of the sale of real property for delinquent taxes and special assessments, by publication thereof once a week for three (3) consecutive weeks prior to the third Friday in October preceding the sale, in some newspaper in the county, to be designated by the county treasurer. Such notice shall contain a notification that all lands on which the taxes are delinquent and remain due and unpaid will be sold **[to the county,]** and of the time and place of the sale, and shall contain a list of the lands to be sold and the amount of taxes due and delinquent. The county treasurer shall charge and collect in addition to the taxes, interest and penalty, the publication fees as provided by Title 28, O. S. 1961, Section 121, or as same may hereafter be amended, which sum shall be paid into the county treasury, and the county shall pay the cost of the publication of such notice. But in no case shall the county be liable for more than the amount charged to the delinquent lands for advertising.

SECTION 3. Section 24313 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 24313), is amended to read as follows:

§ 24313. **[On the first Monday in November in each year, all lands, town lots or other real property included in the notice published as required by the preced-**

ing Section on which any taxes, special assessments, penalty, interest and costs, or any part thereof, remain due and unpaid shall be considered as sold to the county, and the County Treasurer shall, as soon as possible, make note of such sale upon his tax roll in the proper column and enter the same upon his delinquent tax sale record. The county shall thereby acquire a lien upon said land with all the rights, both legal and equitable, that any other purchaser could acquire by reason of a purchase thereof.] ON THE FIRST MONDAY IN NOVEMBER IN EACH YEAR BETWEEN THE HOURS OF 9:00 O'CLOCK A.M. AND 4:00 O'CLOCK P.M. AND FROM DAY TO DAY THEREAFTER, BETWEEN THE SAME HOURS, UNTIL COMPLETED THE TREASURER SHALL OFFER AT PUBLIC SALE AT HIS OFFICE WHERE BY LAW THE TAXES ARE MADE PAYABLE, ALL LANDS, TOWN LOTS OR OTHER REAL PROPERTY WHICH SHALL BE LIABLE FOR TAXES OF ANY DESCRIPTION FOR THE PRECEDING YEAR, OR YEARS, AND WHICH SHALL REMAIN DUE AND UNPAID.

SECTION 4. The person who offers to pay the full amount due on any parcel of land shall be considered to be a successful bidder. In the event that more than one such person shall so appear at the same time the county treasurer shall decide the issue by fair and impartial drawing. The county treasurer is hereby authorized at all tax sales made under the laws of this State, in case there are no other bidders offering the amount due, to bid off all or any real estate offered at said sale for the amount of taxes, penalty, interest and costs due and unpaid thereon, in the name of the county in which the sale takes place, the said county acquiring all the rights both legal and equitable that any other purchaser could acquire by reason of said purchase. Whenever the county treasurer of any county shall bid off any real estate in the name of his

county, he shall note such bid and purchase upon his sale record and show the same in the return of sale.

If any person is desirous of purchasing the interest of the county in said real estate he shall have an absolute right to purchase a certificate by paying to said county treasurer the amount of all the taxes, penalties, interest and costs of sale and transfer, for the year or years so purchased, up to the date of said purchase; and thereupon the said treasurer shall issue, assign and deliver to said purchaser a certificate of purchase to said real estate which assignment and transfer shall convey to the purchaser all the right and interest of said county as fully as if he had been the original purchaser at the tax sale. The county treasurer shall note such assignment on the tax sale record.

SECTION 5. Section 24314 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 24314), is amended to read as follows:

§ 24314. [On or before the last day of November, following the sale of real property, the county treasurer shall file in the office of the county clerk of his county a return of his sale of land, retaining a copy in his office, showing the land sold to the county and the amount of delinquent taxes, special assessments, penalty, interest and cost for which same was sold to the county, and also a copy of the notice of sale, with the certificate of the advertisement verified by affidavits, and such certificate shall be evidence of the regularity of the proceedings,] ON OR BEFORE THE LAST DAY OF NOVEMBER, FOLLOWING THE SALE OF REAL PROPERTY, THE TREASURER SHALL FILE IN THE OFFICE OF THE COUNTY CLERK OF HIS COUNTY A RETURN OF HIS SALE OF LAND, RETAINING A COPY IN HIS OFFICE, SHOWING THE LAND SOLD, THE NAME OF THE PURCHASERS, AND THE SUM PAID BY THEM AND ALSO A COPY OF THE NOTICE OF SALE, WITH THE CERTIFICATE OF THE ADVERTISEMENT VERIFIED BY

AFFIDAVITS, AND SUCH CERTIFICATE SHALL BE EVIDENCE OF THE REGULARITY OF THE PROCEEDINGS.

SECTION 6. Section 24315 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 24315), is amended to read as follows:

§ 24315. The description of real estate in such returns shall be entered in the same numerical order as required in the tax list, and the county treasurer shall keep a delinquent tax sale record upon which he shall enter a list of all lands or town lots sold [to the county,] a description of the same, amount of sale, date of sale, and the amount and date of redemption, by whom redeemed, or to whom deeded, and any person receiving any redemption money shall receipt for the same on said record, and the county treasurer shall mark the date of said redemption thereon, and said record shall be evidence in all courts that the same was sold or redeemed.

SECTION 7. Section 24316 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1967, § 24316), is amended to read as follows:

§ 24316. [Any tract of land sold to the county for taxes by the county treasurer may be purchased by any person offering to pay the taxes, interest, penalty and costs due thereon, and such purchaser shall be entitled to a certificate in writing describing the land so purchased and the sum paid, and the time when the purchaser will be entitled to a deed, which certificate shall be assignable and said assignment must be acknowledged before some officer having power to take acknowledgment of deeds. Such certificate shall be signed by the county treasurer in his official capacity, and shall be presumptive evidence of the regularity of all prior proceedings. The county treasurer shall collect an additional one dollar (\$1.00) for the issuance of the certificate and the acknowledgment thereof. The purchaser shall have a lien on the land for the delinquent taxes and if he subse-

quently pays the taxes levied on the same, whether levied for one year or years, previous or subsequent to such sale, he shall have the same lien for them and may add them to the amount paid by him in the purchase, and the County Treasurer shall make out a tax receipt and duplicate for the taxes on the real estate mentioned in such certificate the same as in other cases, and shall write thereon, "sold for delinquent taxes". Such certificate shall be substantially in the following form.]

[County Treasurer's Certificate of Tax Sale.]

[State of Oklahoma])
) [ss.]
[-----County])

[I, -----, Treasurer of the county of ----- in the State of Oklahoma, do hereby certify that the following described real estate in said county and State, to wit:]

[(describing the same), was on the ----- day of ----- A.D., ----- duly sold by me in the manner provided by law, for the delinquent taxes and special assessments for the year -----, amounting to ----- dollars, same being the total amount due and unpaid, including interest and penalty thereon, and the cost allowed by law to -----, And I further certify that unless redemption is made of the real estate, in the manner provided by law, the said ----- or his assigns will be entitled to a deed therefor on and after the ----- day of ----- A.D., -----, in the manner provided by law and on surrender of this certificate.]

[In witness whereof I have hereunto set my hand this ----- day of ----- A.D., -----]

[-----
County Treasurer]

THE PURCHASER OF ANY TRACT OF LAND SOLD BY THE COUNTY TREASURER FOR TAXES SHALL BE ENTI-

TLED TO A CERTIFICATE IN WRITING DESCRIBING THE LAND SO PURCHASED AND THE SUM PAID, AND THE TIME WHEN THE PURCHASER WILL BE ENTITLED TO A DEED, WHICH CERTIFICATE SHALL BE ASSIGNABLE AND SAID ASSIGNMENT MUST BE ACKNOWLEDGED BEFORE SOME OFFICER HAVING POWER TO TAKE ACKNOWLEDGMENT OF DEEDS. SUCH CERTIFICATE SHALL BE SIGNED BY THE TREASURER IN HIS OFFICIAL CAPACITY, AND SHALL BE PRESUMPTIVE EVIDENCE OF THE REGULARITY OF ALL PRIOR PROCEEDINGS. THE COUNTY TREASURER SHALL COLLECT AN ADDITIONAL ONE DOLLAR (\$1.00) FOR THE ISSUANCE OF A CERTIFICATE AND ACKNOWLEDGMENT THEREOF. THE PURCHASER SHALL HAVE A LIEN ON THE LAND FOR THE DELINQUENT TAXES AND IF HE SUBSEQUENTLY PAYS THE TAXES LEVIED ON THE SAME, WHETHER LEVIED FOR ONE (1) YEAR OR YEARS, PREVIOUS OR SUBSEQUENT TO SUCH SALE, HE SHALL HAVE THE SAME LIEN FOR THEM AND MAY ADD THEM TO THE AMOUNT PAID BY HIM IN THE PURCHASE, AND THE TREASURER SHALL MAKE OUT A TAX RECEIPT AND DUPLICATE FOR THE TAXES ON THE REAL ESTATE MENTIONED IN SUCH CERTIFICATE THE SAME AS IN OTHER CASES, AND SHALL WRITE THEREON, "SOLD FOR TAX AT PUBLIC SALE". SUCH CERTIFICATE SHALL BE SUBSTANTIALLY IN THE FOLLOWING FORM:

COUNTY TREASURER'S CERTIFICATE OF TAX SALE.

STATE OF OKLAHOMA,)
) SS.
----- COUNTY)

I, ----- TREASURER OF
THE COUNTY OF ----- IN
THE STATE OF OKLAHOMA, DO HEREBY CERTIFY THAT THE FOLLOWING DESCRIBED REAL ESTATE IN SAID COUNTY AND STATE, TO-WIT: (DE-

SCRIBING THE SAME), WAS ON THE
----- DAY OF ----- A.D., -----
DULY SOLD BY ME IN THE MANNER PROVIDED BY LAW, FOR THE DELINQUENT TAXES FOR THE YEAR
----- THEREON, AMOUNTING TO
----- DOLLARS, INCLUDING INTEREST AND PENALTY THEREON, AND THE COST ALLOWED BY LAW TO ----- FOR
THE SUM OF ----- DOLLARS, HE BEING THE HIGHEST AND BEST BIDDER FOR THE SAME. AND I FURTHER CERTIFY THAT UNLESS REDEMPTION IS MADE OF THE REAL ESTATE, IN THE MANNER PROVIDED BY LAW, THE SAID ----- OR ASSIGNS WILL BE ENTITLED TO A DEED THEREFOR ON AND AFTER THE ----- DAY OF ----- A.D., ----- ON SURRENDER OF THIS CERTIFICATE. IN WITNESS WHEREOF I HAVE HEREUNTO SET MY HAND THIS ----- DAY OF ----- A.D., -----
----- TREASURER.

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.

FOR THE HOUSE: Boren, Odom (V. H.), Raibourn.

FOR THE SENATE: Nichols, Hargrave, Taliaferro.

The following CCR on HB 1286 was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1286, and Engrossed Senate Amendments thereto, by Camp, McCune, Smith (Vondel), Thompson, Boren, Cate, Patterson (Ruth), Peterson, Goodfellow, Fair, and Sandlin entitled:

AN ACT RELATING TO CIVIL AND

CRIMINAL PROCEDURE; PROVIDING PROTECTION FOR PRIVATE CITIZENS AIDING POLICE OFFICERS OR OTHER OFFICERS OF THE LAW WHILE IN THE PERFORMANCE OF THEIR DUTIES; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following Conference Committee Substitute be adopted:

CCS for HB 1286—By Camp, McCune, Smith (Vondel), Thompson, Boren, Cate, Patterson (Ruth), Peterson, Goodfellow, Fair and Sandlin.

An Act relating to civil and criminal procedure; providing that private citizens aiding officer of the law have same civil and criminal immunity as officer aided; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Private citizens aiding a police officer, or other officers of the law in the performance of their duties as police officers or officers of the law, shall have the same civil and criminal immunity as such officer, as a result of any act or commission for aiding or attempting to aid a police officer or other officer of the law, when such officer is in imminent danger of loss of life or grave bodily injury or when such officer requests such assistance and when such action was taken under emergency conditions and in good faith.

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.

FOR THE SENATE: Short, Ferrell.

FOR THE HOUSE: Fair, Levergood.

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 1062**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1062** was read:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1062 and Engrossed Senate Amendments thereto, by Connor, Hunter, Green and Sparkman of the House and Garrison and Williams of the Senate entitled:

“AN ACT RELATING TO CHILDREN IN STATE INSTITUTIONS; PROVIDING FOR TRANSFER OF CHILDREN IN STATE INSTITUTIONS TO SCHOOL DISTRICTS FURNISHING EDUCATION TO SUCH CHILDREN; DIRECTING CODIFICATION; FIXING EFFECTIVE DATE OF ACT; AND DECLARING AN EMERGENCY,”

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the Conference Committee Substitute be adopted.

That the attached Conference Committee Substitute be adopted:

CCS for HB 1062—By Odom (Martin), Abbott and Connor of the House and Ter- ril, Hamilton and McClendon of the Senate.

An Act relating to schools; amending 70 O. S. 1961, § 17-1, Subsection 2, 4, 5, 6, & 9 of § 17-5, as amended (70 O. S. Supp. 1967, § § 17-5, Subsection 4, 6 & 9), 70 O. S. 1961, § 17-7 as amended (70 O. S. Supp. 1967, § 17-7) and 70 O. S. 1961, § 17-8 as amended (70 O. S. Supp. 1967, § 17-8); defining terms; providing for retirement of teachers; providing for service retirement allowance and disability retirement allowance;

providing for medical examination and restoration to active service; providing for withdrawal prior to retirement; providing for investment of funds and disposition of interest; providing for contributions by teachers and contributions by the state; providing for the creating of contributions to various funds and enumerating and defining such funds; providing certain credits for time spent in military service; fixing effective date; repealing conflicting laws; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 70 O. S. 1961, § 17-1 is amended to read as follows:

§ 17-1. The following words and phrases as used in this Article, unless a different meaning is plainly required by the context, shall have the following meanings:

(1) "Retirement System" shall mean the Teachers' Retirement System of Oklahoma, as defined in Section 2 of this Article.

(2) "Public School" shall mean any school conducted within the State of Oklahoma supported wholly or partly by public funds and operating under the authority and supervision of a legally constituted board or agency having authority and responsibility for any function of public education.

(3) "Teacher" shall mean any teacher, principal, superintendent, county superintendent, supervisor, administrator, custodian, librarian, nurse, college professor, college president, clerk and employee whose salary is paid wholly or in part from public funds. Provided an employee of any state department, board, board of regents or board of trustees, the functions of which are primarily devoted to public education, shall be considered a teacher under the meaning of this Act, at the discretion of the Board of Trustees of the Teachers' Retirement System.

(4) "Employer" shall mean the State

of Oklahoma and any of its designated agents or agencies with responsibility and authority for public education, such as boards of education of dependent and independent school districts, boards of regents, boards of control or any other agency of and within the State by which a person may be employed for service in public education.

(5) "Member" shall mean any teacher or other employee included in the membership of the system as provided in Section 3 of this Article.

(6) "Board of Trustees" shall mean the board provided for in Section 6 of this Article to administer the retirement system.

(7) "Trustees" shall mean the members of the Board of Trustees to administer the trust funds.

(8) "Service" shall mean service as a teacher or other employee in the public school system, or any other service devoted primarily to public education in the State of Oklahoma.

(9) "Prior Service" shall mean service rendered prior to July 1, 1943.

(10) "Membership Service" shall mean service as a teacher defined in Section 1 (3) of this Article.

(11) "Creditable Service" shall mean membership service plus any prior service authorized under section 4 of this Article.

(12) "Annuitant" shall mean any person in receipt of a retirement allowance as provided in this Article.

(13) "Regular Interest" shall mean interest compounded annually at such rate as shall be determined by the Board of Trustees, in accordance with Section 7 (2) of this Article.

(14) "Accumulated Contributions" shall mean the sum of all amounts deducted from the compensation of a member and credited to his individual account in the Teaching Savings Fund, together with regular interest thereon, as provided in Section 8 of this Article.

(15) "Earnable Compensation" shall mean the full rate of the compensation that would be payable to a teacher if he worked the full normal working time.

(16) "Average **[Annual]** PRIOR SERVICE Salary" shall mean the sum of the salaries of the members for the last five (5) complete school years taught prior to July 1, 1943, divided by five (5); provided the average annual salary of a teacher who served in the armed forces of the United States during World War II shall be computed only upon the actual number of complete school years taught during the five (5) years immediately preceding July 1, 1943.

(17) "Annuity" shall mean payments for life derived from the "Accumulated Contributions" of a member. All annuities shall be payable in equal monthly installments.

(18) "Pension" shall mean payments for life derived from money provided by the employer. All pensions shall be payable in equal monthly installments.

(19) "Retirement Allowance" shall **[mean the sum of the "Annuity" and the "Pension"]** BE THE NUMBER OF YEARS OF CREDITABLE SERVICE IN OKLAHOMA MULTIPLIED BY FIVE DOLLARS (\$5.00).

(20) "Retirement" shall mean withdrawal from active service with a retirement allowance or optional benefit in lieu thereof granted under the provisions of this Article.

[(21) "Annuity Reserve shall mean the present value of all payments to be made on account of any annuity or benefit in lieu of any annuity computed upon the basis of such mortality tables as shall be adopted by the Board of Trustees, and regular interest.]

(21) "RETIREMENT BENEFIT FUND" SHALL MEAN THE FUND FROM WHICH ALL RETIREMENT BENEFITS SHALL BE PAID BASED ON SUCH MORTALITY TABLES AS SHALL BE

ADOPTED BY THE BOARD OF TRUSTEES.

[(22) "Pension Reserve" shall mean the present value of all payments to be made on account of any pension or benefit in lieu of any pension computed upon the basis of such mortality tables as shall be adopted by the Board of Trustees, and regular interest.]

[(23)] (22) "Actuary" shall mean a person especially skilled through training and experience in financial calculation respecting the expectancy and duration of life.

[(24)] (23) "Actuarial equivalent" shall mean a benefit of equal value when computed upon the basis of such mortality and other tables as shall be adopted by the Board of Trustees **[, and regular interest.]**

[25] (24) The masculine pronoun whenever used, shall include the feminine.

[(26) "Normal Contribution" represents the contribution of the State necessary to provide an amount equal to the accumulated contributions of the member at time of retirement.]

SECTION 2. 70 O. S. 1961, § 17-5, subsection 2, is hereby amended to read as follows:

§ 17-5. 2. Upon retirement a member shall receive a service retirement allowance for life which shall consist of:

a. An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement; and

[b. A membership pension which shall be equal to the annuity allowance at the time of his retirement; and]

B. A STATE PENSION LESS THE MEMBER'S ANNUITY WHICH WILL EQUAL FIVE DOLLARS (\$5.00) MULTIPLIED BY THE NUMBER OF YEARS OF CREDITABLE SERVICE SUBJECT TO ADJUSTMENT TO THOSE MEMBERS RETIRING BEFORE AGE 62.

c. An annual prior service pension

which shall be equal to eight-tenths of one per centum (.8%) of his average annual salary, as defined in Section 1 (16), multiplied by the number of years of Oklahoma service certified in his prior service certificate, if he has such prior service certificate in full force and effect and retirement occurs at the age sixty-five (65); provided, the maximum number of years of prior service shall not exceed thirty-six (36) and that in computing his average annual salary for prior service the maximum average annual salary shall be Three Thousand Dollars (\$3,000.00) and that the minimum annual prior service pension shall be not less than Twenty-one Dollars (\$21.00) for each year of prior service credit; provided further, such minimum shall apply to prior service pensions for those now on retirement, but shall not be retroactive. In the event of retirement at an age earlier than sixty-five (65), the prior service pensions shall be the actuarial equivalent of the amount determined above; if retirement occurs after age sixty-five (65) the prior service pension shall be the same in amount as though retirement occurred at age sixty-five (65).

SECTION 3. 70 O. S. 1961, § 17-5, subsection 4, as amended, is hereby amended to read as follows:

§ 17-5. 4. Upon retirement for disability, the member shall receive a disability retirement allowance which shall consist of:

a. An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of retirement; and

[b. A membership pension which shall be equal to the membership pension that would have been payable upon service retirement at the age of sixty (60) years had the member continued in service to the age of sixty (60) years without further change in compensation; and]

B. A STATE PENSION LESS THE MEMBER'S ANNUITY WHICH WILL EQUAL FIVE DOLLARS (\$5.00) MULTIPLIED BY THE NUMBER OF YEARS OF CREDITABLE SERVICE.

c. A prior service pension which shall be equal to the prior service pension that would have been payable upon service retirement at age sixty-five (65).

d. A member who at the time of retirement is in the judgment of the Medical Board of the Teachers' Retirement System permanently physically or mentally incapacitated to teach school shall receive a minimum monthly retirement payment for life or until such time as the member may be found to be recovered to the point where he may return to teaching. Such minimum monthly retirement payment shall be equal to an amount obtained by multiplying [Four Dollars and forty cents (\$4.40)] FIVE DOLLARS (\$5.00) by the number of years of his creditable service. Any member retired before the effective date of this amendment shall be eligible to receive the minimum monthly retirement allowance herein provided, but such minimum supplemental payment shall not begin until the first payment due him after the effective date of this amendment, and shall not be retroactive. The supplemental portion of this payment shall be charged to the Supplemental Reserve Fund. This monthly payment shall be in lieu of any other retirement benefit from the Oklahoma Teachers' Retirement System for which a member may qualify. The Board of Trustees is empowered to make such rules and regulations as it considers proper to conserve equity in retirements under this provision.

e. A member who has qualified for retirement benefits under disability retirement shall have the total monthly payment deducted from his accumulated contributions plus interest earned and any money remaining in the member's account after the above deductions at the death of the member shall be paid in a lump sum to the beneficiary or to the estate of the member.

SECTION 4. 70 O. S. 1961, § 17-5, subsection 5, is hereby amended to read as follows:

§ 17-5. 5. Once each year the Board of

Trustees may require any disabled annuitant who has not yet attained the age of sixty (60) years to undergo a medical examination, such examination to be made at the place of residence for said disabled annuitant or other place mutually agreed upon by a physician or physicians designated by the Board of Trustees. Should any disabled annuitant who has not attained the age of sixty (60) years refuse to submit to at least one (1) medical examination in any such year by a physician or physicians designated by the Board of Trustees, his allowance may be discontinued until he submits to such examination.

a. Should the medical board report and certify to the Board of Trustees that such disabled annuitant is engaged in or is able to engage in a gainful occupation paying more than the difference between his retirement allowance and the average final compensation, and should the Board of Trustees concur in such report then the amount of his pension shall be reduced to an amount which, together with his retirement allowance and that amount earnable by him, shall equal the amount of his average final compensation. Should his earning capacity be later increased, the amount of his pension may be further modified, provided the new pension shall not exceed that amount of the pension originally granted nor an amount, which, when added to the amount earnable by the beneficiary, together with his annuity, equals the amount of his average final compensation. A beneficiary restored to active service at a salary less than the average final compensation shall not become a member of the retirement system.

b. Should a disabled annuitant be restored to active service, his disability retirement allowance shall cease and he shall again become a member of the retirement system and shall make regular contributions as required under this Article. The unused portion of his accumulated contributions shall be re-established to his credit in the Teacher Savings Fund. Any

such prior service certificates on the basis of which his service was computed at the time of his retirement shall be restored to full force and effect¹, but should he be restored to active service on or after the attainment of age fifty (50), his pension upon subsequent retirement shall not exceed the sum of the pension which he was receiving immediately prior to his last restoration and the pension that he would have received on account of his service since his last restoration had he entered service at that time as a new entrant.]

SECTION 5. 70 O. S. 1961, § 17-5, Subsection 6, as amended, (70 O. S. Supp. 1967, § 17-5, Subsection (6) is amended to read as follows:

§ 17-5, Subsection 6. Should a member before retirement under this Article make application for withdrawal duly filed with the Board of Trustees and approved by it, not earlier than four (4) months after the date of termination of such service as a teacher, the contributions standing to the credit of his individual account in the Teacher Savings Fund shall be paid to him or, in the event of his death before retirement, shall be paid to such person or persons as he shall have nominated by written designation, duly executed and filed with the Board of Trustees, provided, however, if there be no designated beneficiary surviving upon such death, such contributions shall be paid to his administrators, executors, or assigns, together with interest as hereinafter provided. In lieu of a lump sum settlement at the death of the member, the amount of money the member has on deposit plus interest earned and the money the member has on deposit in the Teacher Deposit Fund may be paid in monthly payments to a designated beneficiary, who must be the spouse, under the Maximum or Option 1 Plan of Retirement providing the monthly payment shall be not less than Twenty-five Dollars (\$25.00) or more per month. The monthly payment shall be the actuarial equivalent of the amount be-

coming due at the member's death based on the sex of the spouse and the age the spouse has attained at the last birthday at the date of the member's death. Provided further, if there be no designated beneficiary surviving upon such death, and the contributions standing to the credit of such member do not exceed Two Hundred Dollars (\$200.00) no part of such contributions or of any interest thereon shall be subject to the payment of any expense of the last illness or funeral of the deceased member or any expense of administration of the estate of such person, and the Board of Trustees, upon satisfactory proof of the death of such member and of the name or names of the person or persons who would be entitled to receive such contributions **[and interest]** under the laws of descent and distribution of the State of Oklahoma, may authorize the payment of such contributions **[and interest accumulations]** to such person or persons. In the event of termination of membership except by retirement, **[in addition to the contributions returnable as provided herein, the following percentages of the interest accumulations standing to his individual account shall be paid.]**

(1) If termination occurs within three (3) years from the date membership began, no part of such interest accumulations shall be paid.

(2) With not less than three (3) but less than sixteen (16) years of membership, seventy percent (70%) of such interest accumulations shall be paid.

(3) With not less than sixteen (16) but less than twenty-one (21) years of membership, eighty percent (80%) of such interest accumulations shall be paid.

(4) With not less than twenty-one (21) but less than twenty-six (26) years of membership, ninety percent (90%) of such interest accumulations shall be paid.

(5) With not less than twenty-six (26) years of membership, all of such interest accumulations shall be paid.

(6) In case of death, all of such interest accumulations shall be paid.

SECTION 6. 70 O. S. 1961, § 17-5, Subsection 9, as amended, (70 O. S. Supp. 1967, § 17-5, subsection 9) is amended to read as follows:

§ 17-5. 9. a. Any member who shall retire after the effective date of this Act and who shall have attained the age of sixty-two (62) or older at the time of retirement shall, upon retirement, receive a minimum monthly retirement allowance which shall be equal to **[Four Dollars and forty cents (\$4.40)]** FIVE DOLLARS (\$5.00) multiplied by the number of years of creditable service of the member. Provided that a member who has attained the age of fifty-nine (59) or older at the time of retirement but has not attained the age of sixty-two (62) at the time of retirement, shall receive a minimum monthly benefit of the same amount the member would have received upon retiring at age sixty-two (62) reduced by six and two-thirds percent (6 2/3%) for each year the member lacks being sixty-two (62) years of age, and provided further that a member who has attained the age of fifty-seven (57) or older at the time of retirement but has not attained the age of fifty-nine (59) at the time of retirement, shall receive the actuarial equivalent of the amount the member would have received at age sixty-two (62).

[b. All members retired before the effective date of this amendment or retired under the disability plan of retirement shall be eligible to receive a ten percent (10%) increase in their retirement benefits with the provision that the supplemental payments shall begin with the effective date of this amendment to the Retirement Act but shall not be retroactive. The computation for this increase shall be based on the Maximum Retirement Allowance for Life Plan.]

[c.] B. The minimum monthly retirement allowance herein provided shall be obtained by the payment of a supplement

to the regular monthly retirement allowance which shall be the difference between the minimum monthly retirement allowance herein defined and maximum monthly service retirement allowance for life, computed at the age of retirement, had the member elected to retire under this plan. Such supplemental payments shall cease at the death of the member.

[d.] C. A member who retired after August 2, 1965, on the basis of thirty (30) or more years of teaching service and who is less than sixty-two (62) years of age shall receive a minimum monthly benefit which is the actuarial equivalent of the amount he would have received had he retired at age sixty-two (62).

[e.] D. In addition to the teachers' retirement herein provided, teachers may voluntarily avail themselves of the Federal Social Security Program upon a district basis.

SECTION 7. 70 O. S. 1961, Section 17-7 as amended (70 O. S. Supp. 1967, Section 17-7) is amended to read as follows:

§ 17-7. 1. The State Board of Trustees shall be the trustees of the several funds created by this Act and shall have full power to invest and reinvest such funds subject to the following limitations and restrictions: All retirement funds as are received by the State Treasurer of Oklahoma from contributions of teachers and employers as herein provided may be invested only in any of the following securities:

a. Bonds, notes, or other evidences of indebtedness issued, assumed, or guaranteed as to principal and interest by the United States of America.

b. Obligations of the State of Oklahoma or those for the payment of which the faith and credit of the State is pledged.

c. Bonds of counties, or cities or school districts of Oklahoma wherein said counties or cities or school districts have not defaulted in the payment of principal or interest on their bonds within a period of ten (10) years.

d. Bonds of any other state of the United States, or the District of Columbia, or any county, city, town, school district or other municipality in any other state wherein said state, county, city, town, school district or other municipality has not defaulted in the payment of principal or interest on its bonds within a period of ten (10) years, provided such state, county, city, town, school district or other municipality shall have power to levy taxes on the taxable real property therein for the payment of such bonds without limitation of rate or amount. Such bonds shall be rated at the time of purchase in any of the three (3) highest classifications established by at least one (1) standard rating service recognized by the Comptroller of the Currency in determining the eligibility of investment securities for purchase by national banks.

e. Bonds, notes, debentures, or equipment trust certificates which are the direct obligations (or in case of equipment trust certificates, are secured by direct obligations) of a railroad or industrial corporation, or a corporation engaged directly and primarily in the production, transportation, distribution or sale of electricity or gas, or the operation of telephone or telegraph systems or waterworks, or in some combination of them. The obligor corporation shall be one which is incorporated under the laws of the United States or any state thereof, or of the District of Columbia and said obligations shall be rated at the time of the purchase in any of the highest three (3) classifications established by at least two (2) standard rating services recognized by the Comptroller of the Currency in determining the eligibility of investment securities for purchase by national banks.

The retirement system shall also be authorized to hold non-payable school district warrants received in payment of teachers' contributions and membership fees as an investment. The State Board of Trustees shall have full power by proper resolution to hold, purchase, sell, EX-

CHANGE, assign, transfer and dispose of any of the securities and investments in which any of the funds created herein shall have been invested as well as the proceeds of said investments and any monies belonging to said fund.

The Board of Trustees shall cause, not to exceed one-half ($\frac{1}{2}$) of one per centum (1%) of the annual interest earnings to be deposited in a fund to be known as the "Reserve for Investment Fluctuations Fund" each year, until an amount equal to one per centum (1%) of the total investments has been accumulated in this fund.

f. Certificates of deposit in Oklahoma banks when such certificates of deposit are secured by acceptable collateral as in the deposit of other public monies, when such deposits exceed the sum guaranteed by FDIC.

g. Savings accounts or savings certificates in Oklahoma savings and loan associations to the extent that such accounts or certificates are fully insured by the Federal Savings and Loan Insurance Corporation.

h. BONDS, NOTES, OR OTHER EVIDENCES OF INDEBTEDNESS ISSUED, ASSUMED OR GUARANTEED AS TO PRINCIPAL AND INTEREST BY THE UNITED STATES OF AMERICA OR NOTES SECURED BY MORTGAGES ON REAL ESTATE WHICH ARE GUARANTEED AS TO PAYMENT OF PRINCIPAL AND INTEREST EITHER (A) BY THE UNITED STATES GOVERNMENT OR AN AGENCY THEREOF, OR (B) BY A CORPORATION, APPROVED BY THE COMMISSIONER OF INSURANCE OF OKLAHOMA, WHICH IS LICENSED TO DO BUSINESS IN THE STATE OF OKLAHOMA AS AN INSURER.

i. THE BOARD OF TRUSTEES MAY AVAIL THEMSELVES OF PROFESSIONAL INVESTMENT COUNSELING IN DETERMINING THE VARIOUS INVESTMENTS WHICH ARE MADE.

【2. Interest shall be credited to each

of the following funds at the close of each fiscal year based on the amount to the credit of the fund at the beginning of the fiscal year. The rate of interest for each year shall be set by the Board of Trustees on the basis of the interest earnings of the system for the preceding year, and the probable earnings to be made in the judgment of the Board, during the immediate future, provided, however, the rate shall not be less than two and one-half per centum ($2\frac{1}{2}$) nor more than four per centum (4%) per annum. Interest shall be credited in the manner as shown below:】

【(a) From the interest accumulations in the Interest Fund there shall be transferred and credited to the Membership Annuity Reserve Fund the amount of interest found to be due the said Membership Annuity Reserve Fund.】

【(b) After the requirements of Subsection (a) above have been fully met and there remains a balance in the Interest Fund, there shall be transferred and credited to the Teacher Savings Fund and credited to the individual accounts in the Teacher Savings Fund the amount of interest found to be due the Teacher Savings Fund.】

【(c) After the requirements of Subsections (a) and (b) above have been fully met and there remains a balance in the Interest Fund, there shall be transferred and credited to the State Membership Accumulation Fund the amount of interest found to be due the said Membership Accumulation Fund.】

【(d) After the requirements of Subsections (a), (b) and (c) above have been fully met and there remains in the Interest Fund a balance, there shall be transferred to the Teacher Deposit Fund and credited to the individual accounts in the said Teacher Deposit Fund the amount of interest found to be due the Teacher Deposit Fund.】

【(e) After the requirements of Subsections (a), (b), (c) and (d) above have

been fully met and there remains a balance in the Interest Fund, there shall be transferred and credited to the Prior Service Reserve Fund the amount of interest found to be due the said Prior Service Reserve Fund.】

[(f) Any residue remaining in the Interest Fund after the requirements of Subsections (a), (b), (c), (d) and (e) above have been fully met shall remain in said Interest Fund and shall be applied as provided in Section 8 of this Article.】

2. THE INTEREST EARNED ON THE INVESTMENTS IN THE TEACHERS' RETIREMENT SYSTEM OF OKLAHOMA SHALL BE CREDITED IN THE FOLLOWING MANNER:

A. MONEY ON DEPOSIT IN THE TEACHER DEPOSIT FUND OR TAX-SHELTERED ANNUITY FUND WOULD BE CREDITED WITH INTEREST ANNUALLY COMPOUNDED.

B. ONE-HALF (½) OF ONE PER CENT (1%) OF THE ANNUAL INTEREST EARNED ON INVESTMENTS WOULD BE CREDITED TO THE INVESTMENT FLUCTUATIONS FUNDS, NOT TO EXCEED ONE PER CENT (1%) OF THE TOTAL INVESTMENTS.

C. THERE SHALL BE DEDUCTED FROM THE ANNUAL INTEREST ON INVESTMENTS AN AMOUNT NECESSARY FOR THE AMORTIZATION OF BONDS PURCHASED AND OWNED BY THE TEACHERS' RETIREMENT SYSTEM OF OKLAHOMA.

D. THERE SHALL BE DEDUCTED FROM THE ANNUAL INTEREST ON INVESTMENTS AN AMOUNT OF MONEY NECESSARY FOR THE OPERATION OF THE TEACHERS' RETIREMENT SYSTEM OF OKLAHOMA AS DETERMINED BY THE BOARD OF TRUSTEES.

E. ANY RESIDUE REMAINING IN THE INTEREST FUND AFTER THE REQUIREMENTS OF SUBSECTIONS A, B, C, D AND E HAVE BEEN FULLY MET SHALL BE USED FOR THE PURPOSE OF PAYING RETIREMENT BENEFITS

TO THE RETIREES OF THE TEACHERS' RETIREMENT SYSTEM OF OKLAHOMA AND TRANSFERRED TO THE RETIREMENT BENEFIT FUND: THE INTEREST INCOME FOR 1968-69 AND EACH SUCCEEDING YEAR THEREAFTER SHALL BE DISTRIBUTED TO THE VARIOUS FUNDS EACH MONTH AS THE INTEREST IS COLLECTED.

3. The State Treasurer shall be the custodian of the several funds. All payments from said funds shall be made by him only upon vouchers signed by two (2) persons designated by the Board of Trustees. A duly attested copy of a resolution of the Board of Trustees designating such persons and bearing on its face specimen signatures of such persons shall be filed with the State Treasurer as his authority for making payments upon such vouchers. No voucher shall be drawn unless it has previously been authorized by resolution of the Board of Trustees, or included in the budget adopted by the Board.

SECTION 8. 70 O. S. 1961, § 17-8, as amended (70 O. S. Supp. 1967, 17-8) is amended to read as follows:

§ 17-8. The amount contributed by each teacher to the retirement system shall be four percent (4%) of the regular annual compensation paid each member up to an annual salary of Twelve Thousand Dollars (\$12,000.00), the amount not to exceed Four Hundred Eighty Dollars (\$480.00) per annum. Each local school district, or state college or university, or State Board of Education or State Board of Vocational Education, or other state agencies whose employees are members of the Teachers' Retirement System shall match the four percent (4%) contributions of their teachers and other employees whose salaries are paid by Federal funds. The matching funds shall be remitted at the same time as the regular contributions of the teachers and other employees to the Teachers' Retirement System of Oklahoma. [The matching money shall be placed in the State Membership Accumulation Reserve Fund.】

All the assets of the retirement system shall be credited according to the purpose for which they are held to one (1) of eight (8) funds, namely: The Teacher Savings Fund, [the State Membership Accumulation Fund, the Prior Service Reserve Fund, the Membership Annuity Reserve Fund,] THE RETIREMENT BENEFIT FUND, the Interest Fund, the Permanent Retirement Fund, the Expense Fund, the Suspense Fund, the Reserve for Investment Fluctuations Fund, and the Teacher Deposit Fund.

1. (a) The Teacher Savings Fund shall be a fund in which shall be accumulated the regular contributions from the compensation of members, including interest earnings. Contributions to and payments from the Teacher Savings Fund shall be made as follows:

(b) Each employer shall cause to be deducted from the salary of each member on each and every payroll of such employer for each and every payroll period, four percent (4%) of his earnable compensation, provided, the sum of the deductions made for a member shall not exceed Four Hundred Eighty Dollars (\$480.00) during any one (1) year. Deductions shall begin with the first payroll period of the school year 1943-44. In determining the amount earnable by a member in a payroll period, the State Board of Trustees may consider the rate of annual compensation payable to such member on the first day of the payroll period as continuing throughout such payroll period, and it may omit deduction from compensation for any period less than a full period, and to facilitate the making of deductions, it may modify the deduction required of any member by such an amount as shall not exceed one-tenth (1/10) of one percent (1%) of the annual compensation upon the basis of which such deduction is to be made. It is further provided that a teacher who became a member of the Teachers' Retirement System subsequent to July 1, 1944, may pay his contributions and membership fees to the

Retirement System for years of teaching in Oklahoma from the date of establishment of the System to the date of his membership, in a lump sum payment, or in individual payments each equal to one (1) year of regular contributions, with interest at four percent (4%) per annum from the date the contributions would have been due to the date of payment. Years for which contributions are paid shall count as membership service; A member may receive credit for not more than five (5) years of teaching service rendered in the public schools, state colleges or state universities outside this State subsequent to July 1, 1943, by paying his contributions and membership fees to the Retirement System, subject to the regulations of the Board of Trustees providing he is not receiving and is not eligible to receive retirement credit or benefits from this service in any other teachers' retirement system subject to the following provisions: 1. The member is required to have two (2) years of creditable service teaching earned in Oklahoma for each year of out-of-state or military membership credit granted. 2. The payment will be four percent (4%) on the basis of what his annual salary would have been in Oklahoma had he been employed as a teacher, with interest at four percent (4%) per annum from the date the contributions would have been due to the date of payment. 3. Any out-of-state prior service granted under 17-4, subsection 3, shall be deducted from the five (5) years' membership service provided in this Section.

In addition to the deductions hereinabove provided for, any teacher who becomes a member of the Armed Forces of the United States of America during any period of national emergency, including World War II, the Korean conflict or others as may be determined by the Board of Trustees, or whose entrance into or training for the teaching profession was interrupted by his entrance into said armed forces, and who was or shall have

become a member of the Teachers' Retirement System shall be granted the privilege of making up his contributions and membership fees for not to exceed eight (8) years of service in the Armed Forces of the United States subsequent to July 1, 1943, by electing to pay said contributions and membership fees by the time he reaches the age of sixty-five (65), on the basis of the rate of pay in his contract as a teacher at the time his service in the Armed Forces commenced or in the case of a teacher who was not teaching prior to entering the Armed Forces, on the basis of the salary of the first year of teaching after being honorably discharged from the Armed Forces. Such contributions shall be credited in the regular manner, and the period for which said contributions are paid shall be credited as teaching service.

(c) The deductions provided for herein shall be made notwithstanding that the minimum compensation provided for by law for any member shall be reduced thereby. Every member shall be deemed to consent and agree to the deductions made and provided for herein and shall receipt for his full salary or compensation, and payment of salary or compensation, less said deduction, shall be a full and complete discharge and acquittance of all claims and demands whatsoever for the services rendered by such person during the period covered by such payment, except as to the benefits provided under this Article. The employer shall certify to the State Board of Trustees on each and every payroll, or in such other manner as said Board may prescribe, the amounts to be deducted; and each of said amounts shall be deducted, and when deducted shall be paid into said Teacher Savings Fund, and shall be credited to the individual account of the member from whose compensation said deduction was made.

(d) *Interest on members' contributions shall be credited as provided in Section 7 of this Article.* Following the termination of membership in the retirement

system for any member who has been absent from service for five (5) years in any period of six (6) consecutive years, the Teacher Savings Fund Account of such member shall be closed and the amount due the member as provided in Section 5 of this Article sent to him upon the filing of formal application. At the time such membership is terminated the amount due the member as provided in Section 5 shall be transferred to the Suspense Fund, provided formal application for payment of same has not been received.

[(e) Upon the retirement of a member his accumulated contributions shall be transferred from the Teacher Saving Fund to the Membership Annuity Reserve Fund.]

(E) UPON THE RETIREMENT OF A MEMBER AN AMOUNT SUFFICIENT TO PAY HIS ANNUITY BENEFITS FOR A TWO-YEAR PERIOD SHALL BE TRANSFERRED FROM THE TEACHER SAVINGS FUND TO THE RETIREMENT BENEFIT FUND AND FOR EACH SUCCEEDING YEAR THEREAFTER. SHOULD A MEMBER WHO HAS RETIRED UNDER OPTION 1 DIE DURING THE TWO-YEAR PERIOD OR EACH SUCCEEDING YEAR THEREAFTER, THE BALANCE OF MONEY HE HAD IN TEACHER SAVINGS FUND SHALL BE TRANSFERRED TO THE RETIREMENT BENEFIT FUND AND PAID TO THE BENEFICIARY OR THE ESTATE OF THE DECEASED.

[2. State Membership Accumulation Fund.]

[The State Membership Accumulation Fund shall be the fund in which shall be accumulated all contributions made to the Teachers' Retirement System of the State of Oklahoma for the purpose of providing upon the retirement of each member an amount equal to such member's accumulated contributions; and from which shall be transferred to the Membership Annuity Reserve Fund at the retirement of a member an amount equal to the accumulated contributions of the member. Con-

tributions to and payments from this Fund shall be made as follows:】

【(a) On the basis of such mortality and other tables as the State Board of Trustees shall adopt, the actuary, as of the close of the fiscal year immediately preceding each regular legislative session, shall determine the annual amount required to be paid into the State Membership Accumulation Fund during the ensuing biennium so as to maintain a reserve equal to the amount in the Teacher Savings Fund at that time which will eventually be transferred to the Membership Annuity Reserve Fund.】

【(b) Upon the retirement of a member, an amount equal to his accumulated contributions in the Teacher Savings Fund shall be transferred from the State Membership Accumulation Fund into the Membership Annuity Reserve Fund as a reserve for his Membership Annuity.】

【(c) Transfers may be made to or from this Fund as provided in Section 8 (4) (d) of this Article.】

【(d) The State Membership Accumulation Fund shall also provide the amounts necessary to financing the membership pensions under disability retirements.】

【3. Prior Service Reserve Fund.】

【The Prior Service Reserve Fund shall be the Fund in which shall be accumulated all contributions made to the retirement system by the State of Oklahoma, as hereinafter set forth, for the purpose of providing the amount necessary for payment of prior service benefits granted in this Act. Contributions to and payments from this Fund shall be made as follows:】

【(a) Each month the amount necessary to pay the prior service benefits due members who have been or shall be approved for retirement subsequent to June 1, 1950, shall be charged to the Prior Service Reserve Fund.】

【(b) Appropriations shall be made to the credit of the Prior Service Reserve Fund for the payments estimated to be due each biennium on account of prior

service credit granted to members retired subsequent to June 1, 1950, on the basis of estimates submitted by the Board of Trustees of the Teachers' Retirement System.】

【(c) In order that the estimates of the needs for prior service payments may be compiled on a conservative basis, any monies remaining to the credit of the Prior Service Reserve Fund on June 1, 1950, or at the close of each period thereafter for which appropriations shall have been made, shall be retained in the said Fund. Provided, that any amount remaining in the Prior Service Reserve Fund at the end of the fiscal year preceding the date of filing of the estimate of needs of the said Fund for the next biennium, in excess of the expenditures from this Fund during the last fiscal year, shall be taken into account in preparing the estimate of needs for the succeeding biennium.】

【(d) Transfers may be made to or from this Fund as provided in Section 8 (4) (d) of this Article.】

【4. Membership Annuity Reserve Fund.】

【The Membership Annuity Reserve Fund shall be the Fund in which shall be held all reserves for retirement allowances granted and in force from which shall be paid all retirement allowances payable as provided in this Article. This Fund shall be made up of transfers as follows:】

【(a) At the time of service retirement the accumulated contributions of a retiring member shall be transferred from the Teacher Savings Fund to the Membership Annuity Reserve Fund.】

【(b) An amount equal to the accumulated contributions of each retiring member shall be transferred, upon service retirement, from the State Membership Accumulation Fund, to the Membership Annuity Reserve Fund. In the case of disability retirement, the amount required to finance the disability membership pension shall be transferred from the State Membership Accumulation Fund.】

[(c) Payments from the Membership Annuity Reserve Fund shall be made as provided in Section 5 of this Article.]

[(d) If on any valuation date the amount in the Membership Annuity Reserve Fund be more than required for actuarial solvency, such excess shall be transferred to the State Membership Accumulation Fund and the Prior Service Reserve Fund. If on any valuation date the amount in the Membership Annuity Reserve Fund be less than that required for actuarial solvency, the Board of Trustees shall transfer from the State Membership Accumulation Fund and the Prior Service Reserve Fund the amount required to maintain actuarial solvency of the Membership Annuity Reserve Fund. The proportion transferred to or from the State Membership Accumulation and the Prior Service Reserve Funds shall be determined by the Board of Trustees.]

2. RETIREMENT BENEFIT FUND.

A. AFTER THE EFFECTIVE DATE OF THIS ACT THERE SHALL BE TRANSFERRED FROM THE TEACHER SAVINGS FUND AND THE MEMBERSHIP ANNUITY RESERVE FUND FOR THOSE MEMBERS DRAWING RETIREMENT BENEFITS FROM THE TEACHERS' RETIREMENT SYSTEM OF OKLAHOMA AN AMOUNT NECESSARY TO PROVIDE THE MONTHLY ANNUITY PAYMENTS AND PENSION PAYMENTS AND FOR EACH SUCCEEDING YEAR THEREAFTER. IN ADDITION THE FUND SHALL CONSIST OF MONIES RECEIVED FROM STATE DEDICATED REVENUE, MONIES RECEIVED FROM STATE APPROPRIATIONS, MONIES RECEIVED FROM FEDERAL MATCHING FUNDS, AND THE RESIDUE OF THE INTEREST ON INVESTMENTS AFTER THE REQUIREMENTS OF SECTION 7-2 HAVE BEEN FULLY MET. THE RETIREMENT BENEFIT FUND SHALL CONSIST OF AN AMOUNT OF MONEY NECESSARY FOR THE MAKING OF RETIREMENT PAYMENTS TO RETIREES.

SHOULD A MEMBER HAVE DEPOS-

ITS IN THE TEACHER DEPOSIT FUND OR THE TAX-SHELTERED ANNUITY FUND AND WISH TO RECEIVE MONTHLY RETIREMENT BENEFITS ON SUCH DEPOSITS, THE ACTUARIAL EQUIVALENT OF A TWO-YEAR PERIOD AND EACH SUCCEEDING YEAR THEREAFTER SHALL BE TRANSFERRED TO THE RETIREMENT BENEFIT FUND. THE MEMBER MAY CHOOSE ANY OF THE PLANS AVAILABLE IN THE TEACHER RETIREMENT LAW AS A METHOD OF RECEIVING MONTHLY RETIREMENT BENEFITS ON THE MONEY HE HAS ON DEPOSIT IN THE TEACHER DEPOSIT FUND OR THE TAX-SHELTERED ANNUITY FUND. THE MONTHLY RETIREMENT BENEFITS PAID FROM THE TEACHER DEPOSIT FUND OR THE TAX-SHELTERED ANNUITY FUND SHALL BE IN ADDITION TO THE REGULAR RETIREMENT BENEFITS AND THE MONEY TRANSFERRED FROM THE TEACHER DEPOSIT FUND OR TAX SHELTERED ANNUITY FUND SHALL NOT BE MATCHED BY THE STATE OF OKLAHOMA.

B. FROM THE RETIREMENT BENEFIT FUND SHALL BE PAID ALL MONTHLY RETIREMENT BENEFITS.

C. AT THE DEATH OF A RETIRED MEMBER WHO HAS RETIRED UNDER THE MAXIMUM PLAN OF RETIREMENT, OPTION 1 OR OPTION 4A, THE BALANCE OF MONEY THE MEMBER HAS IN THE TEACHER SAVINGS FUND SHALL BE TRANSFERRED TO THE RETIREMENT BENEFIT FUND AND THE AMOUNT DUE THE BENEFICIARY OR THE ESTATE UNDER OPTION 1 OR OPTION 4A SHALL BE PAID FROM THE RETIREMENT BENEFIT FUND.

D. AT THE DEATH OF BOTH THE RETIRED MEMBER AND THE RETIRED MEMBER'S SPOUSE, WHO HAD RETIRED UNDER OPTION 2 OR 3, THE BALANCE IN THE TEACHER SAVINGS FUND SHALL BE TRANSFERRED FROM THE TEACHER SAVINGS FUND

TO THE RETIREMENT BENEFIT FUND.

E. AT THE DEATH OF THE RETIRED MEMBER WHO HAD RETIRED UNDER OPTION 5, THE BALANCE, IF ANY, THE MEMBER HAD IN THE TEACHER SAVINGS FUND SHALL BE TRANSFERRED TO THE RETIREMENT BENEFIT FUND FOR THE PURPOSE OF MAKING A LUMP SUM SETTLEMENT TO THE BENEFICIARY OR THE ESTATE. PROVIDING FURTHER THAT IF THE SURVIVING SPOUSE ELECTS TO RECEIVE THE BALANCE UNDER THE MAXIMUM PLAN OF RETIREMENT OR OPTION 1 OF THE MEMBER'S MONEY, IF ANY, ON A MONTHLY BASIS, THE ACTUARIAL EQUIVALENT OF TWO (2) YEARS' PAYMENTS SHALL BE TRANSFERRED FROM THE TEACHER SAVINGS FUND AND RECURRING EACH YEAR THEREAFTER FOR THE PURPOSE OF PAYING MONTHLY RETIREMENT BENEFITS TO THE SPOUSE UNDER THIS OPTION.

[5.] 3. Interest Fund.

The Interest Fund is hereby created to facilitate the crediting of interest to the various other funds to which interest is to be credited. All income, interest and dividends derived from the deposits and investments authorized by this Article shall be paid into the Interest Fund. Once each year on June 30th, interest shall be allowed and transferred to the other funds as hereinbefore provided.

[6.] 4. Permanent Retirement Fund.

The Permanent Retirement Fund shall consist of the accumulated gifts, awards and bequests made to the retirement system, and transfers from the Suspense Fund, the principal of which is hereby held and dedicated as a perpetual endowment of the retirement system and shall not be diverted or appropriated to any other cause or purpose unless specifically provided for in such gifts, award or bequest.

[7.] 5. Expense Fund.

The Expense Fund shall be the Fund

from which the expense of administration and maintenance of the retirement system shall be paid. Transfers to and payments from this Fund shall be made as follows:

(a) The Executive Secretary shall prepare annually an itemized budget showing the amount required to defray the expenses for the ensuing fiscal year and shall submit the report to the State Board of Trustees for its review and adoption.

(b) Each member shall pay with the first payment to the Teacher Savings Fund each year, in addition thereto, a sum of One Dollar (\$1.00), which amount shall be credited to the Expense Fund, said payments to the Expense Fund shall be made to the State Board of Trustees in the same way as payments to the Teacher Savings Fund shall be made; provided, the One Dollar (\$1.00) membership fee shall be deducted from the interest earnings of the member's account for any year during which the member makes no contributions to the retirement system due to absence from teaching, unless the member prefers to make such payments in cash.

(c) If the amount estimated to be required to meet the expenses of the State Board of Trustees is in excess of One Dollar (\$1.00) per member for the year, the amount of such excess shall be paid:

(1) From appropriation by the State of Oklahoma.

(2) From the residue in the Interest Fund.

(3) FROM DEDICATED REVENUE.

(d) A suitable office, with suitable furniture and office supplies shall be provided by the State, through the proper officer, for the use of said Board and its secretary.

[8.] 6. The Suspense Fund.

The Suspense Fund shall be comprised of amounts transferred to the Fund as provided in Section 5 and Section 5 of this Article and other obligations of the retire-

ment system to any member or person which cannot be legally discharged.

[9.] 7. Reserve for Investment Fluctuations Fund.

The Reserve for Investment Fluctuations Fund shall be the fund in which one-half ($\frac{1}{2}$) of one per centum (1%) of the interest earnings shall be deposited each year until an amount equal to one per centum (1%) of the total investments shall be accumulated, and such fund shall thereafter be maintained at such level. Transfers shall be made from this fund, upon proper resolution by the Board of Trustees to reimburse the investment account of other funds wherein a deficit shall accrue due to the failure of investments to return the book value when the Board of Trustees in its judgment shall deem it wise to dispose of the same.

[10.] 8. Teacher Deposit Fund.

In addition to the deposits required under the first paragraph of this section, any member may make additional direct deposits, or request prior to first pay period of the current school year, that his employer make additional deposits for him, in multiples of Twenty-five Dollars (\$25.-00), provided the amount deposited does not exceed the employees "Exclusion Allowance" the employee is permitted by the Federal Internal Revenue Code, which shall be credited to the member's account in the Teacher Deposit Fund for the purchase of a tax sheltered annuity. The amount thus accumulated, or any portion thereof, with interest at a rate fixed by the Board of Trustees, not to exceed the rate of interest earned, may be used as a deposit in the Membership Annuity Reserve Fund for the purpose of providing an annuity in addition to his regular service retirement allowance at the time of retirement. Provided, that any teacher who has been a member of a retirement system of another state, upon becoming a member of the Teachers' Retirement System of Oklahoma, may deposit in this Fund all or part of the accumulated contributions received by him upon his with-

drawal from the said retirement system. The additional annuity provided from said deposits shall not be matched by the employer. Such deposits, together with interest, may be refunded to the member at retirement or to his beneficiary or estate in the event of death of the member prior to retirement, under the same conditions and in the same manner as other withdrawals are made. Such deposits shall also be refunded in the event of the withdrawal of the accumulated contributions of the member prior to retirement.

[11. Supplement Reserve Fund.]

[The Supplement Reserve Fund shall be the fund in which shall be accumulated all contributions made to the Teachers' Retirement System by the State of Oklahoma for the purpose of providing the amount necessary for payments of supplements to the regular retirement allowances of retired members as provided in this Act. Contributions to and payments from this fund shall be made as follows:]

[a. Appropriations shall be made by the State of Oklahoma to the credit of the Supplement Reserve Fund for the payments estimated to be due each biennium on account of supplemental payments due retired members, on the basis of estimates submitted by the Board of Trustees of the Teachers' Retirement System.]

[b. Each month the amount necessary to pay the supplemental payments due members who qualify for retirement supplements under the provisions of this Act shall be charged to the Supplement Reserve Fund.]

[e. In order that the estimates of the needs for the retirement supplement payments due from this fund may be compiled on a conservative basis, any monies remaining to the credit of the Supplement Reserve Fund at the close of each period for which appropriation shall have been made shall remain in the said fund. Providing, that any amount remaining in the Supplement Reserve Fund at the end of the fiscal year preceding the date of filing

of the estimated needs of the said fund for the next biennium, in excess of the expenditures from this fund during the last fiscal year, shall be taken into account in preparing the estimate of needs for the succeeding biennium.】

12. (a) The Collection of members' contributions shall be as follows:

(1) Each employer shall cause to be deducted on each and every payroll or claim of a member for each and every payroll claim period subsequent to the date of establishment of the retirement system the contribution and membership fee payable by such member as provided in this Article. With each and every payroll or claim, the employer shall deliver to the treasurer of said employer, warrants issued to the employees as shown to be due by said payroll or claim, together with a warrant or warrants in favor of the Teachers' Retirement System as shown by said payroll or claim.

(2) The treasurer or disbursing officer upon delivery of the warrants and a true copy of the payroll or claims as provided above shall register said warrants as provided for the registration of other school warrants, and shall deliver to the employer warrants issued in favor of the employees, and shall deliver warrants issued in favor of the Teachers' Retirement System and the copy of the payroll or claims, to the county or city superintendent, as designated by the Board of Trustees. For the purpose of collecting contributions of teachers in the public schools the county superintendent or superintendent of an independent district is hereby designated to receive the Teachers' Retirement warrants from the treasurer or proper disbursing officer of the several school districts for the purpose of transmitting such warrants and payroll or claims to the executive secretary of the Teachers' Retirement System of the State of Oklahoma. Any college or university or other educational institution or agency operated in whole or in part by the state shall have the amount retained or deduct-

ed from the funds regularly appropriated by the state for the current maintenance for such educational departments and institutions.

(3) For the purpose of enabling the collection of the contributions of the members of the retirement system to be made as simple as possible, the State Board of Trustees shall require the secretary or other officer of each employer-board or agency, within thirty (30) days after the beginning of each school year, to make up a list of all teachers in its employ, who are members of the retirement system, set out their salaries by the month and by the year, make an affidavit to the correctness of this statement, and file the same with the executive secretary of the State Board of Trustees of the Teachers' Retirement System. If addition to or deduction from this list should be made during the year, such addition or deduction shall likewise be certified under oath to the State Board of Trustees of the Teachers' Retirement System.

(4) The State Treasurer shall furnish annually to the State Board of Trustees a sworn statement of the amount of the funds in his custody belonging to the retirement system. The records of the State Board of Trustees shall be open to public inspection and any member of the retirement system shall be furnished with a statement of the amount of the credit to his individual account upon written request by such member, provided the State Board of Trustees shall not be required to answer more than one (1) such request of a member in any one (1) year.

(5) Failure of any superintendent, officer, or other person to discharge the duties imposed upon him by this Article shall render him or his bondsman liable for any loss occasioned thereby to the Teachers' Retirement System or the employees of the school district, or both.

(6) On a showing by the Teachers' Retirement System that a warrant, voucher or check issued to it has, for any reason,

been lost or never received, after ninety (90) days from the date of issue or from transmittal for payment, it shall be the duty of the issuing authority forthwith, without any indemnifying bond or other requirement, to issue a duplicate thereof in lieu of that which was lost, to the Teachers' Retirement System; and the Teachers' Retirement System shall save harmless any school district or agency of State government making payment under the provisions hereof to the State Teachers' Retirement System if the original warrant, voucher or check is later presented for payment and same is paid after a duplicate warrant, voucher or check has been issued and paid to the Teachers' Retirement System, and any loss sustained therefrom shall be charged to the Interest Fund.

SECTION 9. Any certified teacher eligible for retirement under this Act, who on the date of approval of this Act, has taught in Oklahoma schools for at least twenty (20) years and is already retired shall be paid not less than One Hundred and Twenty-five Dollars (\$125.00) per month.

SECTION 10. In determining annual increments for teacher salaries and in computing foundation aid, time spent in military service during a period of national emergency shall be counted, not to exceed five (5) years prior to the current year. No more than five (5) years of such military service shall be used in determining eligibility or benefits under the Teacher Retirement System.

SECTION 11. All laws and parts of laws in conflict herewith are hereby repealed.

SECTION 12. The effective date of this Act shall be August 2, 1968.

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. 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 Terrill, the Conference Committee Report on **HB 1062** was declared adopted.

Senators Bradley, Young, Birdsong, Atkinson, Garrison, McGraw, Luton, Stipe, Baldwin, Taliaferro, Smith and Smalley asked that the record show they would have asked to be made coauthors of **HB 1062**, as amended, in Conference, if the Senate Rules permitted, which was the order.

HB 1062 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: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Berry, Hargrave, McClendon, Selman, Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Berry, Hargrave, McClendon, Selman, Stansberry.—5.

The emergency was declared passed.

HB 1062, together with Conference Committee Report thereon, was ordered returned to Honorable House.

President Pro Tempore McSpadden presiding.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Smalley, the 2d Conference Committee Report on **HB 594** was declared adopted.

HB 594, 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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Baldwin, Garrett, Graves.—3.

Excused: Berry, Hargrave, McClendon, Selman, Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Baldwin, Garrett, Graves.—3.

Excused: Berry, Hargrave, McClendon, Selman, Stansberry.—5.

The emergency was declared passed.

HB 594, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Porter, the Conference Committee Report on **SB 367** was declared adopted.

SB 367, 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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—38.

Nay: Horn, Keels, Terrill.—3.

Excused: Berry, Bradley, Hargrave, McClendon, Massey, Selman, Stansberry.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—38.

Nay: Horn, Keels, Terrill.—3.

Excused: Berry, Bradley, Hargrave, McClendon, Massey, Selman, Stansberry.—7.

The emergency was declared passed.

SB 367, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 48** was read and adopted upon motion of Senator Garrison:

Mr. President
and
Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 48, and Engrossed House Amendments thereto, by Horn, Howard, Gee and Grantham of the Senate and Converse and Jones of the House entitled:

“AN ACT RELATING TO COUNTIES; AUTHORIZING BOARD OF COUNTY COMMISSIONERS TO CONTRACT FOR FURNISHING OF AMBULANCE SERVICES; * * * AND DECLARING AN EMERGENCY.”,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

1. That the following Conference Committee Substitute for Engrossed Senate Bill No. 48 be adopted:

CCR for SB NO. 48—By Horn, Howard, Gee and Grantham of the Senate and Converse, Jones, Connor, Doornbos and Cox of the House.

An Act relating to ambulance service; authorizing governing body of county to contract for ambulance service; requiring such contract to provide for carrying of liability insurance; providing for governmental immunity; continuing benefits of pension funds to which employees engaged in ambulance service are entitled; providing for establishment of minimum standards for operation and equipment of ambulances and qualifications and training of personnel; providing for establishment of minimum charges; providing for audits; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. (a) The Board of County Commissioners of any county which had attempted to contract for ambulance service with any city, county, person, firm, corporation or combination of them prior to the enactment hereof is hereby author-

ized to contract for such service with any city, town, county, person, firm or corporation or combination of them under such terms and conditions as may be agreed upon between the parties. Such contracts shall provide for the carrying of liability insurance in such amount as may be fixed and may provide for minimum standards of service and equipment.

(b) Cities, towns and counties engaged in ambulance or emergency service shall be agents of the State of Oklahoma, acting solely and alone in a governmental capacity, and shall not be liable for any act of commission, omission or negligence while so engaged.

(c) Any employee of any city, town or county engaging in ambulance or emergency service at any time or place shall be considered to be serving in regular line of duty and shall be entitled to all the benefits of any pension fund to which he might otherwise be entitled.

SECTION 2. If the Board(s) of County Commissioners, and the governing body of any city(ies) or town(s) shall enter into any contract as provided in Section 1, then the Board(s) of County Commissioners and the governing body of any city(ies) or town(s) shall, by resolution, establish a minimum of standards for the operation and equipping of said ambulances and for the qualifications and training of any personnel operating said ambulances within the county(ies). The Board(s) of County Commissioners and/or governing body of any city(ies) or town(s) shall also have the authority to establish by resolution the minimum charge to be made by any ambulance operator with which it has a contract and to provide for an audit of the books and the records of said operator. Said regulations shall be in compliance with, or exceed, applicable State Laws, Rules and Regulations.

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.

FOR THE SENATE: Horn, Boecher, Holden.

FOR THE HOUSE: Conner, Dunn, Bradley.

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: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Baldwin, Hamilton, Massey.—3.

Excused: Baggett, Berry, Hargrave, McClendon, Selman, Stansberry.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Baldwin, Hamilton, Massey.—3.

Excused: Berry, Hargrave, McClendon, Selman, Stansberry.—5.

The emergency was declared passed.

SB 48, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE 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 1311.

2d CONFERENCE COMMITTEE REPORT

The following 2nd CCR on HB 1311 was read and adopted upon motion of Senator Miller:

Senators Findeiss and Baggett asked that the record show they would have asked to be made coauthors of HB 1311, as amended, in Conference, if the Senate Rules permitted, which was the order.

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1311, and Engrossed Senate Amendments thereto, by Bengtson, Converse, Abbott and Conaghan of the House and Miller of the Senate entitled:

AN ACT RELATING TO SCHOOLS; AMENDING 70 O.S. 1961, § 4-7, AS AMENDED BY SECTION 1, CHAPTER 13, O.S.L. 1967, (74 O.S. SUPP. 1967, § 4-7); PROVIDING FOR MEMBERSHIP OF BOARDS OF EDUCATION OF SCHOOL DISTRICTS; *** AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following second conference committee substitute be adopted:

2nd CCS for HB 1311—By Bengtson, Converse, Abbott and Conaghan of the House and Miller of the Senate.

An Act relating to schools; amending 70 O.S. 1961, § 4-7, as amended by Section 1, Chapter 13, O.S.L. 1967, (70 O.S. Supp. 1967, § 4-7); providing for membership of boards of education of school districts;

providing for annexation and consolidation; amending Section 3, Chapter 47, O.S.L. 1967 (70 O.S. Supp. 1967, § 505.3); requiring audits of financial affairs and activities of public schools; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 70 O. S. 1961, § 4-7, as amended by Section 1, Chapter 13, O. S. L. 1967 (70 O. S. Supp. 1967, § 4-7) is amended to read as follows:

§ 4-7. (a) The board of education of an independent school district and of a dependent school district maintaining a high school shall consist of five (5) members serving in offices numbered one (1) to five (5) inclusive. All such members shall be elected by the school district electors of the district-at-large for terms of five (5) years and until their successors have been duly elected or appointed and have qualified, except as hereinafter provided. Provided, that if there is located in an independent school district a city having four (4) or more wards, and outlying territory, not more than one (1) member of the board of education of the independent school district shall be a resident of the same ward; but if such city has less than four (4) wards, or if it has only four (4) wards and there is no outlying territory, at least one (1) member of the board of education shall reside in each ward. Provided further, that if an independent school district having a city of four (4) or more wards is annexed to an independent school district having no city of more than fifteen thousand (15,000) population and with four (4) or more wards the new district comprised of the two (2) independent school districts shall have a board of education consisting of seven (7) members, thus creating offices numbered six (6) and seven (7) to be filled as hereinafter provided. At least one (1) member of such board of education shall be a resident of

the combined area of wards one (1) and two (2) and the other member shall be a resident of the combined area of wards three (3) and four (4) which were in the annexed district. Provided, further, that office number six (6) representing wards one (1) and two (2) and office number seven (7) representing wards three (3) and four (4) of the board of education shall be filled by appointment from the areas mentioned above by the board of education of the annexing district. The newly appointed board members shall serve until the next annual school election on the fourth Tuesday in March, or such other date as may be provided by law for such district. The successor to the board member appointed to office numbered six (6) shall be elected for a term of five (5) years and the successor to the board member appointed to office number seven (7) shall be elected for a term of three (3) years and thereafter their successors shall be elected for terms of five (5) years. Elections shall be held annually in such districts on the fourth Tuesday in March to elect the successor of the member or members whose term expires during the current year. Such elections shall be held between the hours of seven (7) o'clock a.m. and seven (7) o'clock p.m. in an independent school district in which a city or cities is located, and between the hours of two (2) o'clock p.m. and six (6) o'clock p.m. in other independent school districts and dependent school districts maintaining a high school.

(b) Persons now serving on the Board of education of an independent school district in which one (1) member is required by law to be elected annually for a term of five (5) years shall be members of and shall continue to serve on such board of education for the terms for which they were originally elected or appointed, and on the fourth Tuesday in March of the years in which their respective terms expire, their successors shall be elected for terms of five (5) years; provided, that the positions held by members having terms

expiring in 1952, 1953, 1954, 1955 and 1956 shall be Office No. 2, Office No. 3, Office No. 4, Office No. 5 and Office No. 1, respectively, of such board of education.

(c) Persons now serving on the board of education of an independent school district in which members of the board of education are elected biennially and having terms expiring in 1953, shall be members of and shall continue to serve on such board of education until the fourth Tuesday in March, 1953, at which time there shall be elected one (1) member to serve in Office No. 1 for a term of three (3) years, and one (1) member to serve in Office No. 2 for a term of four (4) years, and those having terms expiring in 1955 shall be members of and shall continue to serve on the board of education until the fourth Tuesday in March, 1955, at which time there shall be elected one (1) member for Office No. 3 for a term of three (3) years, and one (1) member for Office No. 4 for a term of four (4) years, and one (1) member for Office No. 5 for a term of five (5) years.

(d) Persons serving on the board of education of a dependent school district maintaining a high school on July 1, 1955, shall be members of and shall continue to serve on such board of education for the terms for which they were originally elected or appointed, and on the fourth Tuesday in March of the years in which their respective terms expire, their successors shall be elected for terms of five (5) years; provided, that the board of education shall appoint qualified persons to fill the other two (2) positions hereby created; and, provided, further, that the positions held by members having terms expiring in 1956, 1957 and 1958 shall be Office No. 1, Office No. 2 and Office No. 3, respectively, of such board of education and the two (2) additional members appointed hereunder shall be appointed to Office No. 4 and Office No. 5, with terms expiring in 1959 and 1960, respectively.

(e) At the annual election in 1956, and

each five (5) years thereafter, one (1) member shall be elected to Office No. 1 of any such board of education for a term of five (5) years; at the annual election in 1957, and each five (5) years thereafter, one (1) member shall be elected to Office No. 2 for a term of five (5) years; at the annual election in 1958 and each five (5) years thereafter, one (1) member shall be elected to Office No. 3 for a term of five (5) years; at the annual election in 1959, and each five (5) years thereafter, one (1) member shall be elected to Office No. 4 for a term of five (5) years; and at the annual election in 1960, and each five (5) years thereafter, one (1) member shall be elected to Office No. 5 for a term of five (5) years.

(f) If because of a failure to comply with the law or for any other reason the board of education of any school district actually has on July 1, 1955, more members than the number hereinbefore specified, such board of education shall continue to have the same number of members, serving for the same terms and elected at the same time as before, until such board of education, by resolution shown in its official minutes, signifies an acceptance of the foregoing provisions of this Section.

(G) TWO (2) OR MORE HIGH SCHOOL DISTRICTS IF BOTH, OR ALL OF WHICH, HAVE FEWER THAN THREE THOUSAND (3,000) STUDENTS IN AVERAGE DAILY ATTENDANCE FOR THE PREVIOUS SCHOOL YEAR, MAY CONSOLIDATE INTO A SINGLE HIGH SCHOOL DISTRICT. IF, THROUGH CONSOLIDATION, A SINGLE HIGH SCHOOL DISTRICT IS SO FORMED, THE BOARDS OF EDUCATION OF THE CONSOLIDATING DISTRICTS SHALL BE DEEMED DISSOLVED AND A NEW BOARD OF EDUCATION SHALL BE APPOINTED BY THE GOVERNOR. PROVIDED, HOWEVER, THAT IF THERE IS LOCATED WITHIN THE DISTRICTS BEING CONSOLIDATED ANY CITY OR

TOWN HAVING A POPULATION OF LESS THAN FIFTEEN THOUSAND (15,000) AND NOT MORE THAN FOUR (4) WARDS THE NEW BOARD OF EDUCATION SHALL CONSIST OF SEVEN (7) MEMBERS APPOINTED BY THE GOVERNOR AS FOLLOWS:

1. FROM THE DISTRICT HAVING THE LARGEST SCHOLASTIC POPULATION THE GOVERNOR SHALL APPOINT AN ELECTOR FROM EACH OF THE FOUR (4) WARDS TO FILL OFFICE NUMBERS ONE (1) THREE (3), FIVE (5) AND SEVEN (7).

2. FROM THE DISTRICT HAVING THE SECOND LARGEST SCHOLASTIC POPULATION THE GOVERNOR SHALL APPOINT ONE (1) ELECTOR FROM WARDS ONE (1) AND TWO (2) TO FILL OFFICE NUMBER TWO (2), AND ONE (1) ELECTOR FROM WARDS THREE (3) AND FOUR (4) TO FILL OFFICE NUMBER FOUR (4).

3. FROM ANY OTHER DISTRICT OR DISTRICTS, THE GOVERNOR SHALL APPOINT ONE (1) ELECTOR AT LARGE, NOT WITHIN ONE OF THE WARDS ABOVE MENTIONED, TO FILL OFFICE NUMBER SIX (6), OR IF THERE ARE NO OTHER DISTRICTS, AS IN THE CASE OF THE CONSOLIDATION OF ONLY TWO (2) SCHOOL DISTRICTS, THE GOVERNOR SHALL APPOINT ONE (1) ELECTOR FROM EITHER SUCH DISTRICT TO FILL OFFICE NUMBER SIX (6) AND WHO THEREAFTER BE ELECTED AT LARGE.

UPON EXPIRATION OF THE TERM OF OFFICE OF EACH SCHOOL BOARD MEMBER HIS SUCCESSOR SHALL BE ELECTED FROM THE WARD OR WARDS FROM WHICH INITIALLY APPOINTED, OR IF THERE BE NO WARDS, SUCH MEMBER SHALL BE ELECTED FROM THE OUTLYING AREA NOT WITHIN A WARD. THE TERMS OF OFFICE OF THE BOARD MEMBERS SHALL BE AS PROVIDED ELSEWHERE IN THIS ARTICLE. THE TERM FOR OF-

FICE NUMBER SIX (6), HOWEVER, SHALL BE CONCURRENT WITH OFFICE NUMBER THREE (3), AND THE TERM FOR OFFICE NUMBER SEVEN (7) SHALL BE CONCURRENT WITH THAT OF OFFICE NUMBER TWO (2). Provided further that subsection (g) shall not apply in counties of 300,000 population or more according to the last decennial census.

SECTION 2. Section 3, Chapter 47, O. S. L. 1967 (70 O. S. Supp. 1967 § 505.3) is amended to read as follows:

§ 505.3. The governing body of each public school in this State shall provide for and cause to be made an annual audit OR, IN THE CASE OF SCHOOL DISTRICTS WITH FIFTY THOUSAND (50,000) OR MORE IN AVERAGE DAILY ATTENDANCE, AUDIT OR AUDITS of the financial affairs and transactions of **[all]** EACH OF THE funds and activities of such public school for each fiscal year. Such audit OR AUDITS shall be made as of the end of the fiscal year; provided, however, the local Board of Education may require that audits be made at more frequent intervals.

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.

FOR THE HOUSE: Converse, Abbott, Bengtson.

FOR THE SENATE: Miller, Baggett, Hamilton.

HB 1311, 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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Williams, Young.—40.

Excused: Baldwin, Berry, Hargrave, McClendon, Selman, Smith, Stansberry, Terrill.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Williams, Young.—40.

Excused: Baldwin, Berry, Hargrave, McClendon, Selman, Smith, Stansberry, Terrill.—8.

The emergency was declared passed.

HB 1311, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF CCRs

The following CCR on SB 569 was read and adopted upon motion of Senator Gee:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 569, and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO MUNICIPAL COURTS; AMENDING 11 O.S. 1961

§ 958.1, AS AMENDED BY SECTION 1, CHAPTER 107, O. S. L. 1965, 11 O. S. 1961, § § 958.3, 958.5, 958.6 958.7, 958.8, 958.10, 958.12, 958.14, 958.15, 958.17, 958.18, 958.20, 958.21, 958.22; CREATING A MUNICIPAL COURT IN CITIES AND TOWNS; PROVIDING EXCEPTIONS; ETC. ETC. ETC. ETC,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendations:

1. That the Honorable House recede from all amendments and that the following Conference Committee Substitute be accepted, as coauthored by: Bamberger, McCune and Sparkman, of the House:

CCS for SB 569—By Smith, Gee, McGraw and Nichols.

An Act relating to Municipal Courts; amending 11 O. S. 1961, § 958.1, as amended by Section 1, Chapter 107, O. S. L. 1965, 11 O. S. 1961, § § 958.3, 958.5, 958.6, 958.7, 958.8, 958.10, 958.12, 958.14, 958.15, 958.17, 958.18, 958.20, 958.21 and 958.22; creating a Municipal Court in cities and towns; providing exceptions; prescribing procedures and jurisdiction; providing for a judge, or judges and their bond; imposing duty upon city attorney of prosecuting in said court; providing that costs, fees and mileage in said court's operation shall be fixed by the municipality's governing body; affording appeal and manner thereof; providing for disposition of revenue collected from fines, fees and forfeitures; continuing courts created under 11 O. S. 1961, § § 911 through 924, 941 through 955, and 957.1 through 957.23, subject to the provisions of 11 O. S. 1961, § 958.1 and § § 958.3 through 958.24, and procedures herein prescribed; authorizing the existence in a city of a Municipal Court established under 11 O. S. 1961, § § 781 through 805, and a Municipal Court established under 11 O. S. 1961, § § 958.1 through 958.24; repealing 11 O. S. 1961, § § 911 through 924, 941 through 955, 957.1 through 957.23, 958.25 and 20 O. S. 1961, § 91; providing for

transfer of certain actions to the district court, and for retention of certain other unconcluded actions in Municipal Courts; providing that thirty days after the effective date of this Act 11 O. S. 1961, § § 711 through 767, 1051 and 1052 are repealed and the courts established thereunder are at such time abolished; and providing for an effective date of this Act.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 11 O. S. 1961, § 958.1, as amended by Section 1, Chapter 107, O. S. L. 1965, is amended to read as follows:

§ 958.1 (A) There is hereby created in every city AND TOWN of this State *[having a population of seven thousand (7,000) or more, according to the last preceding Federal Decennial Census,]* a Municipal **[Criminal]** Court, which court shall have criminal jurisdiction to the extent and in the manner hereinafter provided; provided, that the courts hereby created shall not be courts of record. Provided, that the provisions of this Act shall not apply to any city OF LESS THAN THREE HUNDRED TWENTY THOUSAND (320,000) ACCORDING TO THE LATEST FEDERAL DECENNIAL CENSUS in which there is a municipal or city court created under the provisions of 11 O. S. 1961, §§ 781 to 805, inclusive, *[and 941 to 955, inclusive and 11 O. S. Supp. 1957 § § 957.1 to 957.23 inclusive]*. IN THIS CHAPTER, CITY INCLUDES CITIES AND INCORPORATED TOWNS AND MAYOR INCLUDES THE MAYOR OF A CITY AND THE CHAIRMAN OF A TOWN BOARD OF TRUSTEES.

(B) CITIES OF MORE THAN THREE HUNDRED TWENTY THOUSAND (320,000), ACCORDING TO THE LATEST FEDERAL DECENNIAL CENSUS, SHALL ESTABLISH A COURT UNDER THE PROVISIONS OF THIS SECTION, BUT THE JURISDICTION OF SAID COURT SHALL BE LIMITED TO PROSECUTION FOR VIOLATION OF ORDINANCES, WHERE THE PUNISHMENT SHALL NOT EXCEED A FINE OF FIFTY DOL-

LARS (\$50.00). PROVIDED THAT THE COURT MAY NOT IMPRISON A PERSON EXCEPT FOR THE ENFORCEMENT OF THE FINE AND COURT COSTS, OR BOTH. EXCEPT, THE JUDGES OF COURTS IN CITIES OF OVER THREE HUNDRED TWENTY THOUSAND (320,000) SHALL NOT ENGAGE IN THE PRACTICE OF LAW.

SECTION 2. 11 O. S. 1961, § 958.3, is amended to read as follows:

§ 958.3. Each Municipal **[Criminal]** Court hereby established shall have original jurisdiction to hear and determine all prosecutions wherein a violation of any ordinance of the city where the court is established is charged~~], and shall have coordinate jurisdiction with the County Court and courts of justices of the peace in the county where such court is located in all cases wherein a violation of any statute of this state is charged and where the offense or misdemeanor against the laws of the state shall have been committed within the corporate limits of the city wherein such court is established.]~~

SECTION 3. 11 O. S. 1961, § 958.5, is amended to read as follows:

§ 958.5. The code of procedure in such court, except as may be otherwise provided herein, shall be the same as is now provided by law for **[justices of the peace, except that the judge of such court may instruct the jury as to the law when requested]** THE TRIAL OF MISDEMEANORS. THE COURT SHALL TAKE JUDICIAL NOTICE OF STATE STATUTES AND THE ORDINANCES OF THE CITY IN WHICH IT IS LOCATED. Writs and process of the court may be issued by the judge or clerk thereof to any proper officer.

SECTION 4. 11 O. S. 1961, § 958.6, is amended to read as follows:

§ 958.6. In all prosecutions in said court, for any offense punishable by a fine of more than Twenty Dollars (\$20.00), including costs, or by imprisonment, or by both such fine and imprisonment,

a jury trial shall be had unless waived by the defendant AND THE CITY. In prosecutions for all other offenses, or in cases wherein a jury trial is waived by the defendant AND THE CITY, trial shall be to the court. Jurors shall be good and lawful men or women, citizens of the county in which the court sits, having the qualifications of jurors and in the District Court. **[The]** Jurors **[in each case]** shall be selected **[and summoned in the manner prescribed by law for the selection and summoning of jurors for the trial of criminal causes in the Justice of the Peace Courts]** UNDER THE SAME TERMS AND CONDITIONS AS ARE PROVIDED FOR BY LAW FOR THE DISTRICT COURTS. UPON WRITTEN REQUEST OF THE JUDGE OF THE MUNICIPAL COURT FOR A STATED NUMBER OF JURORS TO THE PRESIDING JUDGE OF THE APPROPRIATE DISTRICT COURT, IT SHALL BE THE DUTY OF THE CLERK OF SAID DISTRICT COURT TO DRAW FROM THE JURY WHEEL THE REQUESTED NUMBER OF JURORS IN THE SAME MANNER AS IS PROVIDED BY LAW FOR THE DISTRICT COURT, AND TO PREPARE A LIST OF THE NAMES DRAWN AND CERTIFY SUCH LIST TO THE JUDGE OF THE MUNICIPAL COURT. SUMMONS OF THE PROSPECTIVE JURORS SHALL BE ISSUED AS SET OUT BY ORDINANCE, AND MAY BE SERVED IN PERSON BY THE CHIEF OF POLICE OR ANY MEMBER OF THE POLICE FORCE OF THE CITY, OR MAY BE SERVED BY THE CLERK OF THE MUNICIPAL COURT BY CERTIFIED MAIL, WITH A RETURN RECEIPT REQUESTED. A jury in Municipal **[Criminal]** Courts created by this Act shall consist of six (6) jurors, five (5) of whom may return a verdict.

SECTION 5. 11 O. S. 1961, § 958.7 is amended to read as follows:

§ 958.7. (A) THE NUMBER OF JUDGES FOR EACH MUNICIPAL COURT SHALL BE DETERMINED BY THE

GOVERNING BODY OF THE CITY WHERE THE COURT IS ESTABLISHED. IN THIS ACT, JUDGE INCLUDES JUDGES. The judge of each such Municipal Court shall be appointed by the mayor of the city where the court is established, with the consent of the governing body of said city, and PROVIDED THAT THE JUDGE OF ANY MUNICIPAL COURT EXISTING AT THE TIME OF PASSAGE OF THIS ACT SHALL CONTINUE IN OFFICE UNTIL SUCH TIME AS HIS SUCCESSOR IS APPOINTED AND QUALIFIED. **[Said judge]** THE JUDGE OF ANY COURT CREATED UNDER THIS ACT shall be **[an attorney at law]** LICENSED TO PRACTICE LAW IN THE STATE OF OKLAHOMA, EXCEPT AS PROVIDED IN SUBSECTION (B) HEREOF. **[He shall serve for a term of two (2) years, expiring on a date fixed by ordinance, and until his successor is appointed and qualified, unless sooner removed by the vote of a majority of all members of the governing body, for such cause as is provided by the law of this State for the removal of public officers.]** ANY CITY CHARTER OR MUNICIPAL ORDINANCE TO THE CONTRARY NOTWITHSTANDING, HE SHALL SERVE FOR A TERM OF TWO (2) YEARS, EXPIRING ON A DATE FIXED BY ORDINANCE, AND UNTIL HIS SUCCESSOR IS APPOINTED AND QUALIFIED, UNLESS SOONER REMOVED BY THE VOTE OF A MAJORITY OF ALL MEMBERS OF THE GOVERNING BODY, FOR SUCH CAUSE AS IS PROVIDED BY THE LAW OF THIS STATE FOR THE REMOVAL OF PUBLIC OFFICERS. ANY APPOINTMENT TO FILL A VACANCY SHALL BE FOR THE UNEXPIRED TERM. EXCEPT IN CITIES OF MORE THAN THREE HUNDRED TWENTY THOUSAND (320,000) POPULATION. **[Nothing]** NOTHING herein shall be construed to prevent the judge from engaging in the practice of law in any other court during his tenure of office. The judge shall be paid a salary to be fixed by the governing body

of the city. He shall be paid in the same manner as other city officials.

(B) IN ANY CITY OF LESS THAN SEVEN THOUSAND FIVE HUNDRED (7,500) POPULATION, THE MAYOR, WITH THE CONSENT OF THE GOVERNING BODY, MAY APPOINT ANY SUITABLE AND PROPER PERSON AS JUDGE WHO IS A RESIDENT OF THAT CITY. THE MAYOR MAY BE DESIGNATED AS JUDGE OF THE MUNICIPAL COURT UPON APPROVAL OF THE CITY COUNCIL.

(C) IN CITIES OF SEVEN THOUSAND FIVE HUNDRED (7,500) OR MORE POPULATION, IF NO ATTORNEY LICENSED TO PRACTICE LAW IN THE STATE OF OKLAHOMA RESIDES IN THE COUNTY IN WHICH SAID CITY IS LOCATED, WHO IS AT THE TIME OF APPOINTMENT WILLING TO ACCEPT THE APPOINTMENT AS JUDGE, THE MAYOR, WITH THE CONSENT OF THE GOVERNING BODY, MAY APPOINT ANY SUITABLE AND PROPER PERSON AS JUDGE.

(D) IF THE JUDGE OF THE MUNICIPAL COURT IS NOT A LICENSED ATTORNEY, THE TRIAL SHALL BE TO THE COURT, AND THE COURT MAY NOT IMPOSE A FINE AND COSTS WHICH, TAKEN TOGETHER, EXCEED TWENTY DOLLARS (\$20.00) AND MAY NOT ORDER THE DEFENDANT IMPRISONED, EXCEPT FOR THE NON-PAYMENT OF FINES OR COST, OR BOTH.

SECTION 6. 11 O. S. 1961, § 958.8 is amended to read as follows:

§ 958.8. The city attorney of each city where such court is established shall be the prosecuting officer of the Municipal **【Criminal】** Court, and the relation which he shall bear to said court shall be the same as that borne to the County Court by the County attorney. He shall have full power to prosecute for the violations of any **【laws of this State or for violations of any】** ordinance of the city

in the Municipal **【Criminal】** Court, as herein provided, and shall have the power to prosecute and resist appeals and proceedings in error and review from the Municipal **【Criminal】** Court.

SECTION 7. 11 O. S. 1961, § 958.10 is amended to read as follows:

§ 958.10. **【All of the fees collected and all fines and forfeitures which may come into the Municipal Criminal Court shall be paid over to the city treasurer where such court is established, and all such amounts so collected shall be used by such city in the operation of the municipal government in such manner as the governing body of such city may determine by ordinance or resolution.】** THE GOVERNING BODY OF THE CITY SHALL DETERMINE BY ORDINANCE THE FEES AND MILEAGE THAT SHALL BE PAID TO JURORS AND WITNESSES IN A MUNICIPAL COURT, PROVIDED, HOWEVER, NO WITNESS FEE SHALL BE PAID TO ANY POLICE OR PEACE OFFICER. THE JURY FEE AND MILEAGE DUE JURORS AND WITNESSES SHALL BE PAID AS PROVIDED BY ORDINANCE.

SECTION 8. 11 O. S. 1961, § 958.12 is amended to read as follows:

§ 958.12. All prosecutions commenced shall be by **【information】** COMPLAINT which **【shall be made by the city attorney of the city where the court is established and such information】** shall be subscribed by the person making complaint and shall be verified. **【as informations are required to be verified in the county court.】** PROVIDED, THAT NO WARRANT FOR ARREST SHALL BE ISSUED UNTIL THE COMPLAINT HAS BEEN APPROVED BY THE CITY ATTORNEY OR THE JUDGE OF THE MUNICIPAL COURT. All prosecutions for the violation of city ordinances shall be styled, "The City of ----- (naming the city) vs.----- (naming the person or persons charged)." **【and all prosecutions for**

the violation of any law of this state shall be styled, "The State of Oklahoma vs. ----- (naming the person or persons charged)".]

SECTION 9. 11 O. S. 1961, § 958.14 is amended to read as follows:

§ 958.14. (A) [Appeals] AN APPEAL may be taken from [such court in all cases of prosecution for misdemeanors and violations of ordinances of the city to the District Court, Superior Court, Court of Common Pleas or County Court in the same manner as is now provided by law for appeals from Justice of the Peace Courts in criminal cases] A FINAL JUDGMENT OF THE MUNICIPAL COURT BY THE DEFENDANT BY FILING IN THE DISTRICT COURT OF THE COUNTY WHEREIN THE MUNICIPAL COURT IS LOCATED WITHIN TEN (10) DAYS FROM THE DATE OF THE FINAL JUDGMENT A NOTICE OF APPEAL AND BY FILING A COPY OF THE NOTICE WITH THE MUNICIPAL COURT. IN CASE OF AN APPEAL, A TRIAL DE NOVO SHALL BE HAD, AND THERE SHALL BE A RIGHT TO A JURY TRIAL, IF THE OFFENSE IS PUNISHABLE BY MORE THAN TWENTY DOLLARS (\$20.00).

(B) UPON CONVICTION OR NOTICE OF APPEAL BEING FILED, THE JUDGE OF THE MUNICIPAL COURT SHALL ENTER AN ORDER ON HIS DOCKET FIXING AN AMOUNT IN WHICH BAIL MAY BE GIVEN BY THE DEFENDANT. BAIL MAY BE TAKEN BY THE JUDGE WHO RENDERED THE JUDGMENT, OR BY THE APPELLATE COURT OR THE CLERK THEREOF.

(C) UPON APPEAL BEING TAKEN THE JUDGE SHALL WITHIN TEN (10) DAYS CERTIFY TO THE CLERK OF THE APPELLATE COURT THE ORIGINAL PAPERS IN THE CASE, AND IF SAID PAPERS HAVE NOT BEEN CERTIFIED TO THE APPELLATE COURT, THE PROSECUTING ATTORNEY SHALL TAKE THE NECESSARY STEPS TO

HAVE THE PAPERS CERTIFIED TO THE APPELLATE COURT WITHIN TWENTY (20) DAYS OF THE JUDGMENT, AND FAILURE TO DO SO, EXCEPT FOR GOOD CAUSE SHOWN, SHALL BE GROUNDS FOR DISMISSAL OF THE CHARGE BY THE APPELLATE COURT, THE COST TO BE TAXED TO THE CITY.

(D) ALL PROCEEDINGS NECESSARY TO CARRY THE JUDGMENT INTO EFFECT SHALL BE HAD IN THE APPELLATE COURT.

SECTION 10. 11 O. S. 1961, § 958.15 is amended to read as follows:

§ 958.15. Whenever any person shall be convicted in the Municipal [Criminal] Court [for any crime] OF VIOLATING A MUNICIPAL ORDINANCE, the judge trying said cause, after sentence, may suspend said judgment [and sentence] OR COSTS OR BOTH and allow said person so convicted to be released upon his own recognizance. [No such person shall be released who, prior thereto, has not borne a good reputation, or who, prior thereto, may have been convicted of any crime in any state or territory of the United States, provided, however, said judge also may suspend the judgment and sentence of a youth under the age of twenty-one (21) years who has been convicted of any crime in any other state or territory of the United States.] Any person so released as provided herein shall be required to report at such times and to such person or officer as the judge shall direct. Provided, it it shall be made to appear to the judge that such person so released has been guilty of the violation of any law after his said release, or is habitually associating with lewd or vicious persons, or is indulging in vicious habits, in that event said judge shall cause a warrant to be issued for said person and he shall be delivered forthwith to the place of confinement to which he was originally sentenced and shall serve out the full term for which he has been originally sentenced.

SECTION 11. 11 O. S. 1961, § 958.17, is amended to read as follows:

§ 958.17. The District *[or Superior]* Court of each county wherein such Municipal *[Criminal]* Court is established shall have the same jurisdiction to issue to such municipal *[Criminal]* Court writs of mandamus, prohibition, and certiorari as the *[District or Superior Courts now have to issue such writs to the Justice of the Peace Courts, or the]* Supreme Court NOW HAS TO ISSUE SUCH WRITS to courts of record.

SECTION 12. 11 O. S. 1961, § 958.18, is amended to read as follows:

§ 958.18. (A) The *[judge and]* clerk of each Municipal *[Criminal]* Court established hereunder shall give bond to the governing body of the city where the court is established, *[conditioned in the same manner as bonds of justices of the peace of this State,]* and SAID BOND SHALL BE approved by the governing body of such city, *[each such bond to]* AND SHALL be in an amount to be fixed by the governing body. THE BOND SHALL BE IN SUBSTANCE AS FOLLOWS:

I, -----, CLERK OF THE MUNICIPAL COURT OF -----, STATE OF OKLAHOMA, AND ----- AND -----, HIS SURETIES, DO JOINTLY AND SEVERALLY AGREE TO PAY ON DEMAND EACH AND EVERY PERSON WHO MAY BE ENTITLED THERETO, ALL SUCH SUMS OF MONEY AS THE SAID CLERK MAY BECOME LIABLE TO PAY, ON ACCOUNT OF ANY MONEYS WHICH MAY COME INTO HIS HANDS, BY VIRTUE OF HIS OFFICE.

DATED AT -----, THIS ----- DAY OF -----

(SIGNED)

(B) THE GOVERNING BODY OF THE CITY WHERE THE COURT IS ESTABLISHED MAY PROVIDE THAT THE JUDGE, THE ALTERNATE JUDGE, AND ACTING JUDGE, OR ANY OF THEM,

SHALL GIVE A BOND TO THE GOVERNING BODY OF THE CITY. IF A BOND IS REQUIRED, IT SHALL BE IN AN AMOUNT TO BE FIXED BY THE GOVERNING BODY. IT SHALL BE CONDITIONED IN THE SAME MANNER AS THE BOND THAT IS REQUIRED OF THE CLERK OF THE COURT, AND IT SHALL BE APPROVED BY THE GOVERNING BODY.

SECTION 13. 11 O. S. 1961, § 958.20, is amended to read as follows:

§ 958.20. *[In all cases brought in said court there shall be taxed therein the same fees as are allowed by law in such cases before justices of the peace, and when the same are collected they]* ALL OF THE FEES, FINES AND FORFEITURES WHICH COME INTO THE MUNICIPAL COURT shall be paid by the clerk of said court to the city treasurer *[on the first Monday in]* AT LEAST TWICE each month. The city treasurer shall credit such *[fees]* DEPOSITS to the fund designated by the governing body of the city where the court is established. He shall make duplicate receipts for the same, one of which shall be retained by the city treasurer together with a detailed statement of the items of all costs, the style of the case in which they were paid, and the name of the party paying the same*;* *provided that no money deposited or collected for fees of witnesses or jurors shall be deposited with such treasurer, but shall be paid by the clerk of said court to the parties to whom they are due; provided, further, that if said parties do not claim such fees or deposits within one year from the time of the trial of said cause, such fees or deposits shall become the property of the city, and it shall be the duty of said clerk to turn the same in to the city treasurer].*

SECTION 14. 11 O. S. 1961, § 958.21, is amended to read as follows:

§ 958.21. In the event of disqualification of the judge in a particular case, or his absence or inability to act, the mayor

of the city where any such court is established may appoint some [attorney] PERSON qualified as provided in Section [6] 958.7 HEREOF, as acting municipal judge of such court in the place of the judge during his absence or inability to act or in a case wherein the judge is disqualified, OR, IN ITS DISCRETION, THE GOVERNING BODY OF SUCH MUNICIPALITY MAY PROVIDE BY ORDINANCE FOR THE APPOINTMENT, IN THE SAME MANNER AND FOR THE SAME TERM AS THE JUDGE, OF AN ALTERNATE JUDGE OF SAID COURT, POSSESSING THE QUALIFICATIONS PRESCRIBED BY SECTION 958.7 HEREOF, WHO SHALL SIT AS ACTING JUDGE OF SAID COURT IN CASE OF THE ABSENCE, INABILITY OR DISQUALIFICATION OF THE JUDGE THEREOF. IF BOTH THE JUDGE AND THE ALTERNATE JUDGE ARE UNABLE TO SIT, THE MAYOR MAY APPOINT AN ACTING JUDGE AS HEREINBEFORE PROVIDED. THE GOVERNING BODY OF THE MUNICIPALITY, BY ORDINANCE, SHALL PROVIDE FOR THE COMPENSATION OF AN ACTING JUDGE OF THE COURT.

SECTION 15. 11 O. S. 1961, § 958.22, is amended to read as follows:

§ 958.22. *[In the absence of the judge, the chief of police shall have authority to fix bonds in all cases involving the commission of a misdemeanor or violation of a city ordinance; provided, however, that the judge alone shall have the power to fix bonds in felony cases, and provided further that no bond shall be fixed by any official of said court unless the defendant is present personally in said court and the case against him has been entered upon the docket.]* THE DEFENDANT SHALL BE ELIGIBLE TO BE ADMITTED TO BAIL EITHER BEFORE OR AFTER ARRAIGNMENT, IN ALL CASES INVOLVING THE VIOLATION OF A CITY ORDINANCE. THE AMOUNT AND CONDITIONS THEREOF SHALL BE DETERMINED BY THE JUDGE, WHO, BY

APPROPRIATE RULES OF THE COURT, SHALL PRESCRIBE RULES FOR THE RECEIPT OF BAIL. IN THE EVENT OF ARRESTS AT NIGHT, OR OTHER EMERGENCY, OR WHEN THE JUDGE IS NOT AVAILABLE, THE CHIEF OF POLICE OR HIS DESIGNATED REPRESENTATIVE SHALL BE AUTHORIZED BY THE JUDGE TO ACCEPT A TEMPORARY CASH BOND IN A SUFFICIENT AMOUNT TO SECURE THE APPEARANCE OF THE ACCUSED, BUT IN NO EVENT SHALL SAID CASH BOND BE LESS THAN TEN DOLLARS (\$10.00) NOR MORE THAN THE MAXIMUM PENALTY PROVIDED BY ORDINANCE FOR EACH OFFENSE CHARGED.

SECTION 16. The arraignment shall be made by the court. The judge or the prosecuting attorney shall read the complaint to the defendant, inform him of his legal rights and of the consequences of conviction, and ask him whether he pleads guilty or not guilty. Provided, however, that the governing body of said city may, by ordinance or resolution, prescribe a schedule of fines which the defendant may pay in lieu of his appearance before the Municipal Court and such payment shall constitute a final determination of the cause against the defendant.

SECTION 17. The governing body of the city shall determine by ordinance the costs that shall be charged and collected by the clerk of the court, but such costs shall not exceed the sum of Ten Dollars (\$10.00) plus the fees and mileage of jurors and witnesses.

SECTION 18. The payment of a fine or costs or both may be enforced by imprisonment until the same shall be satisfied at the rate of Two Dollars (\$2.00) per day.

SECTION 19. Except in cities of more than three hundred twenty thousand (320,000) population, according to the latest Federal Decennial Census, a court that is created under the provisions of 11 O. S. 1961 § 958.1, as amended by this Act, shall continue in existence notwithstanding the

fact that the population of the city exceeds one hundred twenty-five thousand (125,000) according to the latest Federal Census unless the governing body of the city provides by ordinance that court shall be abolished; provided, however, that if the court is not abolished, it shall be subject to the provisions of 11 O. S. 1961, § 958.1(b), as amended by Section 1 of this Act. *【Courts organized under both acts may exist in a city at the same time.】*

SECTION 20. Sections 16 through 19 of this Act shall apply to courts that are created under 11 O. S. 1961, § 958.1.

SECTION 21. 11 O. S. 1961, § 958.25, and 20 O. S. 1961, § 91, are hereby repealed.

SECTION 22. 11 O. S. 1961, §§ 911 through 924, 941 through 955, and 957.1 through 957.23, are hereby repealed. The courts that have been created under these sections are not abolished, except in cities of more than three hundred and twenty thousand (320,000) population according to the latest Federal Decennial Census, but shall continue in existence subject to the provisions of § 958.1 and §§ 958.3 through 958.24 of 11 O. S. 1961, and the provisions of this Act, and the courts shall retain jurisdiction of any actions that are pending therein subject to the provisions of Section 23 of this Act. Employees of such courts shall continue to retain their positions subject to the terms and conditions that existed before the passage of this Act, and any balances in the appropriations for the operation and maintenance of the court shall continue to be appropriated and used for the operation and maintenance of the court.

SECTION 23. On the effective date of this Act, all civil actions and all proceedings against a defendant for violating a state statute that are pending in any Municipal Court and have not been tried are transferred to the District Court having jurisdiction of the action. All pleadings and other papers and documents in connection with such actions and proceedings shall be transferred immediately by the

clerk of the Municipal Court to the clerk of the appropriate District Court. The District Attorney for the judicial district in which the Municipal Court is located shall be responsible for the prosecution or other disposition of proceedings for the violation of state statutes that are transferred to the District Court. The Municipal Court shall retain jurisdiction for the purpose of finally disposing of civil actions and proceedings for the violation of a state statute that were tried before the effective date of this Act, but if a new trial is ordered in any such proceedings, the same shall be transferred to the District Court.

SECTION 24. Thirty (30) days after the effective date of this Act, 11 O. S. 1961, §§ 711 through 767, and 1051 and 1052, are repealed and the courts thereunder are abolished. Any actions that are pending in any court that was created under such statutes shall be transferred to any other Municipal Court in the same city, and the court to which such actions are transferred shall succeed to and assume jurisdiction of such actions with full power to dispose of them and to enforce any orders that have been made in such actions. The records of courts that are abolished by this section shall be transferred to such other Municipal Court in the same city.

If the city does not have any other Municipal Court, actions that are pending in a court that is abolished by this section shall be dismissed, and the records of the court shall be transferred to the city clerk.

SECTION 25. The Supreme Court is authorized to issue orders of statewide application relative to procedures in and practices before such courts and appeals therefrom, subject to the provisions of this Act, and under its general superintending control of all inferior courts, shall have the power and authority, by and through the Chief Justice of the Supreme Court, to call annual conferences of the judges of the Municipal Courts of this State to consider

matters calculated to bring about a more speedy and efficient administration of justice.

SECTION 26. This Act shall become effective on January 13, 1969.

FOR THE SENATE: Gee, Hamilton.

FOR THE HOUSE: McCune, Bamberger, Sparkman.

SB 569, 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: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Find-eiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Mas-sad, Massey, Murphy, Nichols, Payne, Por-ter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baldwin, Berrong, Ferrell, Field, Keels.—5.

Excused: Berry, Grantham, Hargrave, McClendon, Miller, Selman, Stansberry.—7.

The Bill as amended in Conference, was declared passed.

SB 569, together with Conference Com-mittee Report thereon, was ordered trans-mitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 536 was read and adopted upon motion of Senator Gee:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SEN-ATE BILL NO. 536, and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO CIVIL PRO-CE-DURE; PROVIDING FOR THE DOCK-ETING OF CLAIMS FOR AMOUNTS NOT EXCEEDING FOUR HUNDRED DOL-LARS' (\$400.00) IN THE DISTRICT COURTS UNDER THIS SMALL CLAIMS

PROCEDURE ACT; * * * AND PROVID-ING FOR AN EFFECTIVE DATE,

beg leave to report that we have had the same under consideration and herewith return the same with the recommenda-tion that the following Conference Com-mittee Substitute for Senate Bill No. 536 be adopted:

CCS for SB 536—By Gee, of the Senate and Bamberger, McCune and Hill of the House.

An Act relating to civil procedure; pro-viding for the docketing of claims for amounts not exceeding Four Hundred Dol-lars (\$400.00) in the District Courts under this Small Claims Procedure Act; provid-ing for exceptions thereto; prescribing small claims procedure; providing for transfer to another docket of the District Court in certain instances; directing cod-ification; repealing 39 O. S. 1961, § § 651 to 667, inclusive; and providing for an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. An action for the recov-ery of money in the nature of contract or tort, subrogation claims, other than for slander or libel, where the amount claimed does not exceed Four Hundred Dollars (\$400.00), may be filed under the small claims procedure of this Act; provided, however, that no action may be brought under small claims procedure by any col-lection agency, collection agent, or an as-signee of a claim.

SECTION 2. Any action brought under this Act may be commenced and main-tained in the county in which the defen-dant or any defendant resides at the commencement of the action.

SECTION 3. Actions shall be com-menced, heard and determined under the small claims procedure whenever any per-son executes an affidavit in the follow-ing form and files the same with the clerk of the court:

In the District Court, County of
....., State of Oklahoma.

Plaintiff
vs.

Defendant
Small Claims No. -----
STATE OF OKLAHOMA)
) ss
COUNTY OF -----)
-----, being duly
sworn, deposes and says: That the defend-
ant is indebted to the plaintiff in the sum
of \$----- for -----,
that plaintiff has demanded payment of
said sum, that the defendant refused to pay
the same and no part of the amount sued
for has been paid, that the defendant re-
sides at -----, in the
above-named county, and that the mailing
address of the plaintiff is -----

Subscribed and sworn to before me this
 ____ day of _____, 19____.

Notary Public (or Clerk or Judge)

On the affidavit shall be printed:

ORDER

The people of the State of Oklahoma, to
the within-named defendant:

You are hereby directed to appear and answer the foregoing claim at _____ (name or address of building), in _____ County of _____, State of Oklahoma, on the _____ day of _____, 19____, at the hour of _____ o'clock in the _____ noon of said day, or seven (7) days after service hereof, whichever is the latter, and to have with you, then and there, all books, papers and witnesses needed by you to establish your defense to said claim.

And you are further notified that in case you do not so appear judgment will be given against you for the amount of said claim as it is stated in said affidavit and, in addition, costs of the action (including attorney fees where provided by law), including costs of service of the order.

Dated this ----- day of -----, 19----

Clerk of the Court (or Judge)

SECTION 4. The claimant shall prepare such an affidavit as is set forth in Section 3 of this Act, or, at his request, the clerk of said court shall draft the same for him. Such affidavit may be presented by the claimant in person or sent to the clerk by mail. Upon receipt of said affidavit, properly sworn to, the clerk shall file the same and make a true and correct copy thereof, and the clerk shall fill in the blanks in the order printed on said copy and sign the order.

SECTION 5. The defendant shall be served by mail. The clerk shall enclose a copy of the affidavit and the order in an envelope addressed to the defendant at the address stated in said affidavit, prepay the postage, and mail said envelope to said defendant by certified mail and request a return receipt from addressee only. The clerk shall attach to the original affidavit the receipt for the certified letter and the return card thereon or other evidence of service of said affidavit and order. If the envelope is returned undelivered, the clerk shall deliver a copy of the affidavit and order to the sheriff who shall serve the defendant in the time set in Section 7.

SECTION 6. The date for the appearance of the defendant as provided in the order endorsed on the affidavit shall not be more than thirty (30) days nor less than ten (10) days from the date of said order. The order shall be served upon the defendant at least seven (7) days prior to the date specified in said order for the appearance of the defendant. If it is not served upon the defendant, the plaintiff must apply to the clerk for a new order setting a new day for the appearance of the defendant, which shall not be more than thirty (30) days nor less than ten (10) days from the date of the issuance of the new order. When the clerk has fixed the date for appearance of the

defendant, he shall inform the plaintiff, either in person or by certified mail, of said date and order the plaintiff to appear on said date.

SECTION 7. On motion of the defendant requesting that the action be transferred from the small claims docket to another docket of the court, and on depositing the sum of Twenty Five Dollars (\$25.00) as the court cost, and thereafter the procedure prescribed by House Bill No. 1174 of the Second Session of the 31st. Oklahoma Legislature, shall prevail as to other costs, the action shall proceed as other civil actions and shall not proceed under the small claims procedure. The motion must be delivered to the plaintiff in person and filed with the clerk of the court not later than forty-eight (48) hours prior to the hour set for the appearance of the defendant in such action.

SECTION 8. No formal pleading, other than the claim and notice, shall be necessary, but if the defendant wishes to state new matter which constitutes a counterclaim or a setoff, he shall file a verified answer, a copy of which shall be delivered to the plaintiff in person, and filed with the clerk of the court not later than forty-eight (48) hours prior to the hour set for the appearance of said defendant in such action. Such answer shall be made in substantially the following form:

COUNTERCLAIM OR SETOFF

In the District Court, County of _____,
State of Oklahoma.

Plaintiff

vs.

Defendant

Small Claims No. -----

Claim of Defendant

STATE OF OKLAHOMA)
) ss
COUNTY OF _____)

-----, being first
duly sworn, deposes and says: That said
plaintiff is indebted to said defendant in

the sum of \$----- for -----
-----, which amount defendant prays
may be allowed as a claim against the
plaintiff herein.

Subscribed and sworn to before me this
---- day of -----, 19 ----

Notary Public (or Clerk or Judge)

SECTION 9. If a claim, a counterclaim, or a setoff is filed for an amount in excess of Four Hundred Dollars (\$400.00), the action shall be transferred to another docket of the District Court unless both parties agree in writing and file said agreement with the papers in the action that said claim, counterclaim or setoff shall be tried under the small claims procedure. If such an agreement has not been filed, a judgment in excess of Four Hundred Dollars (\$400.00) may not be enforced for the part that exceeds Four Hundred Dollars (\$400.00). If the action is transferred to another docket of the District Court, the person whose claim exceeded Four Hundred Dollars (\$400.00) shall deposit with the clerk the court costs that are charged in other cases, less any sums that have been already paid to the clerk, or his claim shall be dismissed and the remaining claims, if any, shall proceed under the small claims procedure.

SECTION 10. No attachment or garnishment, except in aid of execution, which is hereby authorized, shall issue under the small claims procedure. No depositions shall be taken or interrogatories or other discovery proceeding shall be used under the small claims procedure except in aid of execution. No new parties shall be brought into the action, and no party shall be allowed to intervene in the action.

SECTION 11. Actions under the small claims procedure shall be tried to the Court. Provided, however, if either party wishes a reporter or jury, he must notify the clerk of the Court in writing at least forty-eight (48) hours before the time set for the defendant's appearance and must deposit with said notice with the

clerk Twenty-five Dollars (\$25.00). The plaintiff and the defendant shall have the right to offer evidence in their behalf by witnesses appearing at such hearing, and the judge may call such witnesses and order the production of such documents as he may deem appropriate. The hearing and disposition of such actions shall be informal with the sole object of dispensing speedy justice between the parties.

SECTION 12. If judgment be rendered against either party for the payment of money, said party shall pay the same forthwith, provided, however, the judge may make such order as to time of payment or otherwise as may, by him, be deemed to be right and just if such order is agreed upon by both plaintiff and defendant.

SECTION 13. Appeals may be taken from the judgment rendered under small claims procedure to the Supreme Court of the State in the same manner as appeals are taken in other civil actions.

SECTION 14. A fee of Three Dollars (\$3.00) shall be charged and collected for the filing of the affidavit for the commencement of any action, or for the filing of any counterclaim or setoff, a fee of seventy-five cents (\$0.75) shall be charged and collected for the mailing of the copy of the affidavit and seventy-five cents (\$0.75) for each notice mailed, and no other fee or charge shall be collected by any officer for any service rendered under this Act, or for the taking of affidavits for use in connection with any action tried under this Act. If the affidavit and order are served by the sheriff, the clerk shall collect the usual sheriff's fee, which shall be taxed as costs in the case. Provided, however, after judgment, the clerk shall issue such process and shall be entitled to collect such fees and charges as are allowed by law for like services in other actions and no others. All fees collected hereunder shall be deposited with other fees that are collected by the District Court.

SECTION 15. The prevailing party in an action is entitled to costs of the action, including the costs of service of the order for the appearance of the defendant and the costs of enforcing any judgment rendered therein.

SECTION 16. This Act shall be known as "The Small Claims Procedure Act", and shall be incorporated in Title 12, Oklahoma Statutes.

SECTION 17. 39 O. S. 1961, § § 651 through 667, are hereby repealed.

SECTION 18. This Act shall become effective January 13, 1969.

FOR THE SENATE: Gee, Birdsong, Luton.

FOR THE HOUSE: McCune, Bamberger, Inhofe.

SB 536, as amended in Conference, was read at length.

On the question of passage of Bill as amended in Conference, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Masad, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Berry, Grantham, Hargrave, McClendon, Massey, Porter, Selman, Stansberry, Stipe.—9.

The Bill as amended in Conference, was declared passed.

SB 536, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING CONSIDERATION ON CCRs

Upon motion of Senator Garrett, the Conference Committee Report on HB 1121 was declared adopted.

HB 1121, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Holden, Howard, Keels, Luton, McSpadden, Massad, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Young.—29.

Nay: Ferrell, Field, Hamilton, Horn, Martin, Taliaferro, Terrill, Williams.—8.

Excused: Atkinson, Berry, Grantham, Hargrave, McClendon, McGraw, Massey, Porter, Selman, Stansberry, Stipe.—11.

The Bill as amended in Conference, was declared passed.

HB 1121, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The following **CCR** on **SB 628** was read and adopted upon motion of Senator Howard:

Mr. President
and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 628, and Engrossed House Amendments thereto, by Howard and Gee of the Senate and Peterson, McCune and Patterson (Ruth) of the House entitled:

AN ACT RELATING TO JURIES: AMENDING 22 O. S. 1961, § 601; PROVIDING CONSTITUENCY OF JURIES IN CRIMINAL CASES; PROVIDING CONSTITUENCY OF JURIES IN CIVIL ACTION; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE,

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 House recede from its Amendment No. 1.

FOR THE SENATE: Howard, Nichols, Gee.

FOR THE HOUSE: Peterson, McCune.

SB 628, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—37.

Excused: Berrong, Berry, Grantham, Hargrave, McClendon, McGraw, Porter, Selman, Stansberry, Stipe, Taliaferro.—11.

The Bill as amended in Conference, was declared passed.

SB 628, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Smalley, the Conference Committee Report on **HB 1309** was declared adopted.

HB 1309, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—37.

Excused: Berrong, Berry, Grantham, Hargrave, McClendon, McGraw, Porter, Selman, Stansberry, Stipe, Taliaferro.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—37.

Excused: Berrong, Berry, Grantham, Hargrave, McClendon, McGraw, Porter, Selman, Stansberry, Stipe, Taliaferro.—11.

The emergency was declared passed.

HB 1309, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baggett, the Conference Committee Report on **HB 1109** was declared adopted.

HB 1109, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Williams, Young.—36.

Excused: Berrong, Berry, Garrison, Grantham, Hargrave, McClendon, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Mur-

phy, Nichols, Payne, Romang, Short, Smalley, Smith, Williams, Young.—36.

Excused: Berrong, Berry, Garrison, Grantham, Hargrave, McClendon, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1109, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Romang, the Conference Committee Report on **HB 1191** was declared adopted.

HB 1191, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Williams, Young.—36.

Excused: Berrong, Berry, Garrett, Grantham, Hargrave, McClendon, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Williams, Young.—36.

Excused: Berrong, Berry, Garrett, Grantham, Hargrave, McClendon, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1191, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Young, the Conference Committee Report on **SB 732** was declared adopted.

SB 732, 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: Atkinson, Baggett, Baldwin, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Excused: Berrong, Berry, Birdsong, Garrett, Grantham, Hargrave, Howard, McClendon, Porter, Selman, Stansberry, Stipe, Taliaferro.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Excused: Berrong, Berry, Birdsong, Garrett, Grantham, Hargrave, Howard, McClendon, Porter, Selman, Stansberry, Stipe, Taliaferro.—13.

The emergency was declared passed.

SB 732, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **SB 604** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 604, and Engrossed House Amendments thereto, by Atkinson of the Senate and Townsend of the House entitled:

AN ACT RELATING TO GAME AND FISH; AMENDING SECTION 1, CHAPTER 336, O. S. L. 1967 (29 O. S. SUPP. 1967, § 252) AND 29 O. S. 1961, § 520 (a) AND (b), AS AMENDED BY SECTION 1 (a) AND (b), CHAPTER 34, O. S. L. 1963, (29 O. S. SUPP. 1967 § 520 (a) AND (b)); PROVIDING FOR LICENSE FEES FOR HUNTING AND FISHING PRIVILEGES; MAKING IT UNLAWFUL TO HUNT OR KILL DOE DEER OR HEN TURKEY; * * * AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following Conference Committee Substitute be adopted.

CCS for SB 604—By Atkinson of the Senate and Townsend of the House.

An Act relating to game and fish; amending Section 1, Chapter 336, O. S. L. 1967 (29 O. S. Supp. 1967, § 252) and 29 O. S. 1961, § 520 (a) and (b), as amended by Section 1 (a) and (b), Chapter 34, O. S. L. 1963, (29 O. S. Supp. 1967, § 520 (a) and (b)); providing for license fees for hunting and fishing privileges; making it unlawful to hunt or kill doe deer or hen turkey; providing powers of Oklahoma Wildlife Conservation Commission regarding open seasons on game; providing exceptions thereto; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 1, Chapter 336, O. S. L. 1967 (29 O. S. Supp. 1967, § 252) is amended to read as follows:

Section 1. (a) Except as otherwise provided in this chapter, no person sixteen (16) years of age or older shall fish, trap, hunt, pursue, harass, catch, kill, take or attempt to take in any manner or use or have in possession, or sell or transport all or any portion of any wild animal, bird, game or fish, the protection of which is desirable for the conservation of the resources of this State, without first procuring a license to do so; provided, THAT IN THE EVENT ANY LICENSE SO PROCURED SHALL BE LOST OR DESTROYED, A DUPLICATE LICENSE SHALL BE ISSUED TO ANY HOLDER THEREOF UPON NOTIFICATION OF SUCH LOSS OR DESTRUCTION TO THE DEPARTMENT OF WILDLIFE CONSERVATION, AND UPON PAYMENT OF A FEE OF FIFTY CENTS (50c) A DUPLICATE LICENSE SHALL BE ISSUED BY SAID DEPARTMENT. **[however, that]** Any **[person]** LEGAL RESIDENT OF THE STATE over the age of sixty-five (65) years and all SERVICE-CONNECTED disabled veterans OF SIXTY PERCENT (60%) DISABILITY OR MORE WHO ARE LEGAL RESIDENTS OF THE STATE shall be exempt from the license requirements of this Act. The fee for said license shall be as follows: Fishing License: All persons, except as otherwise provided, Three Dollars and Twenty-five Cents (\$3.25); Hunting License: All **[persons]** legal residents of this State, except as otherwise provided, Three Dollars and twenty-five cents (\$3.25); Combination Hunting and Fishing License: of this State, except as otherwise provided, Six Dollars (\$6.00). Deer Gun Hunting License: All legal residents of this State, except as otherwise provided, **[Seven Dollars and fifty cents (\$7.50)]** FIVE DOLLARS (\$5.00). Deer Archery Hunting License: All legal residents of this State, except as otherwise provided, **[Seven Dollars and fifty cents (\$7.50)]** FIVE DOLLARS (\$5.00). The fees set out in this subsection shall be in full force and effect until **[January 1, 1969;]** JANUARY 1,

1970; on and after **[January 1, 1969]** JANUARY 1, 1970, the fees for said licenses shall be as follows: Fishing License: All persons legal residents of this State, except as otherwise provided, Two Dollars (\$2.00); Hunting License: All persons legal residents of this State, except as otherwise provided, Two Dollars (\$2.00); Combination Hunting and Fishing License: All persons legal residents of this State, except as otherwise provided, Three Dollars and fifty cents (\$3.50).

(b) **[Provided, that]** No license TO FISH OR HUNT shall be required **[to fish or hunt]** OF AN OWNER OR TENANT WHO IS A LEGAL RESIDENT OF OKLAHOMA on land owned or leased **[and actually occupied]** by such owner or tenant.

(c) Any person who has established his residence and has resided continuously in the State of Oklahoma for sixty (60) days immediately preceding his application therefor, and military personnel on active duty in the State of Oklahoma and assigned to a permanent duty station therein, may secure a resident license.

(d) No person shall be required to secure a license to fish with pole and line, trotline, or throw line in streams, natural lakes, natural ponds and mine pits in the county in which he is a bona fide resident, or in streams, natural lakes, natural ponds, and mine pits which form a part of the boundary line of the county in which he is a bona fide resident, when using any bait other than commercial or artificial bait, blood, stink bait, cut fish and shrimp.

(e) The Department of Wildlife Conservation shall make an annual report to the Budget Office and itemize how the money was spent during that fiscal year.

(F) ALL NONRESIDENTS FOURTEEN (14) YEARS OF AGE AND OVER SHALL SECURE FISHING LICENSES AND/OR NONRESIDENT HUNTING LICENSES FOR ANY AND ALL KINDS OF FISHING AND HUNTING.

SECTION 2. 20 O. S. 1961, § 520 (a) and (b), as amended by Section 1, (a) and (b), Chapter 34, O. S. L. 1963 (29 O. S. Supp. 1967, § 520 (a) and (b)) is amended to read as follows:

§ 520. (a) The Oklahoma Wildlife Conservation Commission is hereby authorized to declare an open season on deer, prairie chicken or other game animals and birds in any counties or parts of counties in this State when, in the judgment of said Commission, such game exists in sufficient quantity to warrant such open season. Such open season shall be declared by resolution of said Commission not less than ten (10) days before such season is to be opened. IT SHALL BE UNLAWFUL TO KILL DOE DEER OR HEN TURKEY IN THIS STATE.

(b) The Commission is further authorized to prescribe *[the dates or time limits of such season,]* RULES AND REGULATIONS NECESSARY TO THE PROPER CONDUCT AND POLICING OF SUCH OPEN SEASON, the amount and kind of game that may be taken, AND THE DATES AND TIME LIMITS OF SUCH SEASONS. *[or any other rules or regulations necessary to the proper conduct and policing of such open season.]* IT SHALL BE UNLAWFUL TO HUNT OR KILL QUAIL ON DAYS OTHER THAN MONDAYS, THURSDAYS, SATURDAYS, THANKSGIVING DAY, CHRISTMAS DAY, NEW YEAR'S DAY, AND OTHER LEGAL HOLIDAYS, EXCEPT ON LANDS OWNED BY THE COMMISSION.

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.

FOR THE SENATE: Boecher, Gee, Atkinson.

FOR THE HOUSE: Frix, Lane.

The following CCR on SB 717 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 717 and the Engrossed House Amendments thereto, by Porter of the Senate, Entitled:

AN ACT RELATING TO CRIMINAL PROCEDURE; AMENDING 22 O.S. 1961, § 258, RELATING TO PRELIMINARY EXAMINATION, *** AND DECLARING AN EMREGENCY.

beg leave to report that we have had the same under consideration and herewith return the same with the recommendations:

No. 1. That the Honorable House recede from all Engrossed House Amendments and submit the following Conference Committee Substitute for Senate Bill No. 717:

CCS for SB 717—By Porter of the Senate.

An Act relating to crimes against public justice; amending 21 O.S. 1961, § 560 prohibiting justice of the peace from engaging in certain acts of conflict or interest; providing that justice of peace may maintain a separate office for purpose of engaging in practice of law; making violations of Act a misdemeanor; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 21 O.S. 1961, § 560 is amended to read as follows:

§ 560. Any justice of the peace who shall office with any attorney-at-law; or act as attorney or agent for any party in any action before his court; or receive

any fee or compensation other than the fees allowed by law, in any action or proceeding in his court, or be in any manner interested in the result of any such action or proceeding; or take for collection any debt or claim and bring, or allow to be brought, suit on same in his own court, or attempt the collection of same by any notice, letter or process bearing his official seal, signature, or title; or purchase any judgment upon any docket in his possession, shall be punished by a fine of not less than five dollars (\$5.00) nor more than two hundred dollars (\$200.00), or imprisonment in the county jail for not more than sixty (60) days, or both such fine and imprisonment. PROVIDED THAT ANY JUSTICE OF THE PEACE WHO IS A QUALIFIED PRACTICING ATTORNEY-AT-LAW MAY MAINTAIN A SEPARATE OFFICE FOR THE PURPOSE OF ENGAGING IN THE PRACTICE OF LAW, WITH AN ASSOCIATE OR ASSOCIATES SO LONG AS SUCH JUSTICE OF THE PEACE DOES NOT VIOLATE ANY OF THE OTHER PROVISIONS OF THIS SECTION.

SECTION 2. 21 O.S. (1961), § 560 is repealed effective January 13, 1969.

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.

FOR THE SENATE: Gee, Massad, Howard.

FOR THE HOUSE: McCune, Bamberger, Hill.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 1323**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed

HB 1088, requesting Conference and naming Conferees as follows: Dunn, Harrison and Connor.

Senator Garrison moved that the Senate refuse to grant the request of the Honorable House for a Conference on **HB 1088**, which motion was declared adopted.

PENDING SENATE ACTION

HCR 595 by Mountford was called up consideration.

Senator Gee asked that he be made the principal Senate Author of **HCR 595**, which was the order.

Senators Ferrell, Murphy and Horn asked to be shown as first, second and third coauthors, respectively, which was the order.

By unanimous consent, upon request of Senator Gee, all other members of the Senate were added as coauthors of the Resolution.

HCR 595, as coauthored, was read at length and adopted upon motion of Senator Gee.

HCR 595 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCRs

Senator Smith moved that **SB 532**, be stricken, which motion was declared adopted.

Senator Martin moved that **SB 708**, be stricken, which motion was declared adopted.

THIRD READING

Upon motion of Senator Garrison, **HB 1170** was ordered stricken from the Calendar.

Senator Boecher moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 9:00 a.m., tomorrow, which motion was declared adopted.

The Clerk's desk being clear, the Senate was declared adjourned until 9:00 a.m. tomorrow.

Seventy-third Legislative Day

Friday, May 3, 1968

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor George Nigh.

Upon roll call, the following members were present:

Present: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—36.

Excused: Baggett, Breckinridge, Ferrell, Hargrave, Howard, McClendon, Massad, Murphy, Porter, Selman, Stansberry, Terrill.—12.

The President declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein upon request of Senator Boecher:

Our Father God: Our hearts are grateful for the beauty and reality of this another day. We thank Thee for the countless benefits conferred upon us in this earthly life. We are grateful for the friendship which unites our great land with other nations of the world. Strengthen our hold upon righteousness, make us equal to our high trust . . . deeply respectful in the use of our freedom. Give to our Legislators of this great state insight and courage and undergird them with Thy power. Enlarge our faith and courage as a great people that we all may face up to the responsibilities of these crucial days . . . and through us Our Father restore to our weary and turbulent world an integrity of soul out of which shall come both Thy

power and peace upon us. This prayer we offer in the name of your Son, Jesus, and for his sake. Amen.

The Journal for the last legislative day was declared approved.

SPECIAL INTRODUCTION

Senator Stipe introduced Michelle Logan, the beautiful and much adored little seven-month old granddaughter of Senator Taliaferro, and asked that she be made Honorary Journal Clerk for this legislative day, which was the order.

The above introduction is incorporated herein by unanimous consent, upon request of Senator Dacus.

CITATIONS

Upon motion of Senator Gee, joined by Senators Massad and Smith, pursuant to Rule 9-b, a Citation of Commendation was ordered issued to Representative Wyley Sparkman.

Upon motion of Senator Baldwin, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Fort Cobb Boys' Basketball Team.

Upon motion of Senator Baldwin, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to The Fort Cobb Boys' Baseball Team.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

COMMUNICATION

The Honorable George Nigh
President of the Senate
Second Session
Thirty-first Oklahoma Legislature
State Capitol Building
Oklahoma City, Oklahoma

Dear Sir:

In accordance with the provisions of Section 23 of Article 10 of the State Constitution, as amended April 16, 1968, and in compliance with the terms of a Resolution adopted by the State Board of Equalization, sitting in called session on April 29, 1968, I have the honor to transmit to you herewith a duly authenticated duplicate original of said Resolution as adopted by said Board; and to request a signed memorandum acknowledging receipt of same for the records of the Board.

Respectfully yours,
Joe Bailey Cobb
State Auditor and Secretary
State Board of Equalization

**RESOLUTION OF THE STATE BOARD
OF EQUALIZATION**

WHEREAS, pursuant to the provisions of Article 10, Section 23, of the Oklahoma Constitution, as amended March 11, 1941, the State Board of Equalization on December 1, 1967, made an estimate of revenues to accrue to the General Fund and each special fund of the State for and during the fiscal year ending June 30, 1969, and filed said estimate with the Governor, the President of the Senate, and the Speaker of the House of Representatives as required by the State Constitution; and,

WHEREAS, according to the provisions of the Amendment to Section 23 of Article 10, of the Oklahoma Constitution, enacted by the people April 16, 1968, (State Question No. 453, Referendum Petition No. 166) which provides now in part, as follows:

“Within twenty-one days after the adopting of this amendment and thereafter

prior to the convening of each regular session of the Legislature, the State Board of Equalization shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made, for the next ensuing fiscal year showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund of the State, and the total amount of such estimate for such fiscal year shall not exceed the total revenue which accrued to each such fund for the last preceding fiscal year, to which amount shall be added the cash surplus, * * * and all appropriations made in excess of such estimate shall be null and void; provided, however, that the Legislature may at any regular session or special session called for that purpose, enact laws to provide for additional revenues, other than ad valorem taxes, or transferring the existing revenues or surpluses from one fund to another, whereupon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor and with the President of the Senate and the Speaker of the House of Representatives, and the amount of any increase or decrease, resulting for any reason, from such laws shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate shall be the maximum amount which can be appropriated for all purposes from any fund for the fiscal year estimated.” and,

WHEREAS, since the last meeting of this Board, the First (1967) Session and the Second (1968) Session of the 31st Oklahoma Legislature enacted laws which provide additional revenues for the State, other than ad valorem taxes, the first two of which are now producing revenue, as follows:

House Bill No. 535, Session Laws 1967;
House Bill No. 1032, House Bill No. 805,
Senate Bill No. 625, Senate Bill No. 711,

Senate Bill No. 454, Senate Bill No. 291 and Senate Bill No. 453, and,

WHEREAS, on this the 29th day of April, 1968, the State Board of Equalization, acting in conformity with the requirements of the State Constitution, has caused to be laid before it all the data, figures and relevant information concerning the revenues to accrue to the General Revenue Fund and each special fund of the State for the next ensuing fiscal year; and revenues which have accrued and will accrue to the State, from the effective date of House Bill No. 535, Session Laws 1967 and House Bill No. 1032, Second (1968) Session, 31st Oklahoma Legislature, to June 30, 1968, and after thoughtful review and study of the information thus submitted, being fully advised in the premises and on consideration thereof, has determined the figures which properly represent such itemized estimate of revenues of said funds for the next ensuing fiscal year, and for the fiscal year 1968, as follows:

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BOARD OF EQUALIZATION: That the sums and amounts reasonably 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 by this Board as the official estimate of monies to accrue for and during the fiscal year ending June 10, 1969, which said sums and monies are in words and figures as shown by Exhibit

A, hereto attached and made a part hereof.

BE IT FURTHER RESOLVED BY THE STATE BOARD OF EQUALIZATION: That the sums and amounts which have accumulated and which are reasonably estimated to accrue to the State because of the enactment of House Bill No. 535, First (1967) Session, and House Bill No. 1032, Second (1968) Session, 31st Oklahoma Legislature, during the fiscal year ending June 30, 1968, are hereby adopted and fixed in words and figures as shown on Exhibit "B" attached hereto and made a part hereof.

BE IT FURTHER RESOLVED, that a duly authenticated duplicate original of this Resolutionn adopted, as evidenced by the signatures subscribed hereto, be forthwith delivered to the Governor, the President of the Senate and the Speaker of the House of Representatives, as provided by the State Constitution.

DEWEY F. BARTLETT

Governor and Chairman

JOHN M. ROGERS

State Examiner and Inspector
and Vice Chairman

JOE BAILEY COBB

State Auditor and Secretary

JAMES N. BALLINGER

President of State Board of Agriculture

G. T. BLANKENSHIP

Attorney General

LEO WINTERS

State Treasurer

JOHN ROGERS

Secretary of State

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

APRIL 23, 1968

GENERAL REVENUE COLLECTIONS

FISCAL YEAR 1967

Taxes, Fees and Licenses Collected ----- \$160,758,330.64

1230 *Senate Journal, Second Session of Thirty-first Legislature*

Special Funds Surplus	3,223,483.67
Lapsed Appropriations	561,875.66
Statutory Cancellations	2,133.68

GRAND TOTAL	\$164,545,823.65
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ANALYSIS OF THE FISCAL YEAR 1967 SURPLUS

Total 1967 Collections	\$164,545,823.65
Less 1967 Appropriations	144,964,675.00
1967 SURPLUS	\$ 19,581,148.65

FUNDS AVAILABLE FOR APPROPRIATION BY
2ND SESSION OF THE 31st LEGISLATURE

Income of preceding Fiscal Year	\$164,545,823.65
1967 Surplus	19,581,148.65
Estimated Revenue of 5c Cigarette Tax	14,333,828.60
(H.B. 1032, 2nd Session 31st Leg.)	
Estimated Revenue of Tobacco Tax	1,071,582.75
(H.B. 1032, 2nd Session 31st Leg.)	
Estimated Revenue of Unclaimed Property Act	1,159,641.56
(S.B. 625, 2nd Session 31st Leg.)	
Estimated Revenue of Alcoholic Brand Licenses	235,500.00
(S.B. 711, 2nd Session 31st Leg.)	
Estimated Revenue of Boat & Motor Licenses	248,434.00
(H.B. 805, 1st Session 31st Leg.)	
Estimated Revenue of Driver's Licenses Increase	759,718.00
(S.B. 291, 2nd Session 31st Leg.)	
Estimated Revenue of Securities Registration	22,000.00
(S.B. 454, 2nd Session 31st Leg.)	
Estimated Revenue from Boiler Inspection Fees	34,127.00
(S.B. 453, 2nd Session 31st Leg.)	

GRAND TOTAL	\$201,991,804.21
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COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
EIGHT MONTHS OF THE FISCAL YEARS 1967 AND 1968 AND AN ESTIMATED TOTAL FOR 1968 AND 1969

SPECIAL FUNDS	First Eight Months 1967	First Eight Months 1968	Preceding Fiscal Year 1967	Estimated Fiscal Year 1968	Available for Fiscal Year 1969
OKLAHOMA TAX COMMISSION Percentage of taxes collected	<u>\$ 3,899,393.27</u>	<u>\$ 4,209,865.03</u>	<u>\$ 7,531,034.60</u>	<u>\$ 8,000,000.00</u>	<u>\$ 7,531,034.60</u>
HIGHWAY CONSTRUCTION & MAINTENANCE FUND	26,576,477.99	27,127,638.98	38,744,943.00	40,000,000.00	38,744,943.00
Gasoline Excise Tax	2,337,478.32	2,455,195.38	3,506,768.41	3,670,000.00	3,506,768.41
Special Fuel Tax	162,086.86	155,253.53	310,348.28	300,000.00	310,348.28
Others					
TOTAL	<u>\$29,076,043.17</u>	<u>\$29,738,087.89</u>	<u>\$42,562,059.69</u>	<u>\$43,970,000.00</u>	<u>\$42,562,059.69</u>
PUBLIC BUILDING FUND	122,364.18	155,771.29	163,747.14	235,000.00	163,747.14
Income on Investment	771.47	474.71	1,116.30	1,000.00	1,116.30
Royalties, Gas	34,050.60	31,624.40	48,657.63	45,000.00	48,657.63
Royalties, Oil					
TOTAL	<u>\$ 157,186.25</u>	<u>\$ 187,870.40</u>	<u>\$ 213,521.07</u>	<u>\$ 281,000.00</u>	<u>\$ 213,521.07</u>
ALCOHOLIC BEVERAGE CONTROL BOARD	47,000.00	80,000.00	447,000.00	450,000.00	447,000.00
Licenses					

Seventy-third Day, Friday, May 3, 1968

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST EIGHT MONTHS OF THE FISCAL YEARS 1967 AND 1968 AND AN ESTIMATED TOTAL FOR 1968 AND 1969

SPECIAL FUNDS	First Eight Months 1967	First Eight Months 1968	Preceding Fiscal Year 1967	Estimated Fiscal Year 1968	Available for Fiscal Year 1969
PROPERTY & CASUALTY RATES BOARD Insurance Premium	9,009.07	0	393,753.60	400,000.00	393,753.60
INSURANCE DEPARTMENT FUND Insurance Premium	9,069.16	125,218.62	563,583.79	600,000.00	563,583.79
LIQUEFIED PETROLEUM GAS BOARD Licenses, Permits & Fees	112,526.50	104,949.00	118,351.00	110,000.00	110,000.00
STATE EXAMINER AND INSPECTOR FUND Fees	270,982.02	265,478.09	404,668.00	410,000.00	404,668.00
INDUSTRIAL COURT FUND Filing Fees	25,420.00	21,815.00	34,005.00	35,000.00	34,005.00
TECHNICAL & SCIENTIFIC EDUCATION SPECIAL FUND Stamps	First 3 2/3 Months 1967 0	First 3 2/3 Months 1968 205,117.00	Preceding Fiscal Year 1967 0	Estimated Fiscal Year 1968 0	Available for Fiscal Year 1969 666,667.00

NEW 1968 INCOME

Aye: Atkinson, Baldwin, B e r r o n g,
Berry, Birdsong, B o e c h e r, Dacus,
Field, Garrett, Gee, Grantham, Graves,
Ham, Hamilton, Holden, Horn, Keels, Lu-
ton, McSpadden, Martin, Massad, Massey,

Nichols, Payne, Smith, Stipe, Taliaferro, Young.—28.

Nay: Bradley, Findeiss, Garrison, McGraw, Miller, Romang, Short, Smalley, Williams.—9.

Excused: Baggett, Breckinridge, Ferrell, Hargrave, Howard, McClendon, Murphy, Porter, Selman, Stansberry, Terrill.—11.

The Bill as amended in Conference, was declared passed.

Senator McClendon asked to be shown present, which was the order.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Young.—32.

Nay: Findeiss, Garrison, McGraw, Romang, Short, Williams.—6.

Excused: Baggett, Breckinridge, Ferrell, Hargrave, Howard, Murphy, Porter, Selman, Stansberry, Terrill.—10.

The emergency was declared passed.

SB 546, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

President Pro Tempore McSpadden presiding.

Senators Hargrave, Howard and Porter asked to be shown present, which was the order.

Upon motion of Senator Grantham, the Conference Committee Report on **SB 513** was declared adopted.

SB 513, 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: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grant-

ham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Short, Smith, Stipe, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Baggett, Breckinridge, Ferrell, Murphy, Selman, Smalley, Stansberry, Terrill.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Short, Smith, Stipe, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Baggett, Breckinridge, Ferrell, Murphy, Selman, Smalley, Stansberry, Terrill.—9.

The emergency was declared passed.

SB 513, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Atkinson, the Conference Committee Report on **SB 604** was declared adopted.

SB 604, 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: Atkinson, Baldwin, Berrong, Boecher, Bradley, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, McGraw, McSpadden, Massad, Massey, Miller, Nichols, Short, Smalley, Smith, Taliaferro, Williams, Young.—29.

Nay: Berry, Birdsong, Howard, Keels, Luton, Payne, Porter, Romang.—8.

Excused: Baggett, Breckinridge, Ferrell,

Garrett, McClendon, Martin, Murphy, Selman, Stanberry, Stipe, Terrill.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McGraw, McSpadden, Massad, Massey, Miller, Nichols, Porter, Short, Smalley, Smith, Taliaferro, Williams, Young.—34.

Nay: Howard, Payne, Romang.—3.

Excused: Baggett, Breckinridge, Ferrell, Garrett, McClendon, Martin, Murphy, Selman, Stansberry, Stipe, Terrill.—11.

The emergency was declared passed.

SB 604, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 318, 665, SCR 77, SRs 112 and 113 each correctly enrolled.

Enrolled **SBs 318 and 665** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 77** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SRs 112 and 113** were properly signed and ordered transmitted to the Secretary of State.

Senator Baggett asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the 2d Conference Committee Report on **SB 551** was declared adopted.

SB 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Miller, Payne, Romang, Short, Smalley, Smith, Williams, Young.—33.

Excused: Breckinridge, Ferrell, Holden, McClendon, Martin, Massad, Massey, Murphy, Nichols, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill.—15.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Miller, Payne, Romang, Short, Smalley, Smith, Williams, Young.—33.

Excused: Breckinridge, Ferrell, Holden, McClendon, Martin, Massad, Massey, Murphy, Nichols, Porter, Selman, Stansberry, Stipe, Taliaferro, Terrill.—15.

The emergency was declared passed.

SB 551, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Terrill asked to be shown present, which was the order.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1073** was declared adopted.

HB 1073, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Miller, Nichols,

Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams. Young.—36.

Excused: Breckinridge, Ferrell, Holden, berry, Stipe, Taliaferro, Terrill.—15.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McGraw, McSpadden, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams. Young.—36.

Excused: Breckinridge, Ferrell, Holden, McClendon, Martin, Massad, Massey, Murphy, Porter, Selman, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1073, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Breckinridge asked to be shown present, which was the order.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1078** was declared adopted.

HB 1078, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howad, Keels, Luton, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—39.

Excused: Ferrell, McClendon, Martin, Massad, Murphy, Porter, Selman, Stansberry, Young.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—39.

Excused: Ferrell, McClendon, Martin, Massad, Murphy, Porter, Selman, Stansberry, Young.—9.

The emergency was declared passed.

HB 1078, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the 2d Conference Committee Report on **HB 1127** was declared adopted.

HB 1127, 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garret, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—40.

Excused: Atkinson, Ferrell, Hargrave, Murphy, Porter, Selman, Stansberry, Young.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton,

Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—40.

Excused: Atkinson, Ferrell, Hargrave, Murphy, Porter, Selman, Stansberry, Young.—8.

The emergency was declared passed.

HB 1127, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Massey, the Conference Committee Report on **HB 1092** was declared adopted.

HB 1092, 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—40.

Excused: Atkinson, Ferrell, Garrison, Murphy, Porter, Selman, Stansberry, Young.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—40.

Excused: Atkinson, Ferrell, Garrison, Murphy, Porter, Selman, Stansberry, Young.—8.

The emergency was declared passed.

HB 1092, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1185** was declared adopted.

HB 1185, 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: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—38.

Excused: Baggett, Berrong, Ferrell, McClendon, Murphy, Porter, Selman, Smalley, Stansberry, Taliaferro.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—38.

Excused: Baggett, Berrong, Ferrell, McClendon, Murphy, Porter, Selman, Smalley, Stansberry, Taliaferro.—10.

The emergency was declared passed.

HB 1185, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1299** was declared adopted.

HB 1299, 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: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Baggett, Berrong, Ferrell, McClendon, Massey, Murphy, Selman, Stansberry.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Baggett, Berrong, Ferrell, McClendon, Massey, Murphy, Selman, Stansberry.—9.

The emergency was declared passed.

HB 1299, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Massey, the Conference Committee Report on **HB 1342** was declared adopted.

HB 1342, 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: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Da-

cus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Baldwin, Short.—2.

Excused: Atkinson, Ferrell, Findeiss, McClendon, Murphy, Selman, Stansberry.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Baldwin, Short.—2.

Excused: Atkinson, Ferrell, Findeiss, McClendon, Murphy, Selman, Stansberry.—7.

The emergency was declared passed.

HB 1342, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Gee, the Conference Committee Report on **HB 1186** was declared adopted.

HB 1186, 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: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Short, Smith, Stipe, Williams.—34.

Nay: Baldwin, Field, Horn, Terrill.—4.

Excused: Ferrell, Findeiss, McClendon, McGraw, Murphy, Selman, Smalley, Stansberry, Taliaferro, Young.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Short, Smith, Stipe, Williams.—35.

Nay: Baldwin, Field, Horn, Terrill.—4.

Excused: Ferrell, Findeiss, McGraw, Murphy, Selman, Smalley, Stansberry, Taliaferro, Young.—9.

The emergency was declared passed.

HB 1186, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Massad, the Conference Committee Report on **HB 1198** was declared adopted.

HB 1198, 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: Berry, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams.—35.

Nay: Baldwin, Berrong, Dacus, Keels.—4.

Excused: Atkinson, Baggett, Ferrell, McClendon, McGraw, Selman, Stansberry, Taliaferro, Young.—9.

The Bill as amended in Conference, was declared passed.

HB 1198, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 594, 980, 1062, 1109, 1121, 1191, 1309 and 1311**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 595**.

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

Senator Ferrell asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baldwin, the Conference Committee Report on **HB 1269** was declared adopted.

Senator Horn presiding.

HB 1269, 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: Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Breckinridge, Graves, Massad, Selman, Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-

rong, Berry, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Breckinridge, Graves, Massad, Selman, Stansberry.—5.

The emergency was declared passed.

HB 1269, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 52 correctly enrolled.

Enrolled **SJR 52** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Murphy asked to be shown present, which was the order.

President Pro Tempore McSpadden presiding.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Grantham, the Conference Committee Report on **SB 722** was declared adopted.

SB 722, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Berrong, Massad, Selman, Stansberry.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Berrong, Massad, Selman, Stansberry.—5.

The emergency was declared passed.

SB 722, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Howard, the Conference Committee Report on **HB 1233** was declared adopted.

HB 1233, 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: Baldwin, Berry, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—38.

Nay: Findeiss.—1.

Excused: Atkinson, Baggett, Berrong, Birdsong, Field, Murphy, Selman, Stansberry, Young.—9.

The Bill as amended in Conference, was declared passed.

HB 1233, together with Conference Com-

mittee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Hamilton, the Conference Committee Report on **HB 1213** was declared adopted.

HB 1213, 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: Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill.—35.

Nay: Bradley, Grantham, Horn, Williams.—4.

Excused: Atkinson, Baggett, Baldwin, Berrong, Massey, Murphy, Selman, Stansberry, Young.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berry, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill.—35.

Nay: Bradley, Grantham, Horn, Williams.—4.

Excused: Atkinson, Baggett, Baldwin, Berrong, Massey, Murphy, Selman, Stansberry, Young.—9.

The emergency was declared passed.

HB 1213, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Short, the Conference Committee Report on **HB 1228** was declared adopted.

Senator Short asked that the record show he would have asked to be made Senate Author of **HB 1228**, as amended in Conference, if the Senate Rules permitted, which was the order.

HB 1228, 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: Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Baggett, Baldwin, Berrong, Hargrave, Massad, Murphy, Porter, Selman, Stansberry, Terrill.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Baggett, Baldwin, Berrong, Hargrave, Massad, Murphy, Porter, Selman, Stansberry, Terrill.—11.

The emergency was declared passed.

HB 1228, together with Conference Committee Report thereon, was ordered returned to Honorable House.

DECLARATION OF VOTE

Senator Taliaferro asked that the record show, had he been present at the time of adoption of **CCR** on and passage of **HB**

1186, he would have voted NAY, which was the order.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Nichols, the Conference Committee Report on **HB 1018** was declared adopted.

HB 1018, 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: Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Baggett, Baldwin, Berrong, Hargrave, McGraw, Massey, Porter, Selman, Stansberry, Terrill.—11.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Atkinson, Baggett, Baldwin, Berrong, Hargrave, McGraw, Massey, Porter, Selman, Stansberry, Terrill.—11.

The emergency was declared passed.

HB 1018, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Short, the Conference Committee Report on **HB 1286** was declared adopted.

Senator Short asked that the record

show he would have asked to be made Senate Author of **HB 1286**, as amended, in Conference if the Senate Rules permitted, which was the order.

HB 1286, 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: Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Berrong, Field, Hargrave, Massey, Selman, Stansberry.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Berrong, Field, Hargrave, Massey, Selman, Stansberry.—8.

The emergency was declared passed.

HB 1286, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Martin, the Conference Committee Report on **HB 1226** was declared adopted.

HB 1226, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Berrong, Hargrave, Massey, Selman, Smith, Stansberry.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Berrong, Massey, Selman, Smith, Stansberry.—6.

The emergency was declared passed.

HB 1226, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 83 correctly enrolled.

Enrolled **SCR 83** was properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

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 48, 569, 628 and 732.

The above numbered Bills as amended in Conferences were referred for enrollment.

Senator Ferrell presiding.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Porter, the Conference Committee Report on **SB 717** was declared adopted.

SB 717, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Berrong, McGraw, Massey, Selman, Stansberry.—6.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Berrong, McGraw, Massey, Selman, Stansberry.—6.

The emergency was declared passed.

SB 717, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Breckinridge, the Conference Committee Report on **HB 992** was declared adopted.

HB 992, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, McClen-don, McGraw, Payne, Porter, Selman, Stansberry.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Berrong, McClen-don, McGraw, Payne, Porter, Selman, Stansberry.—8.

The emergency was declared passed.

HB 992, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Graves presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 561** was read and adopted upon motion of Senator Baggett:

Mr. President:

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SEN-ATE BILL NO. 561 and the Engrossed House Amendments thereto, by Baggett of the Senate and Willis of the House, entitled:

AN ACT RELATING TO THE CAPITOL IMPROVEMENT AUTHORITY; AUTHORIZING THE CAPITOL IMPROVEMENT AUTHORITY TO ACQUIRE LAND FOR AND ERECT BUILDINGS FOR THE OKLAHOMA * * * SPECIFYING CODIFICATION,

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 Concur in Engrossed House Amendments Nos. 1, 3, 4, 5 and 6.

2. That the House recede from Engrossed House Amendment No. 2.

3. That the Title be amended to add the words "And State Capitol Building" after the words "Jim Thorpe Building" and before the semi-colon.

4. That the following new Section 3 be inserted at Line 9 on Page 3 of Engrossed Senate Bill No. 561:

"Section 3. The provisions of 73 O. S. 1961, § § 151 through 153, inclusive, and § § 155 through 166, inclusive, insofar as the same are not in conflict herewith, shall apply to and govern the proceedings under this act, and the execution of the authorization herein contained. All mandates, authorizations and conditions therein prescribed shall be applicable to this act. Provided, however, that, nothing herein or in such sections to the contrary notwithstanding, the State Treasurer may not and shall not purchase the bonds issued hereunder."

5. That the following new Section 5 be inserted at Line 19 on Page 3 of Engrossed Senate Bill No. 561:

"Section 5. The interest rate on the

bonds issued under this Act shall not exceed five (5%) percent per annum."

FOR THE SENATE: Baggett (Chairman), Nichols, Garrison, Boecher, Murphy.

FOR THE HOUSE: Willis, Smith (Norman), Skeith and Sparkman.

SB 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: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Berrong, Keels, McGraw, Porter, Selman, Stansberry.—6.

The Bill as amended in Conference, was declared passed.

SB 561, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Murphy presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 114 correctly enrolled.

Enrolled **SR 114** was properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 604**, removing Townsend as House Author.

The above numbered Bill as amended in Conference was referred for enrollment.

President Pro Tempore McSpadden 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 1174**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1174** was read and adopted upon motion of Senator Howard:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1174, and Engrossed Senate Amendments thereto, by Bamberger, Derryberry and Wolfe (Stephen) entitled:

AN ACT RELATING TO COURT COSTS AND FILING FEES; ESTABLISHING FLAT FEE SCHEDULES AND REQUIRING COURT CLERKS TO CHARGE AND COLLECT THE SAME; MAKING PROVISIONS OF ACT SEVERABLE; PROVIDING FOR AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation:

That the following conference committee substitute be adopted with the following Senate coauthors: Howard, Gee and Short:

CCS for **HB 1174**—By Bamberger, Derryberry and Wolfe (Stephen) of the House and Howard, Gee and Short of the Senate.

An Act relating to court costs and filing fees; establishing flat fee schedules and requiring court clerks to charge and collect the same; terminating the litigation fee and court reporter's fee; making provisions of act severable; repealing 12 O. S. 1961, § 921; providing for an effective date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE
OF THE STATE OF OKLAHOMA:

SECTION 1. From and after the effective date of this Act, it shall be the duty of the clerks of the District Court and other trial courts of record of this State to charge and collect the fees as herein provided, and none others, in all cases, except those wherein the defendant is charged with a misdemeanor or traffic violation, and except cases coming within the purview of the Small Claims Act.

SECTION 2. In any civil action filed in District Court after the effective date of this Act, the court clerk shall be required to collect, at the time of filing, the following flat fees, none of which shall ever be refundable, and which shall be the only charge for court costs up to and including the entry of judgment, except as herein otherwise specifically provided:

Actions for divorce, alimony without divorce, separate maintenance, custody or support		\$ 15.00
Probate and guardianship		25.00
Judicial Determination of Death		20.00
Adoption		15.00
Civil Actions		20.00
All others, including actions for forcible entry and detainer ..		10.00

except that in any case where the litigant claims he has a just cause of action, and that, by reason of poverty, he is unable to pay the fees and costs provided for in this Act, upon the filing of an affidavit in forma pauperis executed before any officer authorized by law to administer oaths by such litigant in such action to that effect no fees or costs shall be required; however, the opposing party or parties may in any event file with the court clerk of the court having jurisdiction of the cause an affidavit similarly executed contradicting the allegation of such poverty, and, upon the filing of such counter affidavit, the judge of such court shall promptly set

for hearing the determination of the eligibility of the original affiant to litigate without payment of fees or costs, but until a final order determining the ineligibility of such affiant has been entered, the clerk shall permit such affiant to litigate without payment for fees or costs. Any litigant executing a false affidavit or counter affidavit hereunder shall be guilty of perjury; and provided further that the appeal bonds required by 39 O. S., § 242, and 58 O. S., § 726, shall stand in lieu of the fees and costs specified in this Act, and the court clerk shall not require either cost bond or cost deposit in such appeal cases.

SECTION 3. The clerks of the courts shall collect as costs in all criminal cases in which the defendant is convicted of a felony a flat charge of Twenty Dollars (\$20.00) and no more, except for the District Attorney's fee as presently provided by law, and except for the charges hereinafter specifically set out, and further provided that, prior to conviction, parties in criminal cases shall not be required to pay, advance or post security for the issuance or service of process to obtain compulsory attendance of witnesses.

SECTION 4. The flat fees herein provided for shall be in lieu of the charges enumerated in 28 O. S. 1961, § 31, as amended by Section 6, Chapter 122, O. S. L. 1967, and the court clerks, from and after the effective date of this Act, shall no longer be required to list, itemize or charge pursuant to the schedule therein enumerated, except for proceedings after judgment, and except as herein specifically set out.

SECTION 5. In addition to the flat fees herein provided for, the clerk shall require an additional deposit of Five Dollars (\$5.00) in all cases wherein personal service is requested on one or more parties and shall require such additional deposits from time to time as might be needed to pay witness fees, appraisers' fees, mileage fees, or other authorized expenses.

SECTION 6. In all cases or proceedings in the District Courts or other courts of record, in which notice by publication is required or requested, there must be deposited with the court clerk at the time of the filing of the petition therein the sum of Ten Dollars (\$10.00). Said sum shall be in addition to the flat fees herein established and shall be used only for the purpose of paying the publisher's fee for publishing such notice or notices. In the event it cannot be ascertained at the time the petition is filed that notice by publication will be required or requested and the required deposit for publication is not paid at that time then when an affidavit for service by publication or verified petition or pleading is filed for the first time the court clerk shall collect the said sum of Ten Dollars (\$10.00) to be used only to pay the publisher's fee for publishing such notice or notices. Prior to accepting any final decree or dismissal for filing in any case in which notice by publication is required or requested, the court clerk shall collect for transmittal to the publisher such fees as are necessary to pay for all costs of publication or have on file a statement or receipt from the publisher that the same have been paid and, provided further, that proof of publication shall be held by the court clerk but not filed until such time as such publication fees have been collected in full or such statement or receipt from the publisher that the same have been paid has been filed.

SECTION 7. The charges for filing mechanics' and materialmen's liens, notary public bonds, statutory bonds, licensing fees, transmittal of funds other than attorneys' fees (poundage) shall not be affected by this Act, and in those counties where newspaper fees and library fees are presently authorized by law, the clerk shall be entitled to deduct from the flat fee herein established whatever charges for the same as are presently authorized by law.

SECTION 8. The litigation fee and

court reporter's fee as provided in 74 O.S. 1961, § 288, and Section 3, Chapter 180, O. S. L. 1965, are discontinued and the special revolving funds therein established terminated as of the effective date of this Act, and any monies remaining in said funds as of that date are to be transferred to the State Judicial Fund of the State of Oklahoma.

SECTION 9. 12 O. S. 1961, § 921, as amended, is hereby repealed.

SECTION 10. The provisions of the 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. The effective date of this Act shall be July 1, 1968.

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.

FOR THE HOUSE: Bamberger, Derryberry, McCune.

FOR THE SENATE: Howard, Gee, Nichols.

HB 1174, 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: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—38.

Excused: Baggett, Berrong, Holden, Keels, McGraw, Porter, Selman, Stansberry, Taliaferro, Terrill.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—38.

Excused: Baggett, Berrong, Holden, Keels, McGraw, Porter, Selman, Stansberry, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1174, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled House Bill No. 1267, together with the Governor's Veto Message thereon, and advising that under the provisions of Section II, Article VI, of the Constitution of the State of Oklahoma, the House has reconsidered and passed said Bill over the Governor's Veto by a two-thirds vote of all Members elected to and constituting the House, said vote being as follows: 66 AYES—19 NAYS.

To the Speaker and Members of the Honorable House of Representatives
Second Session, Thirty-first
Oklahoma Legislature
Gentlemen:

I have this date vetoed and herewith return to you

ENROLLED HOUSE BILL NO. 1267—By Spearman of the House and Young, Gee, Garrett, Smith, Howard and Short of the Senate.

AN ACT PROVIDING FOR PROGRAMMING OF ELECTION MACHINES IN CERTAIN ELECTIONS,
for the following reasons:

This bill is designed to eliminate straight party voting in Oklahoma and Tulsa counties.

However, it does not eliminate straight voting in the other 75 counties. I do not believe it is in the best interests of the electorate to attempt to create two standards of voting. Geography should not determine the rights of the electorate.

BY THE GOVERNOR OF THE STATE
OF OKLAHOMA

DEWEY F. BARTLETT

Senator Gee moved that **HB 1267** become law, notwithstanding the Veto of the Governor of Oklahoma.

The question being: "Shall **HB 1267** become a law notwithstanding the Veto of the Governor?" the roll was ordered called and resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—37.

Nay: Breckinridge, Ferrell, Findeiss, Garrison, Romang, Short, Williams.—7.

Excused: Berrong, McGraw, Selman, Stansberry.—4.

The President Pro Tempore declared that, by a constitutional two-thirds vote of the members elected to and constituting the Senate, Enrolled **HB 1267** had become a law notwithstanding the Governor's Veto.

Enrolled **HB 1267** together with the Governor's Veto Message, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 628 and 732 each correctly enrolled.

Enrolled **SBs 628 and 732** were each, after fourth reading, properly signed and or-

dered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 318 and 665.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled SCR 77 and 83.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SJR 52.

The above numbered Resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1021, as amended.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed SB 367, as coauthored by Hill, Johnson and Lawson of the House.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM GOVERNOR

Advising approval by him, May 3, 1968, of Enrolled SBs 427, 446, 457, 512, 515, 516, 519, 528, 534, 538, 539, 542, 554 entitled:

SB 427—By Smith and Green.

An Act providing that employees of Drainage District may enter the County Employees Retirement System; establishing eligibility; and declaring an emergency.

SB 446—By Graves and Selman of the

Senate and Sparkman, Bamberger and Sokolosky of the House.

An Act relating to children; defining terms; dealing with delinquent children, dependent and neglected children, and children in need of supervision; etc.; and declaring an emergency.

SB 457—By Garrison and Williams of the Senate and Connor, Hunter, Green and Thornhill of the House.

An Act relating to fireworks; etc.; and declaring an emergency.

SB 512—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the Department of Labor and making appropriations thereto; providing that the Commissioner of Labor shall fix the duties and compensation of employees within certain limitations; providing lapse date; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 515—By Baldwin, Miller and Smalley of the Senate and Willis and Miskelly of the House.

An Act relating to the office of the State Treasurer and making appropriations thereto; etc.; and declaring an emergency.

SB 516—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the State Personnel Board; making appropriation thereto; etc.; and declaring an emergency.

SB 519—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Office of the State Auditor and making appropriations thereto; providing that the State Auditor shall fix the duties and compensation of employees within certain limitations; providing for lapse date; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 528—By Baldwin, Miller, Selman, Dacus, Taliaferro, Berry and Grantham of the Senate and Willis and Miskelly of the House.

An Act relating to the School Lunch Division of the State Board of Education and making an appropriation thereto; stating the purpose; authority for the appointment and compensation of personnel; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 534—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Office of the Securities Commission and making appropriation thereto; etc.; and declaring an emergency.

SB 538—By Gee of the Senate and McCune and Levergood of the House.

An Act relating to probate procedure; amending 58 O. S. 1961, § § 721, 723 and 724; providing grounds for appeal from judgments or orders of the District Court; etc.; and providing for effective date.

SB 539—By Gee of the Senate and Bamberger, McCune and Levergood of the House.

An Act relating to civil procedure; amending 12 O. S. 1961, § 952; providing that the Supreme Court may reverse, vacate or modify any intermediate or final order of the district court or any other order affecting the substantial rights of any party; etc.; and fixing effective date.

SB 542—By Baldwin, Miller, Dacus and Berrong of the Senate and Willis and Miskelly of the House.

An Act relating to schools; making an appropriation to the State Board of Education for school textbook program; etc.; and declaring an emergency.

SB 554—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the petroleum experiment station and making an appropria-

tion thereto; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

MESSAGE FROM GOVERNOR

Advising approval by him, May 3, 1968, of Enrolled SBs 586, 588, 602, 612, 618, 644, 669 and 705 entitled:

SB 586—By Gee of the Senate and Sparkman, McCune, et al of the House.

An Act relating to civil procedure; amending 12 O. S. 1961, § 153, as amended by Section 1, Chapter 355, O. S. L. 1967; * * * providing for severability; and declaring an emergency.

SB 588—By Howard and Gee of the Senate and McCune and Levergood of the House.

An Act relating to nonjudicial functions of county judges; amending Section 804, Article 8, Chapter 325, O. S. L. 1963, as amended by Section 3, Chapter 243, O.S.L. 1965 (63 O. S. Supp. 1967, § 1-804), substituting County Clerk for County Judge in membership on County Review Board; amending 21 O. S. * * * and declaring an emergency.

SB 602—By Howard and Gee of the Senate and Levergood, McCune, Cate, Patterson (Ruth) and Bamberger of the House.

An Act relating to courts; authorizing court of criminal appeals to appoint a referee and four legal secretaries; etc.; and declaring an emergency.

SB 612—By Gee and Massad of the Senate and Thompson, McCune, et al of the House.

An Act relating to elections in cities and towns; amending 11 O. S. 1961, § § 23c, and 1281; providing for election of certain city and town officers at specified times and fixing their respective terms of office; * * * and declaring an emergency.

SB 618—By Miller and Ferrell of the Senate and Cox of the House.

An Act relating to the office of the Adjutant General and making an appropriation thereto; stating the purpose; providing

that the appropriation shall be non fiscal; making provisions of the Act severable; and declaring an emergency.

SB 644—By Baldwin, Miller and Luton of the Senate and Willis and Miskelly of the House.

An Act relating to the district courts; making an appropriation thereto; etc.; and declaring an emergency.

SB 669—By Grantham of the Senate and Conaghan and Peterson of the House.

An Act relating to public health and safety; amending Section 1011, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1967, § 1-1011); * * * and declaring an emergency.

SB 705—By Ferrell of the Senate and Inhofe of the House.

An Act relating to the militia; amending 44 O. S. 1961, § § 41, 233.1 and 234.1; providing of whom the militia of Oklahoma shall consist; providing for creation and membership of the Special Armory Construction Board; providing for creation and membership of the Surplus Facilities Board; and declaring an emergency.

Senator Boecher moved that the Senate stand recessed until 2:00 p.m., which motion was declared adopted.

*

At 2:00 p.m., the Senate reassembled with President Pro Tempore McSpadden presiding.

RESOLUTION

By unanimous consent, **SR 115** by Boecher, Garrison and Horn was introduced.

Senator Boecher asked unanimous consent, which was granted, that all other members of the Senate be added as co-authors of the Resolution.

SR 115, as coauthored, was read at length as follows, adopted upon motion of Senator Boecher, and ordered referred for enrollment:

SR 115—By Boecher, Garrison, Horn, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Bradley, Breckinridge, Dacus,

Ferrell, Field, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A Resolution commending the Honorable Frank Truel, Chief Sergeant-at-Arms of the Senate of the Second Session of the Thirty-first Oklahoma Legislature; providing for an expression of appreciation; and directing distribution.

WHEREAS, since 1953, the Honorable Frank Truel has served with honor and dedication as Sergeant at Arms of each Session of the Senate of the Oklahoma State Legislature; and

WHEREAS, prior to such service, he served the House of Representatives in a similar capacity in each Session of the Legislature beginning in the year 1937; and

WHEREAS, in addition to his faithful and dedicated service to the members of the Senate during the Second Session of the Thirty-first Oklahoma Legislature, he has been called upon for additional and responsible duties requiring long and tire-some hours.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE.

SECTION 1. That in grateful appreciation of the dedicated services performed by the Honorable Frank Truel as Chief Sergeant at Arms of the Second Session of the Thirty-First Oklahoma Legislature, it is hereby ordered that he be paid a bonus of One Thousand Dollars from funds appropriated for operation of the Second Session of the Thirty-first Legislature of the Senate.

SECTION 2. That a duly authenticated copy of this Resolution be prepared for and transmitted to the Honorable Frank Truel.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Massey, the Conference Committee Report on **SB 550** was declared adopted.

Senator Ham asked that he be made a coauthor of **SB 550**, as amended in Conference, which was the order.

SB 550, 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: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stipe, Taliaferro, Williams, Young.—36.

Excused: Atkinson, Baggett, Berrong, Garrett, Horn, Keels, Martin, Porter, Selman, Smith, Stansberry, Terrill.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Massad, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stipe, Taliaferro, Williams, Young.—36.

Excused: Atkinson, Baggett, Berrong, Garrett, Horn, Keels, Martin, Porter, Selman, Smith, Stansberry, Terrill.—12.

The emergency was declared passed.

SB 550, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Massey, the Conference Committee Report on **SB 582** was declared adopted.

SB 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Taliaferro, Williams, Young.—37.

Nay: Miller.—1.

Excused: Atkinson, Berrong, Hargrave, Horn, Keels, Nichols, Selman, Stansberry, Stipe, Terrill.—10.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Howard, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—38.

Nay: Miller.—1.

Excused: Atkinson, Berrong, Hargrave, Horn, Keels, Nichols, Selman, Stansberry, Terrill.—9.

The emergency was declared passed.

SB 582, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 596—By McCune and Bamberger of the House and Gee of the Senate.

A House Concurrent Resolution commending Benjamin E. Stockwell, Chairman, Fred A. Gipson, Vice-Chairman, Andrew

M. Coats, John M. Freese, Richard W. Gable, Charles T. Henry, Phil S. Hurst, Tom R. Mason, Richard L. McKnight, W. F. Parrish, Jr., and William C. Wantland for their public service; for contributing their services as attorneys to aid the Judiciary Committee of the Legislative Council in preparing Resolutions to implement the court reform; and directing distribution of this Resolution.

By unanimous consent, **HCR 596** by McCune, et al, of the House and Gee of the Senate was taken up for immediate consideration.

Senator Smalley asked unanimous consent that he be shown as the first co-author of **HCR 596**, which was the order.

Senator Gee asked unanimous consent that all other members of the Senate be added as coauthors of **HCR 596**, which was the order.

HCR 596, as coauthored, was read at length and adopted upon motion of Senator Gee.

HCR 596 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising that the House failed to adopt the Conference Committee Report on Engrossed **SB 637** and requests further conference, naming same conferees.

Senator Boecher moved that the request of the Honorable House for further conference on **SB 637** be ordered granted and that the original Senate Conferees be reappointed, which motion prevailed.

President Nigh presiding.

2d CONFERENCE COMMITTEE REPORT

The following Second Conference Committee Report on **SB 637** was read and adopted upon motion of President Pro Tempore McSpadden:

Mr. President
and
Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 637, by McSpadden, Atkinson, Horn and Nichols of the Senate and Skeith, Peterson and Williamson of the House entitled:

AN ACT RELATING TO TOLL URBAN OR RURAL EXPRESSWAYS; PROHIBITING CONSTRUCTION OR FINANCING OF TURNPIKES OR STATE HIGHWAYS UNDER THE TERMS OF 60 O. S. 1961, § § 176-180, * * * PROVIDING FOR JUDICIAL DETERMINATION OF VALIDITY OF PROCEEDINGS; 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:

No. 1. The Honorable House recede in Engrossed House Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, No. 7, No. 8, No. 9, No. 10, No. 11, No. 12 and No. 13 and submit the following Conference Committee Substitute for Senate Bill No. 637:

CCS for SB 637—By McSpadden, Atkinson, Horn and Nichols of the Senate.

An Act relating to Toll Urban or Rural Expressways; prohibiting construction or financing of turnpikes or state highways under the terms of 60 O.S. 1961, § § 176-180, inclusive, except Toll Urban or Rural Expressways; amending 69 O.S. 1961, § 686, as amended by Section 12, Chapter 407, O.S.L. 1965, granting authority to trustees of public charitable trusts with one or more cities or counties, as beneficiaries, to establish, lay out, acquire, construct, operate and maintain toll urban or rural expressways within and without the boundaries of a county or city;

providing for joint creation of public charitable trust by city and county in counties having a population in excess of 400,000 according to the latest Federal decennial census and setting forth certain conditions applicable to such counties; limiting the liability of any municipality for personal injury or property damage; prescribing a maximum for terms of trustees; providing for receiving of bids and award of contracts; establishing minimum standards for design and specifications; providing for connections with streets and highways; requiring traffic and engineering studies and reports; authorizing acquisition by trust beneficiary of easements and rights-of-way for such expressway by exercise of power of eminent domain; defining the term "Toll Urban or Rural Expressway"; providing for a method of policing such expressways; providing for judicial determination of validity of proceedings; making 60 O.S. 1961 § 175.23 applicable; prohibiting conflicts of interests by trustees; repealing all Acts or parts of Acts in conflict herewith; making provisions of Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 69 O. S. 1961 § 686, as amended by Section 12, Chapter 407, O. S. L. 1965, is amended to read as follows:

§ 686. No turnpikes or state highways shall ever be constructed or financed under the terms of 60 O. S. 1961 §§ 176-180, inclusive, EXCEPT TOLL URBAN OR RURAL EXPRESSWAYS AS HEREINAFTER DEFINED.

SECTION 2.

(a) The trustees of any public charitable trust created under 60 O. S. 1961, § 176-180, inclusive, which shall have as its trust beneficiary or beneficiaries one (1) or more cities or counties, shall have the power and authority to establish, lay out, acquire, construct, operate and maintain a toll urban or rural expressway or expressways. Each city or county in which

a part of such toll urban or rural expressway will be located may be a trust beneficiary to the extent of the portion of such expressway which is to be located within such city or county. Where such expressway is to be located entirely within the boundaries of a city, either such city or the county within which such expressway is located, or both such city and county, may be beneficiary of such trust. Where the trust beneficiaries shall have adopted a resolution determining that such expressway is needed to supplement the existing network of state, county or city highways or streets within the counties, the trustees may proceed with such project and, in such event, it shall not be necessary for said trustees to obtain the consent of any subdivision of government, of less than one thousand (1,000) population, according to the latest Federal Decennial Census, or the governing bodies thereof, provided however, that in those instances of a trust involving two or more counties the trustees shall first obtain the consent of the board of county commissioners of any county in which such expressway or any part thereof may be located, and the consent of the governing body of any city having a population of more than one hundred thousand (100,000) persons, according to the latest Federal Decennial Census, in which such expressway or any part thereof may be located.

(b) In counties having a population of four hundred thousand (400,000) or more according to the latest Federal Decennial Census, a toll urban expressway may be constructed within the corporate limits of any city only by a public charitable trust created with the approval of the governing bodies of both such city and of the county within which such expressway is to be located. The instrument creating such trust shall provide for appointment of three (3) trustees by the governing body of such city and for appointment of three (3) trustees by the board of county

commissioners of such county and shall further provide for one (1) additional trustee to be designated by such six (6) trustees. Vacancies in the office of any trustee of such public trust shall be filled in the same manner as the original appointment. Members of the governing bodies of such city or county shall be eligible to serve as trustees and any such trustee shall receive no compensation for services as a trustee. The beneficial interest in the title to the expressway located within such city shall be vested in the city. The surplus revenues of the trust, as defined in any bond indenture entered into by such trustees shall be divided equally between such city and the county to be used for constructing, maintaining, repairing and improving bridges, roads, highways and streets.

SECTION 3. No city, county or state agency shall be obligated to maintain, police or pay any costs of construction or maintenance of such expressway, including the cost of approaches and traffic control and safety devices, unless such obligation shall be expressly assumed in writing by the governing body of the city, county or state agency. No municipality within the boundaries of which such expressway may be located shall be liable for personal injury or property damage resulting from the operation of such expressway or the failure to properly maintain or repair such expressway unless the duty to maintain or repair has been expressly assumed as herein provided.

SECTION 4. The terms of trustees shall be fixed at a period not to exceed five (5) years, except that such limitation of terms shall not apply to any trustee who serves by virtue of being an elected public official and who, under the terms of the instrument creating the trust, shall be replaced by his successor in such public office.

SECTION 5. Contracts for construction of any toll urban or rural expressway shall be based upon detailed plans and

specifications; provided, however, that if it is determined by the trustees that it is not feasible or prudent to expend trust or other funds for preparation of such plans and specifications and purchase of right-of-way for the project, the trustees may enter into a contract based upon a proposal submitted for the designing, engineering, financing, acquisition of right-of-way and construction of such project.

No contract for the construction of any portion of such toll urban or rural expressway shall be entered into by the trustees of such authority until after notice and advertisement for proposals has been published for at least fourteen (14) days by the trustees or by the trust beneficiary in at least one issue of a newspaper or periodical of general circulation in Oklahoma and the United States in construction industry. The notice to bidders shall contain a general description of the route of such proposed expressway or of the traffic corridor or corridors to be served by such facility, and shall set out sufficient details to assure that all bidders are bidding on the same project. All bids shall be opened at a public meeting of the trustees or of the governing board of the beneficiary, as the case may be.

The contract shall be awarded to the person (individual, corporation, partnership or joint venture) who is determined by the trustees to be the lowest and best bidder. If the trustees shall determine that it is not feasible or prudent to expend trust or other funds to obtain plans and specifications and purchase right-of-way prior to advertisement for bids they may, by negotiation with the lowest and best bidder, agree upon the terms of a definitive contract providing for the designing, engineering, financing, acquisition of right-of-way and construction of the project by such bidder.

The design and specifications for any such toll urban or rural expressway shall meet the minimum standards for construction of state highways established by the

State Highway Department or the Oklahoma Turnpike Authority.

SECTION 6. The trustees of any public charitable trust constructing a toll urban or rural expressway shall have authority to make any necessary connections with, or crossing of any existing state or county highway or city street and to temporarily occupy or close public rights-of-way as may be necessary for the public safety during construction of any such toll urban or rural expressway. Necessary easements and rights-of-way over, under and across public or private property may be acquired by a beneficiary of such trust by the exercise of its power of eminent domain in the manner now or hereafter provided by law for condemnation of lands by a county or city, as the case may be, for highway or street purposes, and any interest so acquired may be leased to the trustees by the beneficiary as provided by 60 O. S. § 176.

No existing improved street or highway shall be closed by reason of the construction and operation of such toll urban or rural expressway, except such temporary closing as may be required for the safety of the public during construction, maintenance or repair, without the express consent of the governing body of any city, county or state agency having jurisdiction over such street or highway. All connections with streets or highways shall meet the normal safety requirements established by the city, county or state agency having jurisdiction and control over such connecting street or highway.

SECTION 7. Prior to entering into a contract for construction and acquisition of any such toll urban or rural expressway a reputable traffic engineer and consultant shall be employed to make a traffic survey and feasibility study and report on the proposed project and a qualified independent engineer shall be employed to review plans, specifications and bidder's proposals, to act in an advisory capacity, and to make reports and recommendations

to the trustees on all phases of construction of such project.

SECTION 8. The provisions of 47 O. S. 1961, § § 11-1401 to 11-1405, inclusive, are hereby made applicable to and enforceable on any toll urban or rural expressway as provided for in this Act and the words "Oklahoma Turnpike Authority" whenever they appear in said § § 11-1401 to 11-1405, inclusive, (for the purposes of this Act only) shall be construed to mean the trustees of the public trust operating any such toll urban or rural expressway; provided, that where a toll urban or rural expressway is located wholly within the corporate limits of a city, the said trustees may contract with the governing body of such city for the policing of said expressway and if such contract is entered into, the traffic ordinances and regulations of such city shall be applicable to and enforceable on such expressway.

SECTION 9. For the purpose of this Act, the term "Toll Urban or Rural Expressway" is defined to mean any toll expressway or expressways which may consist of separate sections or segments separated by intervening highway or street connections, and which may be laid out wholly or partially within the corporate limits of any incorporated city.

SECTION 10. The provisions of 69 O.S. 1961, § 668 are hereby made applicable to this Act and the trustees of any public trust proposing to lay out, construct, operate and maintain any such toll urban or rural expressway shall be entitled to have a judicial determination of the validity of the bonds and other questions relating to the proceedings for such toll urban or rural expressway in the same manner as provided in such Act for the Oklahoma Turnpike Authority.

SECTION 11. The District Court shall have original jurisdiction to require accounting by trustees, to surcharge trustees, to supervise the administration of the trust where necessary because of mismanagement by trustees, and such further

jurisdiction as may be provided by the Oklahoma Trust Act (60 O. S. 1961 § 175.-23).

SECTION 12. No trustee or employee of any public charitable trust shall have a direct or indirect financial interest in any contract, subcontract, purchase, sale or other transaction in connection with any toll urban or rural expressway project undertaken by such trust. Violation of this section shall be deemed cause for removal from office or employment of such trustee or employee.

SECTION 13. All Acts or parts of Acts, insofar as they are in conflict with this Act, are hereby repealed except that this Act shall not be construed as repealing any Act relating to the powers and duties of the Oklahoma Turnpike Authority.

SECTION 14. If any section, clause, paragraph or part of this Act is for any reason held invalid, such decision shall not affect the validity of the remaining portions of this Act, or of this Act as a whole.

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.

FOR THE SENATE: Nichols, Stipe, Grantham and Atkinson.

FOR THE HOUSE: Skeith, Peterson and Hopkins.

SB 637, 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: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massey, Mil-

ler, Murphy, Nichols, Payne, Porter, Smith, Stipe, Taliaferro, Young.—34.

Nay: Baldwin, Berrong, Dacus, Ferrell, Massad, Romang, Short, Smalley, Williams.—9.

Excused: Keels, McClendon, Selman, Stansberry, Terrill.—5.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berry, Birdsong, Boecher, Bradley, Breckinridge, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Porter, Smith, Stipe, Taliaferro, Young.—34.

Nay: Baldwin, Berrong, Dacus, Ferrell, Massad, Romang, Short, Smalley, Williams.—9.

Excused: Keels, McClendon, Selman, Stansberry, Terrill.—5.

The emergency was declared passed.

SB 637, together with Second Conference Committee Report thereon, was ordered transmitted to Honorable House.

RESOLUTION

By unanimous consent, upon request of President Pro Tempore McSpadden, SR 116 was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 116—By McSpadden, Smith, Atkinson, Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Graves, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, Martin, McClendon, Massad, Massey, McGraw, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.

A Resolution commending Senator Robert Gee for productive research and dili-

gent study personally made in Illinois of the court system of that state with the object of utilization of such parts thereof as might improve court organization in this state; and for causing to be made a report of findings and recommendations; congratulating Senator Gee upon the subsequent adoption by the people of said recommendations as an article of the constitution of this state, and upon the enactment of vitalizing legislation thereof by the Second Session of the Thirty-first Oklahoma Legislature; and directing distribution.

WHEREAS, upon authorization of the Executive Committee of the State Legislative Council, Senator Gee served on a subcommittee on court reorganization. Said subcommittee made a person to person productive research and diligent study of the court system in and of the State of Illinois, with the object of improvement of the court organization of this State, and subsequently caused to be submitted a report and the recommendations of their subcommittee; and

WHEREAS, said subcommittee members individually communicated to members of this Legislative Body, and to others, answers of numerous judges, officials, and lay citizens of Illinois to questions propounded by members of the subcommittee and gave reasonable support to the aforesaid recommendations; and

WHEREAS, upon advertisement of the recommendations and consideration thereof by the people of this State said recommendations were adopted as an Article of the Constitution of this State, and said Article has been vitalized in numerous enactments by the Second Session of the Thirty-first Oklahoma Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE:

SECTION 1. That Senator Robert Gee is commended for productive research and diligent study of the Illinois Court System made in Illinois, by authorization of the

Executive Committee of the State Legislative Council, July 11th, 1966 to July 15th, 1966, inclusive, with recommendations subsequently reported.

SECTION 2. That Senator Gee deserves special commendation and he is hereby congratulated upon the substance of his recommendations being adopted by the people as an Article of the Constitution of this State, vitalized by the Second Session of the Thirty-first Oklahoma Legislature.

SECTION 3. That a duly authenticated copy of this Resolution, shall be prepared for and transmitted to Senator Robert Gee.

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

The Senate reassembled in open session with President Nigh presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Hargrave, advised and consented to the confirmation of the executive nomination of Reverend ROBERT CALDWELL, of Tulsa, as member, Board of Registration for Social Workers, to serve a five (5) year term ending June 1, 1972, and effective upon Senate confirmation. Reverend Caldwell succeeds himself.

The Senate, in executive session and upon motion of Senator Berry, advised and consented to the confirmation of the executive nomination of Mrs. LaVENA WILLIAMS, of Coweta, as member, State Library Board to serve a one (1) year term ending July 1, 1968, and effective upon Senate confirmation. Mrs. Williams succeeds Mr. Foster.

The Senate, in executive session and upon motion of Senator Nichols, seconded by Senator Payne, advised and consented to the confirmation of the executive nomination of JEARL SMART, of Wewoka, as member, Oklahoma State Board of Nursing Homes, to serve a one

(1) year term expiring April 30, 1969, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Porter, advised and consented to the confirmation of the executive nomination of Mrs. ANDY (Gene) CURTIS, of Oklahoma City, as member, Oklahoma State Board of Nursing Homes, to serve a two (2) year term ending April 30, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Berrong, advised and consented to the confirmation of the executive nomination of Mrs. JUANITA HODGES, of Elk City, as member, Oklahoma State Board of Nursing Homes, to serve a three (3) year term ending April 30, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Breckinridge, advised and consented to the confirmation of the executive nomination of The Rev. JAMES DODD, of Broken Arrow, as member, Oklahoma State Board of Nursing Homes, to serve a two (2) year term ending April 30, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Young, seconded by Senator Nichols, advised and consented to the confirmation of the executive nomination of Mrs. LOUELLA PORTER, of Sapulpa, as member, Oklahoma State Board of Nursing Homes, to serve a two (2) year term ending April 30, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Horn, advised and consented to the confirmation of the executive nomination of SYLVESTER TINKER, of Pawhuska, as member, Oklahoma Indian Affairs Commission, to serve a three (3) year term ending August 15, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Findeiss, advised

and consented to the confirmation of the executive nomination of WILLIAM B. CLEARY, of Oklahoma City, as member, Oklahoma Arts and Humanities Council, to serve a three (3) year term ending July 1, 1970, and effective upon Senate confirmation. Mr. Cleary succeeds Mr. Kirkpatrick.

The Senate, in executive session and upon motion of Senator Boecher advised and consented to the confirmation of the executive nomination of DAVID DeLANA, of El Reno, as member, Oklahoma Arts and Humanities Council, to serve a three (3) year term ending July 1, 1968, and effective upon Senate confirmation. Mr. DeLana succeeds himself.

The Senate, in executive session and upon motion of Senator Williams, advised and consented to the confirmation of the executive nomination of Mrs. DWIGHT FERGUSON, of Woodward, as member, Oklahoma Arts and Humanities Council, to serve a three (3) year term ending July 1, 1970, and effective upon Senate confirmation. Mrs. Ferguson succeeds herself.

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the executive nomination of THOMAS GERRARD, of McAlester, as member, Oklahoma Arts and Humanities Council, to serve a three (3) year term ending July 1, 1970, and effective upon Senate confirmation. Mr. Gerrard succeeds Mrs. Bond.

The Senate, in executive session and upon motion of Senator Murphy, advised and consented to the confirmation of the executive nomination of Mrs. THOMAS BERRY, of Stillwater, as member, Oklahoma Arts and Humanities Council, to serve a three (3) year term ending July 1, 1970, and effective upon Senate confirmation. Mrs. Berry succeeds herself.

The Senate, in executive session and upon motion of Senator Nichols, advised and consented to the confirmation of the

executive nomination of TRUMAN BRANSCUM, of Seminole, as Vice Chairman, State Board of Public Affairs, to serve a newly designated initial term ending the Second Monday of January, 1969, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Romang, advised and consented to the confirmation of JOHN N. HAPPY CAMP, of Waukomis, as Chairman, State Board of Public Affairs, to serve a newly designated initial term ending the Second Monday in January, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Ferrell, advised and consented to the confirmation of the executive nomination of LUDWIG JOHNSON, of Perry, as Secretary, State Board of Public Affairs, to serve a newly designated initial term ending the Second Monday in January, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Horn, advised and consented to the confirmation of the executive nomination of General TEDDY SANFORD, of Pawnee, as member, Board of Corrections, to serve a four (4) year term ending March 15, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Findeiss, advised and consented to the confirmation of the executive nomination of AMZI GOSSARD, of Oklahoma City, as member, State Mining Board, to serve a four (4) year term ending April 19, 1971, and effective upon Senate confirmation. Mr. Gossard succeeds himself.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 89, as amended.

HA to SCR 89 read as follows, and concurred in upon motion of Senator Boecher:

Amendment No. 1. Amend Page 1, Sec-

tion 1, Line 27, by changing the date and time to 4 o'clock p.m., Friday, May 3.

SCR 89, as amended by the Honorable House, was read at length as follows, adopted upon motion of Senator Boecher, and ordered referred for enrollment:

SCR 89—By McSpadden, Boecher and Smith of the Senate and Privett and Wolf (Leland) of the House.

A Concurrent Resolution fixing the day and hour of the sine die adjournment of the Second Session of the Thirty-first Oklahoma Legislature.

WHEREAS, matters of vital importance have been considered during the Second Session of the Thirty-first Oklahoma Legislature; and

WHEREAS, the time for adjournment sine die of the Second Session of the Thirty-first Oklahoma Legislature is now a subject for proper consideration; 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 consent of the other, adjourn for more than three (3) days"; and

WHEREAS, no date and hour for the sine die adjournment of the Second Session of the Thirty-first Oklahoma Legislature has been fixed in pursuance of said Constitutional provision.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SECOND SESSION OF THE THIRTY-FIRST OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That the hour of Four (4) o'clock p.m., Friday, May 3, 1968, be and the same is hereby fixed as the hour and day of the final adjournment sine die of the Second Session of the Thirty-first Oklahoma Legislature.

MESSAGE FROM THE HOUSE

Advising that the House has refused to adopt Conference Committee Reports on

the following numbered Engrossed Senate Bills, and requests further conference, referring said Bills back to the General Conference Committee on Appropriations: **SBs 546 and 582.**

Senator Boecher moved that the request of the Honorable House for further conferences on **SBs 546 and 582** be granted, which motion prevailed, the Bills to be re-referred to the General Conference Committee on Appropriations.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 1021, 1073, 1078, 1092, 1186 and 1288.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 628 and 732.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising that the House has refused to adopt the Conference Committee Report on Engrossed Senate Bill No. 270, has requested further conference, naming same conferees.

Senator Gee moved that the request of the Honorable House for a further conference on **SB 270** be granted, which motion prevailed, President Pro Tempore McSpadden reappointing the original Senate Conferees.

MESSAGE 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 513, 525, 529, 536, 550, 561, 717 and 722.**

The above numbered Bills as amended

in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bills together with Second Conference Committee Reports thereon, advising adoption of Second Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 509 and 551.**

SBs 509 and 551, each as amended in Conference, were referred for enrollment.

2d CONFERENCE COMMITTEE REPORT

The following Second **CCR** on **SB 270** was read and adopted upon motion of Senator Gee:

Mr. President
and
Mr. Speaker:

We, the Conferees assigned to consider Engrossed Senate Bill 270 request unanimous consent that the following amendment to the Conference Committee Substitute be made:

Page 2, line 36 and page 3, line 1. By striking the following words, which were added through typographical error. "If the term of office to which the office to which he was appointed." Adding an emergency Section and amending the Title to conform thereto.

FOR THE SENATE: Gee, Garrison, Howard.

FOR THE HOUSE: McCune, Bamberger, Hill.

We, your Conference Committee to whom was referred **ENGROSSED SENATE BILL NO. 270**, and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO SELECTIONS AND ELECTIONS OF JUDICIAL OFFICERS; AMENDING 26 O. S. 1961 § § 226, 227.1; PROVIDING FOR SEPARATE BALLOTS, ETC. ETC. ETC. ETC.

beg leave to report that we have had the same under consideration and herewith return the same with the recommendations:

1. That the Honorable House recede from all amendments and that the following Conference Committee Substitute be accepted.

CCS for SB 270—By Gee of the Senate and Spearman of the House.

An Act relating to Selections and Elections of Judicial Officers; amending 26 O. S. 1961 § § 226, 227.1; providing for separate ballots; providing for declaration of candidacy by judicial officers and methods and time for filing of declarations of candidacy; providing for terms of judicial officers; providing for procedures in the event of a vacancy in judicial office; providing for forms of ballots; providing for procedures in selection and election of judicial officers; providing forms for declaration of candidacy by judicial officers; prohibiting filing for certain political offices by judicial officers; providing for codification; making applicable certain election laws; providing for continuation in office of certain judges; providing for repeal of conflicting laws; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 26 O. S. 1961, § 226, is amended to read as follows:

§ 226. At the top of the column shall appear the name of the party, as "Democratic," "Republican," and without any line between shall next appear the device, and further, without any dividing line, shall next appear a circle, at least one-half ($\frac{1}{2}$) inch in diameter. Underneath these circles shall be a line, extending entirely across the ticket. The name of the office entitled to the first place in the column, preceded by the word "for" shall next appear in bold type, like this, "For Governor." Immediately after this shall be the name of that party's nominee for such office, preceded by a square one-fourth ($\frac{1}{4}$) of an inch in size. The initial of the first letter of a name of a candidate shall have only the space of an "em" between it and this square, and there shall be no line between the name of an office and that of such

candidate; but there shall be a line following the name of a candidate and the name of the next office in order down the column. In this manner, naming the officers in the order in which they are set out by the Constitution and statute, the list shall be continued down each column until all the nominees are given space. No party's list of candidates shall occupy more than one (1) column, and the columns shall be set off with well defined lines. CANDIDATES FOR JUDICIAL OFFICES SHALL BE LISTED ON SEPARATE BALLOTS SO AS TO BE UNASSOCIATED WITH ANY POLITICAL PARTY.

SECTION 2. The name of each candidate for any judicial office shall appear on the elective office panel on each voting machine but shall not be prefixed by any political party emblem nor within any list of political party candidates. The arrangement of the order in which names of opposing candidates for judicial office shall be shown on the elective office panel of voting machines shall be determined by the method provided by 26 O. S. 1961, § 277 (b), insofar as possible.

SECTION 3. 26 O. S. 1961, § 227.1, is amended to read as follows:

§ 227.1. At any general election, the following categories of candidates shall be placed on separate ballots: (1) Candidates for county offices; (2) Candidates for State Offices, EXCEPT CANDIDATES FOR JUDICIAL OFFICE; (3) CANDIDATES FOR JUSTICE OF THE SUPREME COURT AND JUDGE OF THE COURT OF CRIMINAL APPEALS; (4) CANDIDATES FOR JUDGES OF THE DISTRICT COURT; and (5) Candidates for seats in the House of Representatives and the Senate of the United States. Provided, however, the provisions of this Act shall not be construed to repeal Section 512, Title 26, Oklahoma Statutes, [1941] 1961.

SECTION 4. (a) A Justice of the Supreme Court or a Judge of the Court of Criminal Appeals whose term of office expires the second Monday in January following a general election and who seeks

retention in office, must file with the Secretary of State not less than sixty (60) days before the date of such general election a declaration of candidacy to succeed himself.

(b) A Justice of the Supreme Court or a Judge of the Court of Criminal Appeals who has been appointed and who will have served twelve (12) months in office before the next general election and who seeks to be retained in office, must file a declaration of his candidacy to be retained in office with the Secretary of State not less than sixty (60) days before the date of such election. If such judicial officer has not served twelve (12) months on or before the next general election following his appointment, he shall continue in office, and he shall file a declaration of his candidacy to be retained in office with the Secretary of State not less than sixty (60) days before the date of the second general election following his appointment.

If the term of the office to which the judicial officer was appointed expires on the second Monday in January following the election, the election shall be for a term of six (6) years beginning on the second Monday in January following the election. If the term for such office does not expire on the second Monday in January following the election, the election shall be for the unexpired term of the office to which he was appointed. If the term of office to which the judicial officer was appointed expires before such office must file a declaration of candidacy to be retained in office, the election shall be for the remainder of the six (6) year term which follows the term during which he was appointed.

(c) No fee shall be charged by the Secretary of State for the filing of a declaration of candidacy. If such a declaration is filed by one of the above judicial officers, the Secretary of State shall immediately notify the Secretary of the State Election Board of the name and office of the officer who filed the declaration, and the

State Election Board shall cause the necessary ballots to be prepared.

(d) If no declaration of candidacy is filed by such judicial officer, the Secretary of State shall immediately notify the Governor and the Chairman of the Judicial Nominating Commission that no declaration of candidacy was filed by the judicial officer, stating his name and office, and that a vacancy has occurred or is certain to occur, as is appropriate.

(e) If a declaration of candidacy is filed, an election held, and no contest thereto is filed, the State Election Board shall certify the result to the Secretary of State by Saturday noon next following the general election. If a contest is filed, the result shall be certified to the Secretary of State either when the contest is determined or when it has been abandoned. If a decision by a majority of those voting thereon is that the officer shall not be retained in office, the Secretary of State shall immediately notify the Governor and the Chairman of the Judicial Nominating Commission of the decision, stating the name and office of the officer, and that a vacancy has occurred or is certain to occur, as is appropriate.

(f) If a judicial officer, who was elected to a six (6) year term that expires the second Monday in January following the election or who was appointed to fill a vacancy that expires the second Monday in January following the election and who was retained in office by the voters at a prior general election, fails to file a declaration of candidacy to be retained in office to succeed himself, or files such a declaration but is not retained in office at the election, the vacancy in office occurs on the second Monday in January following the election. If a judicial officer who was appointed to fill a vacancy but who has not yet been retained in office by the voters fails to file a declaration of candidacy, the vacancy in office occurs when the time to file such declaration has expired. If such judicial officer files a declaration of candidacy but is

not retained in office by the voters, the vacancy in office occurs when the result of the election is certified to the Secretary of State. In any of the above cases, the judicial officer may continue in office after the vacancy occurs until his successor has been appointed and has qualified for office.

SECTION 5. The ballot for candidates for the Supreme Court and Court of Criminal Appeals shall be without party designation. For the purpose of preparing such ballot, each Justice of the Supreme Court and each Judge of the Court of Criminal Appeals shall be deemed to hold a numbered office which shall be the same as the number of the district from which the justice or judge is selected. This number shall appear on the ballot. The following notice shall appear at the top of the ballot:

NOTICE TO VOTER: Vote separately on each justice or judge; they are not running against each other.

The ballot shall conform as nearly as possible with the following form:

----- County.
----- Precinct No. -----

NOTICE TO VOTER: Vote separately on each justice or judge; they are not running against each other.

JUSTICES OF THE SUPREME COURT
Office No. -----

☐ YES
Shall John Doe of the
Supreme Court be
retained in Office

☐ NO
Office No. -----

☐ YES
Shall John Doe of the
Supreme Court be
retained in Office

☐ NO
Office No. -----

☐ YES
Shall John Doe of the
Supreme Court be
retained in Office

☐ NO

JUDGES OF THE
COURT OF CRIMINAL APPEALS
No. -----

☐ YES

Shall John Doe of the
Court of Criminal Appeals
be retained in Office

☐ NO

SECTION 6. The ballots for judicial office shall be without party designation.

SECTION 7. Only the voters in the county may vote for the Associate District Judge or Judges who are to be elected from that county. Said Associate Judge or Judges shall be elected at the regularly scheduled elections held in 1968, as provided in Article 7 of the Oklahoma Constitution.

SECTION 8. A person who seeks election as District Judge or Associate District Judge shall file his notification and declaration of candidacy with the State Election Board.

SECTION 9. Where more than one District Judge is provided for a judicial district, each such office shall be numbered and a candidate for such office shall file for a certain numbered office. Where more than one Associate District Judge is provided for a county, each such office shall be numbered and a candidate shall file for a certain numbered office. The State Election Board shall assign numbers to the persons who hold such offices on the effective date of this Act.

SECTION 10. The notification and declaration of candidacy to be filed with the State Election Board shall be in the following form:

For the purpose of having my name placed on the primary election ballot for the office of ----- office No. ----- for the ----- Number of the Judicial District or Name of County I, ----- do solemnly swear (or affirm) that I reside at ----- in the City of -----, Oklahoma;

that my age is ----, that I am a qualified elector in the County of -----, Oklahoma; that I am an attorney licensed to practice in the State of Oklahoma and that I have practiced law in the State of Oklahoma or been a judge of a court of record in Oklahoma or both for a period of ---- years; that if nominated for the above office, I will accept such nomination; that I am not affiliated directly or indirectly with the Communist party, the Third Communist International, or with any foreign political agency, party, organization or government, nor do I advocate revolution, teach or justify a program of sabotage, force and violation, sedition or treason, against the Government of the United States or of this State, nor do I advocate directly or indirectly, teach or justify by any means whatsoever, the overthrow of the Government of the United States or of this State, or change in the form of Government thereof by force or any unlawful means; that I will not knowingly violate any election law or any law defining or relating to corrupt and fraudulent practice in campaigns or elections in this State, and, if finally elected, I will qualify for said office.

You are also notified that I have appointed and authorized ----- of ----- and ----- of ----- to expend money in defraying the expenses of my campaign. (If no one has been appointed or authorized, leave blank.)

I have not and will not authorize any person to expend money or other things of value in the interest of my candidacy, but I will, in person, account for all the money or other things of value expended in the interest of my candidacy, as required by law. -----

(Signature of legal name of Candidate)

(Type your name here.)

Subscribed and sworn to before me by ----- this ----- day of ----- 19-----,

(Signature of Officer.)

My Commission expires -----

(Title of Officer.)

The said candidate shall at the time of filing his notification and declaration file therewith an affidavit of two (2) reputable electors, which affidavit shall be in the following form, and filled out so as to meet all the requirements indicated therein:

State of Oklahoma,-----County. We, ----- and ----- do solemnly swear (or affirm) that we are residents and legal voters of the County of -----, State of Oklahoma; that we are personally acquainted with -----, who files the hereto attached notification and declaration, and we know that he is a resident of the city, county and state, set out in his notification and declaration, and is not directly or indirectly affiliated with the Communist Party or other subversive groups, and we believe him to be qualified to fill the office of-----

(Signature of Affiants)

Subscribed and sworn to before me by ----- and -----, this the ----- day of -----, 19-----.

(Signature of Officer)

My commission expires-----

(Title of Officer)

Said notification and declaration, and the accompanying affidavits may be on the same or separate sheets, but shall be filed together and at the same time, and when so filed with the proper officer, it shall be the duty of said officer, to have printed the applicant's name on the ballot, according to the primary election law, under the penalties provided therein. Any wilful or intentional misstatement of fact contained in said notification and declaration shall constitute a fraudulent act.

SECTION 11. (a) If only one (1) per-

son files for an office, he shall be deemed to have been elected to the office, and his name shall not appear on the ballot at either the primary or general election.

(b) If two (2) persons file for the same office, their names shall appear on the ballot only at the time of the general election.

(c) If at the time of the primary election more than two (2) persons have filed for the same office, their names shall appear on the ballot at the time of the primary election.

(1) If no candidate receives a majority of the votes cast for that office at the primary election, or in the case of District Judges, if the nominating district does not include the whole judicial district, the two (2) candidates who receive the highest number of votes will have their names placed on the ballot for the general election whether or not one receives a majority of votes cast for that office.

(2) If one candidate receives a majority of all votes cast for that office and in the case of District Judges, if the nominating district includes the whole judicial district, the candidate who received the majority of all votes cast shall be deemed to have been elected to the office, and that office shall not be listed on the ballot for the general election.

SECTION 12. Candidates for District Judge and Associate District Judge shall appear on a ballot that does not contain candidates for any other office, and no political designation shall appear on the ballot.

SECTION 13. A Judge, Justice or candidate for judicial office shall not participate in any campaign for any other elective office, nor shall any person who holds a position as judge or justice be a candidate or file a notification or declaration of candidacy for a political office which is not enumerated in Article 7 § § 3 and 7 of the Oklahoma Constitution and

a violation of this Section shall constitute a vacancy in the judicial position and a forfeiture of the emoluments of said judicial position. Provided that nothing herein shall prohibit a person who holds a judicial position from becoming a candidate or filing a notification and declaration of candidacy for a judicial position enumerated in Article 7 § § 3 and 7 of the Oklahoma Constitution.

SECTION 14. That Sections 1 to 6, inclusive, be codified as 26 O. S. 1961, § 162 (d), (e), (f), (g), (h), (i), and (j).

SECTION 15. Except as provided in this Act, the election laws of this State, including the time for filing the notification and declaration of candidacy and the filing fee, shall apply to the election of candidates for the offices of District Judge and Associate District Judge.

SECTION 16. District and Superior Court Judges who are in office on January 12, 1969 shall become and continue as District Court Judges on January 13, 1969, and said terms shall expire on the second Monday of January, 1971. Provided further, that Judges of Common Pleas, Childrens' and Juvenile Courts who are in office on January 12, 1969, shall become and continue as Associate District Judges on January 13, 1969, and said terms shall expire on the second Monday of January, 1971.

SECTION 17. All laws and parts of laws in conflict herewith are hereby repealed.

SECTION 18. 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 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.

FOR THE SENATE: Gee, Garrison, Young and Howard.

FOR THE HOUSE: McCune, Hill, Spearman and Thompson.

SB 270, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Berry, Breckinridge, Keels, McClendon, Nichols, Porter, Selman, Stansberry.—9.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Berry, Breckinridge, Keels, McClendon, Nichols, Porter, Selman, Stansberry.—9.

The emergency was declared passed.

SB 270, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill together with Conference Committee Report thereon, advising adoption of Conference Com-

mittee Report and passage of Measure as amended: Engrossed **HB 1094**.

The following **CCR** on **HB 1094** was read and adopted upon motion of Senator Terrill:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1094, and Engrossed Senate Amendments thereto, by Raibourn, Bernard, Goodfellow, Hatchett, Sparkman, Watkins and Witt of the House and Terrill of the Senate entitled:

AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS; AMENDING 59 O. S. 1961, § 518, AS AMENDED BY CHAPTER 57, SECTION 1, OKLAHOMA SESSION LAWS 1967, PROVIDING IMMUNITY FROM CIVIL DAMAGES TO LICENSED PHYSICIANS, SURGEONS AND DENTISTS RENDERING EMERGENCY MEDICAL OR DENTAL CARE IN CERTAIN INSTANCES; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following conference committee substitute be adopted:

CCS for HB 1094—By Raibourn, Bernard, Goodfellow, Hatchett, Sparkman, Watkins and Witt of the House and Terrill of the Senate.

An Act relating to professions and occupations; amending 59 O. S. 1961, § 518, as amended by Chapter 57, Section 1, Oklahoma Session Laws 1967; providing immunity from civil damages to licensed practitioners of a healing art rendering emergency care or treatment in certain instances; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 59 O. S. 1961, § 518, as amended by Chapter 57, Section 1, Oklahoma Session Laws 1967, is amended to read as follows:

§ 518. No person WHO IS A licensed **to practice medicine or surgery** PRACTITIONER OF A HEALING ART in the State of Oklahoma, who in good faith renders emergency **medical** care OR TREATMENT at the scene of the emergency, shall be liable for any civil damages as a result of any acts or omissions by such person in rendering the emergency **medical** care OR TREATMENT, and no person WHO IS A licensed **to practice medicine or surgery either as a Medical Doctor or a Doctor of Osteopathy** PRACTITIONER OF A HEALING ART in the State of Oklahoma shall be prosecuted under the criminal statutes of this State for treatment of a minor without the consent of **the** A minor's parent or guardian when such treatment was performed under emergency conditions and in good faith.

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.

FOR THE SENATE: Terrill, Massad, Taliaferro.

FOR THE HOUSE: Raibourn, Goodfellow.

HB 1094 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Berry, Breckinridge, Keels, McClendon, Nichols, Porter, Selman, Stansberry.—9.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Luton, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Berry, Breckinridge, Keels, McClendon, Nichols, Porter, Selman, Stansberry.—9.

The emergency was declared passed.

HB 1094, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising that the House refuses to adopt the second Conference Committee Report on Engrossed SB 637, and a Motion to release Conferees and strike said Bill from Calendar prevailed.

MOTION

Senator Baldwin moved that the Senate concur in the following request submitted by the members of the General Conference Committee on Appropriations, which motion was declared adopted:

Mr. President

and

Mr. Speaker:

We, the undersigned members of the General Conference Committee on Appropriation, hereby ask unanimous consent to correct the following inadvertent errors in our report on Engrossed Senate Bill No. 513:

1. As to the Maximum Salary of the Assistant Deputy Director of the Division of Probation and Parole strike the figure "8,700" and substitute therefor the figure "11,400." (Page 1145 of Senate Journal).

2. After the line "Assistant Deputy Director" and before the line "District Supervisors" insert the following:

"Administrative Assistant \$6,600 \$8,700"

SENATE CONFEREES: Baggett, Gee, Grantham, Horn, Martin, Massey, Dacus, Romang, Luton, Smalley, Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Derryberry, Greenhaw, Hesser, Hopkins, Odom (V. H.), Sanguin, Skeith, Smith (Norman), Wolf (Leland).

MESSAGE FROM THE HOUSE

Advising that the House has adopted the Amendment to Conference Committee Report on Engrossed SB 513.

Senator Boecher moved that the President Pro Tempore appoint a Committee of three (3) to invite and escort the Chief Executive, the Honorable Dewey F. Bartlett, to the Chamber for the purpose of addressing the Senate, which motion was declared adopted, President Pro Tempore McSpadden appointing as such Committee: Senators Garrison, Grantham and Dacus.

The Sergeant-at Arms was recognized and advised the President of the presence of the Governor, the Honorable Dewey F. Bartlett, accompanied by the Committee appointed to escort him to the Senate Chamber.

Governor Bartlett was escorted to the President's Desk and addressed the Senate as follows:

Mr. President

and

Members of the Senate:

You came here almost four months to the day ago.

You came with the knowledge this session would be a difficult one.

You came with the knowledge that you would challenge, and be challenged.

You came with the knowledge, as I did, that you or I alone could do little, but together could accomplish much.

I think we have accomplished much.

While there remain areas of disagreement, we have moved forward, particu-

larly in the areas of economy in government, judicial reform, governmental reform and education.

While we debated in the hallways, in committee meetings, on the floors of both houses and in my office, we did so with respect for each other and with the knowledge that from compromise would come the most lasting achievements of the Second Session of the 31st Legislature.

Your greatest achievement was in writing the most comprehensive and far-reaching educational improvement program in Oklahoma's history.

You granted Oklahoma teachers pay raises of \$1,300 over the next three years which will result in total pay increases of approximately \$1,800 over the period 1967-71.

You increased teacher retirement benefits and enacted into law other improvements in Oklahoma's educational programs, including increased appropriations to common education and higher education.

Common education received \$83.5 Million Dollars—40 per cent of all monies available for appropriation—and higher education received \$52.8 Million Dollars, an increase of \$6 Million over last year.

Among other achievements were creation of a separate board for Vocational-Technical education, a State Motor Pool and a Central Data Processing center for state government.

You also placed, with my support, employees of the State Corporation Commission and Department of Education under the merit system.

You also acted to make some licensing and inspection bureaus pay their own way, either in part or in full, by increasing license and inspection fees which had remained unchanged in their inequity for many years.

You also raised the interest rate on turnpike bonds from five to six percent, which I believe will prove beneficial to Oklahoma's turnpike program.

You also supported the recent important change in the budget balancing section of the Constitution.

The demands upon your time, talents and energy have been great. The demands placed upon you by your service have at times, I know, seemed more than you should have to bear.

Regardless, however, you pressed forward with foresight, dedication and devotion.

In many instances, we did not—and do not—agree. In many instances, we will continue to disagree.

It is my belief, and my hope, that the people of Oklahoma will come to recognize the burdens of your service, and the extraordinary excellence of your performance in this session.

Before closing, I want to say I am thankful.

I am thankful for your consideration of my program.

I am thankful that we were able to work together for the future of our great state.

I am thankful that most of our disagreements have been arbitrated by discussion and compromise.

But I'm thankful, most of all, and I'm sure you will share my thankfulness, that you are going home.

I look forward to seeing each of you during the interim.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 1127, 1185, 1198, 1213, 1226, 1228, 1286 and 1299.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 580 was read and adopted upon motion of Senator Baggett:

Mr. President
and
Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 580 and the Engrossed House Amendments thereto, by Baggett of the Senate entitled:

AN ACT RELATING TO HIGHER EDUCATION; DECLARING LEGISLATIVE INTENT * * *,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments to Engrossed Senate Bill No. 580.
2. That the following Conference Committee Substitute for Engrossed Senate Bill No. 580 be adopted.

CCS for SB 580—By Baggett of the Senate and Miskelly and Willis of the House.

An Act relating to the Capitol Improvement Authority; authorizing the authority to provide for traffic and parking regulations and enforcement thereof, and authorizing appointment of security officers and providing for and prescribing their powers and duties; and declaring an emergency.

SECTION 1. (a) The Oklahoma Capitol Improvement Authority may regulate traffic and the parking of vehicles on the grounds of all buildings operated by the Authority. Such regulations shall be in writing, and copies thereof, including amendments thereto, shall be filed in the office of the Secretary of State, and in the office of the City Clerk of the City of Oklahoma City. The Municipal Court of

the City of Oklahoma City shall have jurisdiction to hear and determine prosecution for violations of such regulations, which may be prosecuted and shall be punishable as violations of ordinances of the City of Oklahoma City.

(b) The Oklahoma Capitol Improvement Authority may appoint necessary security officers to serve as policemen and guards for buildings and grounds under the jurisdiction of the Authority, who shall have the powers vested by law in peace officers (except the service or execution of service process) in the protection and guarding of such buildings and grounds, and who may prevent improper conduct and trespass in and upon such buildings and grounds, and make arrests and prosecute any and all persons arrested, for such improper conduct and trespassing. The Authority may purchase uniforms and necessary equipment for the security officers, and issue written commissions to the officers, evidencing their appointments.

(c) The Oklahoma Capitol Improvement Authority and the City of Oklahoma City may enter into a cooperative agreement to effectuate provisions of this section.

SECTION 2. Section 1 of this Act shall be codified as Section 173 of Title 73, Oklahoma Statutes.

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.

FOR THE SENATE: Baggett, Miller.

FOR THE HOUSE: Poulos, Willis, Miskelly.

SB 580, 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Da-

cus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Berrong, Howard, Keels, McClendon, McGraw, McSpadden, Miller, Porter, Selman, Stansberry, Taliaferro—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Berrong, Howard, Keels, McClendon, McGraw, McSpadden, Miller, Porter, Selman, Stansberry, Taliaferro—12.

The emergency was declared passed.

SB 580, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

2d CONFERENCE COMMITTEE REPORT

The following 2nd CCR on SB 582 was read and adopted upon motion of Senator Massey:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred **ENGROSSED SENATE BILL NUMBER 582**, entitled

(INDUSTRIAL DEVELOPMENT AND PARK COMMISSION) AND (DECLARING AN EMERGENCY)

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

That the Honorable House and Honorable Senate accept the following Second Conference Committee Substitute for Engrossed Senate Bill 582.

2nd CCS for SB 582—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Oklahoma Industrial Development and Park Commission; making appropriations thereto and stating the purpose; providing for the appointment and the compensation of officials and employees; providing for agreements with the federal government; authorizing payment of premiums for workmen's compensation and other necessary insurance; use of revenue received from the sale of copies of subscriptions of the magazine Oklahoma Today; providing lapse date; making provisions of this Act severable; repealing conflicting laws; protecting free speech and affording equal protection of the laws by forbidding discrimination in prohibiting or restricting utterances of all kinds as to any person, firm or corporation which is permitted to another person, firm or corporation; repealing inconsistent acts and regulations excepting the prohibition of advertising alcoholic beverages; 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 the purpose designated are hereby appropriated to the Oklahoma Industrial Development and Park Commission from the General Revenue Fund of the State of Oklahoma for the fiscal year indicated, with the provision 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. No monies herein appropriated and no monies from any revolving fund or from any source of income whatsoever shall be used for replacing, renovating, or purchasing any equipment or materials in State-owned lodges leased to any person, firm, or corporation; provided further, that such replacements, renovations, and purchases shall be made by the lessee thereof. The State Budget Director is hereby directed to reject any and all claims in violation of the foregoing provisions.

Fiscal Year
Ending
June 30, 1969

DIVISION OF PARKS, RECREATION AND WATERWAYS

The following appropriation shall be for the expenses of personal services, premium 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 and the Waterways Division. -----\$1,901,513.60

DIVISION OF ADMINISTRATION

Expenses of personal services, including per diem of Commission members, maintenance and operation, including travel, premiums of workmen's compensation insurance, rent and any other expenses necessary to the efficient and effective operation of the Division. -----\$ 269,000.00

DIVISION OF PUBLICITY, ADVERTISING AND INFORMATION

Expenses of personal services, maintenance and oper-

ation, including travel, printing supplies, movies, exhibits, promotions, 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 industrial possibilities and tourist attractions. -----\$ 532,000.00

Provided that Sixty-Five Thousand Dollars (\$65,000.00) of the amount appropriated to this division shall be supplied on a 50-50 matching basis to multi-county organizations for the promotion of their advertising programs after approval of such programs by the Industrial Development and Park Commission. It is further provided that Forty Thousand Dollars (\$40,000.00) of the appropriation to this Division will be used for the constructing and equipping of a tourist information center in the Miami, Oklahoma area.

Any act, law, measure, regulation or rule which by its terms or effect discriminates as between persons, firms or corporations by prohibiting, restricting or censoring statements, contracts, utterances, publications, advertising or writings by any person, firm or corporation when such is allowed, permitted, sanctioned or approved as to any other person, firm or corporation will be considered an abridgment of the right of freedom of speech and equal protection of law, and is hereby expressly prohibited; any such act, measure, law, rule or regulation having or purporting to have such effect is hereby expressly repealed.

EXPENSES FOR
PUBLICATION OF THE
MAGAZINE OKLAHOMA
TODAY ----- 85,000.00

DIVISION OF
INDUSTRIAL, BUSINESS
AND ECONOMIC
DEVELOPMENT
Expenses of personal serv-

ices, contractual services,
travel, supplies, exhibits,
general operating expenses
and all other expenses nec-
essary for the efficient and
effective operation of
this Division -----\$ 211,500.00

DIVISION OF RESEARCH
AND PLANNING

Expenses of personal serv-
ices, contractual services,
travel, supplies, general op-
erating expenses and all oth-
er expenses necessary for the
efficient and effective opera-
tion of this Division. -----\$ 140,000.00

Sub-Total -----\$3,139,013.60
Fiscal Year
Ending
June 30, 1968

DIVISION OF LODGES

Expenses of personal serv-
ices, premiums for work-
men's compensation and oth-
er necessary insurance,
travel, supplies and general
operating expenses. -----\$ 231,486.40

Sub-Total ----- 231,486.40
Grand Total -----\$3,370,500.00

SECTION 2. There is hereby appropriat-
ed from the Income Tax Adjustment Fund
the sum of Nine Hundred Fifty-Four Thou-
sand Seven Hundred Fifty Dollars (\$954,-
750.00) or so much thereof as may be nec-
essary for the following purpose.

SPECIAL APPROPRIATIONS

PURPOSE	1968 AMOUNT
Wichita Mountains	
Easter Service -----	\$ 2,500.00
Western Plains Indian Arts and Crafts Commission -----	5,500.00
Kiowa Gourd Dance Clan -----	750.00
Pawnee Indian	

Exposition and Fair	5,000.00	Osage Hills State Park	3,000.00
Cheyenne-Arapaho Exposition-		Quartz Mountain State Park	20,000.00
Blaine & Canadian Counties ..	1,000.00	Red Rock Canyon State Park ...	20,000.00
Cheyenne-Arapaho Exposition-		Robbers Cave State Park	20,000.00
Seiling	500.00	Roman Nose State Park	4,000.00
Cheyenne-Arapaho		Walnut Creek Peninsula State	
Exposition-Hammon	500.00	Park (Keystone Lake)	10,000.00
Sac-Fox Indian		Sequoyah State Park	25,000.00
Exposition-Cushing	500.00	Tenkiller State Park	10,000.00
Sac-Fox Indian Exposition-		Lake Texoma State Park	20,000.00
Sac-Fox Agency-Stroud	500.00	Lake Wister State Park	10,000.00
Prague Kolache Festival	500.00	Murrell Home	
Otoe-Missouri Powwow	500.00	and Female Seminary	7,000.00
Ponca Indian Powwow	500.00	Fort Gibson Stockade	5,000.00
Rush Springs		Pioneer Woman Museum	500.00
Watermelon Festival	1,000.00	Black Kettle Museum	1,500.00
Hub City		Great Salt Plains State Park ...	5,000.00
Intertribal Powwow	500.00	Little River State Park	50,000.00
Chickasaw Festival	500.00	Keystone State Park	40,000.00
Sand Bass Festival	1,500.00	Cherokee Recreation	
Tulsa Powwow Club	1,000.00	Area (Grand)	1,000.00
Gray Horse		Clayton Lake Recreation Area ...	15,000.00
Indian Exposition	500.00	Ft. Cobb Recreation Area	5,000.00
Choteau Pioneer Celebration	500.00	Heyburn Lake Recreation Area ..	12,000.00
Pawhuska Indian Exposition	500.00	Rune Stone Historical Site	12,500.00
Hominy Indian Exposition	500.00	Adair Park-Stilwell	10,000.00
Stilwell Strawberry		Honey Creek Recreation	
Festival-Stilwell	1,000.00	Area (Grand)	10,000.00
Faith Seven Bowl Game	1,000.00	Little Sahara Recreation Area ..	2,500.00
Terral Watermelon Festival	250.00	Raymond Gary	
Waurika Rattlesnake Hunt	250.00	Recreation Area	10,000.00
Seminole Indian Celebration	250.00	Sequoyah Bay Recreation Area ..	3,000.00
Cheyenne-Arapaho		Spavinaw Recreation Area	2,000.00
Powwow-Colony	1,500.00	Twin Bridges Recreation	
Czech Festival-Yukon	500.00	Area (Grand)	3,000.00
Eastern Oklahoma Labor Day		Will Rogers Recreation	
Celebration-Henryetta	250.00	Area (Oologah)	10,000.00
Love County Frontier Days	1,000.00	Okmulgee Lake	
Craig County		Recreation Area	7,000.00
Historical Museum	500.00	Foss Reservoir Area	30,000.00
IMPROVEMENTS—PURCHASE		Tucker Tower Museum	2,500.00
OF LANDS, CAPITAL		Blue Hawk Peak	
OUTLAY, AND EQUIPMENT—		(Pawnee Bill)	50,000.00
SCHEDULE OF		Clinton Recreation	
EXPENDITURES		Area & Museum	2,000.00
Beavers Bend State Park	\$40,000.00	Catoosa Recreation Area	1,000.00
Black Mesa State Park	2,000.00	Canton Lake Recreation Area ..	2,000.00
Boiling Springs State Park	52,000.00	Salina Park	1,000.00
Greenleaf Lake State Park	35,000.00	Disney Recreation	
Lake Murray State Park	20,000.00	Area (Grand)	2,000.00

Battle Site of the Washita near Cheyenne	2,500.00
Alabaster Caverns State Park ..	2,500.00
Altus Historical and Cultural Center	30,000.00
Sallisaw Recreation Area	15,000.00
Fort Cobb Recreation Area	45,000.00
Seay Mansion and Chisolm Trail Museum	25,000.00
Boggy Depot Recreation Area ..	20,000.00
Spiro Mounds and Deer Creek Mounds	25,000.00
Cherokee Court House	30,000.00
Chickasaw Canadian Historical Society	35,000.00
Sequoyah Park Annex	75,000.00
No Man's Land Historical Society and Museum	25,000.00

SECTION 3. The Oklahoma Industrial Development and Park Commission shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the Oklahoma Industrial Development and Park Department by law, and shall incur other necessary expenses payable from the appropriations made by this Act.

SECTION 4. All funds appropriated by this Act may be used and expended in conjunction or cooperation with any Federal agency or instrumentality under such terms and conditions as may be necessary to obtain grants or Federal aid assistance. The Oklahoma Industrial Development and Park Commission is hereby authorized to collect, receive, and use any and all grants or reimbursements made available through any agency or instrumentality 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 Industrial Development and Park Commission and the applicable Federal agency or instrumentality.

SECTION 5. The Oklahoma Industrial Development and Park Commission is authorized to pay from the appropriations herein made premiums for workmen's

compensation and other necessary insurance.

SECTION 6. Revenue received from the sale of copies or subscriptions of the magazine Oklahoma Today shall not be used for any purpose other than publishing, promoting, and increasing the circulation of Oklahoma Today.

SECTION 7. The appropriations made by this Act from the 1969 General Revenue Fund shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the proper fund for the then current year.

SECTION 8. The appropriations made by this Act from the 1968 General Revenue Fund and from the Income Tax Adjustment Fund shall not be subject to fiscal year limitations and shall be available for expenditures and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 9. Nothing herein shall be interpreted to permit advertising of alcoholic beverages in violation of 370.S. 1961, § 516, as amended by Enrolled Senate Bill No. 711 of the Second Session of the 31st Legislature.

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. 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.

SENATE CONFEREES: Baldwin (Chairman), Garrett, Gee, Grantham,

Massey, Dacus, Romang, Smalley, Smith, Taliaferro.

HOUSE CONFEREES: Willis (Chairman), Abbott, Derryberry, Greenhaw, Miskelly, Sanguin, Skeith, Smith (Norman), Spearman, Wolf (Leland).

SB 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Luton, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Atkinson, Berrong, Ham, Howard, Keels, McClendon, McGraw, McSpadden, Nichols, Porter, Selman, Stansberry, Taliaferro.—13.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Berrong, Howard, Keels, McClendon, McGraw, McSpadden, Nichols, Porter, Selman, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 582, together with Second Conference Committee Report thereon, was ordered transmitted to Honorable House.

2d CONFERENCE COMMITTEE REPORT

The following 2d CCR on SB 546 was read and adopted, upon motion of Senator Baldwin:

Mr. President
and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 546, entitled:

AN ACT RELATING TO THE OFFICE OF THE ATTORNEY GENERAL AND MAKING AN APPROPRIATION THERE-TO; * * * AND DECLARING AN EMERGENCY,

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the recommendations:

1. That the House recede from Amendment No. 1.

2. That the Senate concur in Amendments Nos. 2, 3 and 4.

3. That the following Conference Committee Amendments be adopted:

AMENDMENT NO. 1. Page 1, Section 1, Line 23, strike the figures "\$205,171.00" and insert in lieu thereof the figures "\$255,171.00".

AMENDMENT NO. 2. Page 1, Section 1, Line 24, strike the figures "25,200.00" and insert in lieu thereof the figures "35,200.00".

AMENDMENT NO. 3. Page 1, Section 1, Line 25, strike the figures "\$230,371.00" and insert in lieu thereof the figures "\$290.371.00".

SENATE CONFEREES: Baldwin (Chairman), Baggett, Garrett, Gee, Martin, Massey, Nichols and Smalley.

HOUSE CONFEREES: Willis (Chairman), Abbott, Briscoe, Derryberry, Hesser, Hutchins (Walter), Miskelly, Odom (V. H.), Skeith, Smith (Norman), Spearman and Wolf (Leland).

SB 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: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Berrong, Howard, Keels, McClendon, McGraw, McSpadden, Nichols, Porter, Selman, Stansberry, Taliaferro.—12.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Findeiss, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Luton, Martin, Massad, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Berrong, Howard, Keels, McClendon, McGraw, McSpadden, Nichols, Porter, Selman, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 546, together with the Second Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 992, 1269 and 1342**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Returning following Bills, together with Second Conference Committee Reports

thereon, advising adoption of Second Conference Committee Reports and passage of Measures as amended; Engrossed **SB 270 and SB 546**.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE 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 580**.

The above numbered Bill as amended in Conference was referred for enrollment.

Senator Boecher moved that the President Pro Tempore appoint a Committee of three (3) to notify the Governor of the State of Oklahoma the Senate has about completed its work and to inquire whether or not he has any further message to convey to the Senate, which motion was declared adopted, President Pro Tempore McSpadden appointing as such Committee: Senators Williams, Luton and Holden.

Senator Boecher presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 604 correctly enrolled.

Enrolled **SB 604** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Ham presiding.

Senator Boecher raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

COMMITTEE REPORT

Senator Williams, on behalf of the Committee appointed to notify the Governor of

the State of Oklahoma that the Senate has about completed its work and inquiring whether or not he has any further message to convey to the Senate, reported the duty performed, advising the Governor has no further message, following such report, the Committee was ordered discharged.

Senator Boecher moved that the Senate stand at ease, which motion was declared adopted.

The Senate reassembled with Senator Ham presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 48 and 367, and SR 115 each correctly enrolled.

Enrolled SBs 48 and 367 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 115 was properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

The House refuses to adopt the Second Conference Committee Report on Engrossed SB 582, requests further conference, naming same conferees.

Senator Boecher moved that the Honorable House be requested to recede from its position on SB 582, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SB 604.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled HBs 1018, 1094, 1174, 1233 and 1273.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 596.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 509, 513, 525, 529, 550, 551, 561, 569, 717 and 722, and SR 116 each correctly enrolled.

Enrolled SBs 509, 513, 525, 529, 550, 551, 561, 569, 717 and 722 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 116 was properly signed and ordered transmitted to the Secretary of State.

Senator Boecher moved that the Senate stand at ease, which motion was declared adopted.

The Senate reassembled, with President Pro Tempore McSpadden presiding.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 48 and 367.

The above numbered Enrolled Bills were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 270, 536, 546 and 580 each correctly enrolled.

Enrolled SBs 270, 536, 546 and 580 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled SBs 509, 513, 525, 529, 550, 551, 561, 569, 717 and 722.

The above numbered Enrolled Bills were referred to the Governor.

Senator Boecher moved that the Senate stand at ease, which motion was declared adopted.

The Senate reassembled with President Nigh presiding.

Senator Boecher raised the question of "no quorum".

The President ordered the roll called and declared a quorum was present.

MESSAGE FROM THE HOUSE

Advising that the Members of the House refuse to recede from their position regarding **SB 582**, and request further conference thereon.

Senator Boecher moved that the request of the Honorable House for further Conference on **SB 582** be ordered granted, said Bill to be re-referred to the General Conference Committee on Appropriations, which motion was declared adopted.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 270, 536, 546 and 580**.

The above numbered Enrolled Bills were referred to the Governor.

3d CONFERENCE COMMITTEE REPORT

The following Third **CCR** on **SB 582** was read and adopted upon motion of Senator Massey:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 582, entitled

(INDUSTRIAL DEVELOPMENT AND PARK COMMISSION) AND (DECLARING AN EMERGENCY)

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the recommendations:

That the Honorable Senate and Honor-

able House accept the following Conference Committee Substitute for Engrossed Senate Bill 582:

3rd CCS for SB 582—By Baldwin and Miller of the Senate and Willis and Miskelly of the House.

An Act relating to the Oklahoma Industrial Development and Park Commission; making appropriations thereto and stating the purpose; providing for the appointment and the compensation of officials and employees; providing for agreements with the federal government; authorizing payment of premiums for workmen's compensation and other necessary insurance; use of revenue received from the sale of copies of subscriptions of the magazine Oklahoma Today; providing lapse date; making provisions of this Act severable; repealing conflicting laws; 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 the purpose designated are hereby appropriated to the Oklahoma Industrial Development and Park Commission from the General Revenue Fund of the State of Oklahoma for the fiscal year indicated, with the provision 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. No monies herein appropriated and no monies from any revolving fund or from any source of income whatsoever shall be used for replacing, renovating, or purchasing any equipment or materials in State-owned lodges leased to any person, firm, or corporation; provided further, that such replacements, renovations, and purchases shall be made by the lessee thereof. The State Budget Director is hereby directed to reject any and all claims in violation of the foregoing provisions.

	Fiscal Year Ending June 30, 1968	
DIVISION OF PARKS, RECREATION AND WATERWAYS		
The following appropriation shall be for the expenses of personal services, premium 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 and the Waterways Division.	\$1,901,513.60	(\$65,000.00) of the amount appropriated to this division shall be supplied on 50-50 matching basis to multi-county organizations for the promotion of their advertising programs after approval of such programs by the Industrial Development and Park Commission. It is further provided that Forty Thousand Dollars (\$40,000.00) of the appropriation to this Division will be used for the constructing and equipping of a tourist information center in the Miami, Oklahoma area.
DIVISION OF ADMINISTRATION		EXPENSES FOR PUBLICATION OF THE MAGAZINE OKLAHOMA TODAY
Expenses of personal services, including per diem of Commission members, maintenance and operation, including travel, premiums of workmen's compensation insurance, rent and any other expenses necessary to the efficient and effective operation of the Division.	\$ 269,000.00	85,000.00
DIVISION OF PUBLICITY, ADVERTISING AND INFORMATION		DIVISION OF INDUSTRIAL, BUSINESS AND ECONOMIC DEVELOPMENT
Expenses of personal services, maintenance and operation, including travel, printing supplies, movies, exhibits, promotions, 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 industrial possibilities and tourist attractions.	\$ 532,000.00	Expenses of personal services, contractual services, travel, supplies, exhibits, general operating expenses and all other expenses necessary for the efficient and effective operation of this Division
Provided that Sixty-Five Thousand Dollars		\$ 211,500.00
		DIVISION OF RESEARCH AND PLANNING
		Expenses of personal services, contractual services, travel, supplies, general operating expenses and all other expenses necessary for the efficient and effective operation of this Division.
		\$ 140,000.00
		Sub-Total
		\$3,139,013.60
		Fiscal Year Ending June 30, 1968
		DIVISION OF LODGES
		Expenses of personal services, premiums for workmen's compensation and other necessary insurance, travel, supplies and general

operating expenses.	\$ 231,486.40
Sub-Total	231,486.40
Grand Total	\$3,370,500.00

SECTION 2. There is hereby appropriated from the Income Tax Adjustment Fund the sum of Nine Hundred Fifty-Four Thousand Seven Hundred Fifty Dollars (\$954,750.00) or so much thereof as may be necessary for the following purpose.

SPECIAL APPROPRIATIONS

PURPOSE	1968 AMOUNT
Wichita Mountains	
Easter Service	\$ 2,500.00
Western Plains Indian Arts and Crafts Commission	5,500.00
Kiowa Gourd Dance Clan	750.00
Pawnee Indian	
Exposition and Fair	5,000.00
Cheyenne-Arapaho Exposition- Blaine & Canadian Counties ..	1,000.00
Cheyenne-Arapaho Exposition- Seiling	500.00
Cheyenne-Arapaho	
Exposition-Hammon	500.00
Sac-Fox Indian	
Exposition-Cushing	500.00
Sac-Fox Indian Exposition- Sac-Fox Agency-Stroud	500.00
Prague Kolache Festival	500.00
Otoe-Missouri Powwow	500.00
Ponca Indian Powwow	500.00
Rush Springs	
Watermelon Festival	1,000.00
Hub City	
Intertribal Powwow	500.00
Chickasaw Festival	500.00
Sand Bass Festival	1,500.00
Tulsa Powwow Club	1,000.00
Gray Horse	
Indian Exposition	500.00
Choteau Pioneer Celebration ...	500.00
Pawhuska Indian Exposition ...	500.00
Hominy Indian Exposition	500.00
Stilwell Strawberry	
Festival-Stilwell	1,000.00

Faith Seven Bowl Game	1,000.00
Terral Watermelon Festival	250.00
Waurika Rattlesnake Hunt	250.00
Seminole Indian Celebration ...	250.00
Cheyenne-Arapaho	
Powwow-Colony	1,500.00
Czech Festival-Yukon	500.00
Eastern Oklahoma Labor Day	
Celebration-Henryetta	250.00
Love County Frontier Days	1,000.00
Craig County	
Historical Museum	500.00
IMPROVEMENTS—PURCHASE OF LANDS, CAPITAL OUTLAY AND EQUIPMENT— SCHEDULE OF EXPENDITURES	
Beavers Bend State Park	40,000.00
Black Mesa State Park	2,000.00
Boiling Springs State Park	52,000.00
Greenleaf Lake State Park	35,000.00
Lake Murray State Park	20,000.00
Osage Hills State Park	3,000.00
Quartz Mountain State Park	20,000.00
Red Rock Canyon State Park	20,000.00
Robbers Cave State Park	20,000.00
Roman Nose State Park	4,000.00
Walnut Creek Peninsula State Park (Keystone Lake)	10,000.00
Sequoyah State Park	25,000.00
Tenkiller State Park	10,000.00
Lake Texoma State Park	20,000.00
Lake Wister State Park	10,000.00
Murrell Home	
and Female Seminary	7,000.00
Fort Gibson Stockade	5,000.00
Pioneer Woman Museum	500.00
Black Kettle Museum	1,500.00
Great Salt Plains State Park ...	5,000.00
Little River State Park	50,000.00
Keystone State Park	40,000.00
Cherokee Recreation	
Area (Grand)	1,000.00
Clayton Lake Recreation Area ...	15,000.00
Ft. Cobb Recreation Area	5,000.00
Heyburn Lake Recreation Area ...	12,000.00
Rune Stone Historical Site	12,500.00
Adair Park-Stilwell	10,000.00
Honey Creek Recreation	
Area (Grand)	10,000.00

Little Sahara Recreation Area ..	2,500.00
Raymond Gary Recreation Area	10,000.00
Sequoyah Bay Recreation Area ..	3,000.00
Spavinaw Recreation Area	2,000.00
Twin Bridges Recreation Area (Grand)	3,000.00
Will Rogers Recreation Area (Oologah)	10,000.00
Okmulgee Lake Recreation Area	7,000.00
Foss Reservoir Area	30,000.00
Tucker Tower Museum	2,500.00
Blue Hawk Peak (Pawnee Bill)	50,000.00
Clinton Recreation Area & Museum	2,000.00
Catoosa Recreation Area	1,000.00
Canton Lake Recreation Area ..	2,000.00
Salina Park	1,000.00
Disney Recreation Area (Grand)	2,000.00
Battle Site of the Washita near Cheyenne	2,500.00
Alabaster Caverns State Park ..	2,500.00
Altus Historical and Cultural Center	30,000.00
Sallisaw Recreation Area	15,000.00
Fort Cobb Recreation Area	45,000.00
Seay Mansion and Chisolm Trail Museum	25,000.00
Boggy Depot Recreation Area ..	20,000.00
Spiro Mounds and Deer Creek Mounds	25,000.00
Cherokee Court House	30,000.00
Chickasaw Canadian Historical Society	35,000.00
Sequoyah Park Annex	75,000.00
No Man's Land Historical Society and Museum	25,000.00

SECTION 3. The Oklahoma Industrial Development and Park Commission shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the Oklahoma Industrial Development and Park Department by law, and shall incur other necessary expenses payable from the appropriations made by this Act.

SECTION 4. All funds appropriated by this Act may be used and expended in conjunction or cooperation with any Federal agency or instrumentality under such terms and conditions as may be necessary to obtain grants or Federal aid assistance. The Oklahoma Industrial Development and Park Commission is hereby authorized to collect, receive, and use any and all grants or reimbursements made available through any agency or instrumentality 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 Industrial Development and Park Commission and the applicable Federal agency or instrumentality.

SECTION 5. The Oklahoma Industrial Development and Park Commission is authorized to pay from the appropriations herein made premiums for workmen's compensation and other necessary insurance.

SECTION 6. Revenue received from the sale of copies or subscriptions of the magazine Oklahoma Today shall not be used for any purpose other than publishing, promoting, and increasing the circulation of Oklahoma Today.

SECTION 7. The appropriations made by this Act from the 1969 General Revenue Fund shall be subject to fiscal year limitations and may be encumbered through June 30, 1969. Any unexpended funds remaining after November 15, 1969, shall lapse and be transferred to the proper fund for the then current year.

SECTION 8. The appropriations made by this Act from the 1968 General Revenue Fund and from the Income Tax Adjustment Fund shall not be subject to fiscal year limitations and shall be available for expenditures 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 de-

cision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 10. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 11. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: Baldwin (Chairman), Gee, Horn, Martin, Massey, Dacus, Romang, Smalley, Smith, Taliaferro, Young.

HOUSE CONFEREES: Willis (Chairman), Thornhill, Kamas, Hesser, Hopkins, Miskelly, Smith (Norman), Spearman.

SB 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: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Murphy, Nichols, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Findeiss, Porter.—2.

Excused: Atkinson, Hargrave, McClendon, McGraw, Miller, Smalley, Stansberry, Stipe.—8.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Berry, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Gee, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Massad, Massey, Mur-

phy, Nichols, Payne, Romang, Selman, Short, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Findeiss, Porter.—2.

Excused: Atkinson, Hargrave, McClendon, McGraw, Miller, Smalley, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 582, together with the Third Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Boecher moved that the President Pro Tempore appoint a Committee of three (3) to notify the Honorable House that the Senate has finished its work and is about ready to adjourn sine die, which motion was declared adopted, President Pro Tempore McSpadden appointing as such Committee: Senators Gee, Breckinridge and Massad.

Senator Ham presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 89 correctly enrolled.

Enrolled SCR 89 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Nigh presiding.

A Committee from the Honorable House, composed of Representatives Poulos, Lane, Vann, Smith (E. W.) and Wixson, was received and reported the Honorable House had finished its work and was ready to adjourn sine die.

EXECUTIVE COMMITTEE—LEGISLATIVE COUNCIL

President Pro Tempore McSpadden advised that, in his opinion, the Executive Committee appointed on the Seventy-fifth Legislative Day of the First Regular Session of the Thirty-first Legislature, as provided under Title 74, Section 456, O. S. 1961 (1963 Supp.), was a "Hold-over Committee" and the reappointment of same not required.

For the Record, he announced the re-

appointment of such Committee, the membership being as follows: Senators Baggett, Birdsong, Boecher, Bradley, Garrison, Gee, Holden, Horn, Howard, Massey, Miller, Nichols, Smith, Terrill and Young.

MESSAGE FROM HOUSE

Returning following Bill, together with Third Conference Committee Report thereon, advising adoption of Third Conference Committee Report and passage of Measure as amended: Engrossed **SB 582**.

The above numbered Bill as amended in Conference was referred for enrollment.

Senator Dacus presiding.

COMMITTEE REPORT

Senator Gee on behalf of the Committee appointed to notify the Honorable House the Senate has finished its work and is ready to adjourn sine die, reported the duty performed, following which the Committee was ordered discharged.

Senator Boecher moved that, when the Clerk's desk is cleared and pursuant to **SCR 89**, the Senate of the Second Regular Session of the Thirty-first Legislature adjourn sine die, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 582 correctly enrolled.

Enrolled **SB 582** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM HOUSE

Advising the signing of and returning Enrolled **SCR 89**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 582**.

The above numbered Enrolled Bill was referred to the Governor.

There being no further business to come before the Senate, and as provided under the Boecher motion, and **SCR 89**, Senator Dacus declared the Senate of the Second Regular Session of the Thirty-first Oklahoma Legislature adjourned, Sine Die.

SENATE COMMITTEES

2nd Session of the
31st Legislature
and
Sub-Committees

With names of Chairmen, designated
by Committee on Committees and Rules

COMMITTEE ON COMMITTEE AND RULES—16

Smith, Chairman

Payne, Vice Chairman

Baldwin	Graves
Baggett	Holden
Birdsong	Luton
Boecher	Miller
Bradley	Taliaferro
Garrison	Williams
Gee	Young

Sub-Committees:

Rules	Payne
Employment and Printing	Young
Privileges and Elections	Miller
Senate and Legislative Affairs	Bradley

AGRICULTURE, CONSUMER AFFAIRS
AND WILDLIFE—6

Massad, Chairman

Dacus, Vice-Chairman

Atkinson

Hamilton

Field

Williams

Sub-Committees:

Public Lands

Williams

Game and Fish

Atkinson

APPROPRIATIONS AND BUDGET—16

Baldwin, Chairman

Miller, Vice-Chairman

Atkinson

Horn

Berrong

McClendon

Berry

Massey

Dacus

Murphy

Findeiss

Romang

Grantham

Selman

Hamilton

Taliaferro

BUSINESS, INDUSTRY AND
LABOR RELATIONS—13

Payne, Chairman

Birdsong, Vice-Chairman

Berrong

Luton

Bradley

Selman

Findeiss

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Holden, Vice-Chairman

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Garrett	McGraw
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PART I

SENATE BILLS

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OVER Measures, designated herein by an asterisk
(*), may be found in the respective 1967 Perman-
ent Journals of the 1st Regular Session of the
31st Legislature.

* **SB 25**—By Smith—An Act relating to
counties; providing for Employee Merit
System for employees of counties *** and
providing for severability.

CR	54
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* **SB 31**—By Williams—An Act relating
to Motor Vehicles *** and declaring an
emergency.

CR	195
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To Governor; action by	556; 567

* **SB 46**—By Smalley and Stipe of the
Senate and Cate of the House—An Act
relating to revenue and taxation; *** pro-
viding for annual listing of personal prop-
erty *** annual assessment of real prop-
erty *** and declaring an emergency.

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To Governor; action by	556; 567

* **SB 48**—By Horn—An Act relating to
counties; authorizing Board of County
Commissioners to contract for furnishing
of ambulance services *** and declaring
an emergency.

HAs read, consideration deferred	652
HAs rejected, Conference requested..	679
SCs appointed	679
Conference granted, HCs named	734
CCR read, adopted, passed—To House	1203
Referred for enrollment	1243
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 7, 1968

* **SB 95**—By Young, Birdsong, Garrett,
Porter, Murphy, Luton, Hargrave, Horn,
Ham and Stipe—An Act relating to civil
procedure; providing procedure by which
claimant may ascertain existence of lia-
bility insurance in damage suits; and de-
claring an emergency.

CR	460
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* **SB 135**—By Short—An Act relating to
convicts *** providing that credits for
good conduct shall apply only to convicts
serving their first term; and declaring an
emergency.

CR	151
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Enrolled—4th Reading	927
To Governor; action by	945; 990

* **SB 150**—By Birdsong—An Act relating to Workmen's Compensation *** making it the mandatory duty of insurers issuing policies to provide workmen's compensation benefits to file, or cause to be filed, certain notice with the State Industrial Court *** and declaring an emergency.

HAs read, consideration deferred	584
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Referred for enrollment	625
Enrolled—4th Reading	666
To Governor; action by	671, 721

* **SB 171**—By Murphy—An Act relating to motor vehicles *** requiring re-examination of drivers for drivers licenses at intervals of four years *** and declaring an emergency.

CR	195
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* **SB 185**—By Massey—An Act relating to obscenity *** and declaring an emergency.

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* **SB 188**—By Hargrave—An Act relating to crimes and punishments *** making disturbance by loud or unusual noise or abusive, violent, obscene, profane or threatening language a crime *** and declaring an emergency.

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* **SB 189**—By Hargrave—An Act relating to motor vehicles *** requiring operator or chauffeur to have license in possession while operating vehicle *** and declaring an emergency.

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* **SB 191**—By Hargrave—An Act relating to crimes and punishments *** defining criminal conspiracy *** and declaring an emergency.

CR	195
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* **SB 225**—By Williams—An Act relating to motor fuel tax *** and declaring an emergency.

Referred for enrollment	569
Enrolled—4th Reading	591
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* **SB 259**—By Field and Young of the Senate and Skeith of the House—An Act authorizing the governing board of any incorporated city or town *** to prohibit the sale of *** on Sunday of specified merchandise *** and declaring an emergency.

CR	213
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* **SB 270**—By Young of the Senate and Hill of the House—An Act relating to bail in traffic cases and certain misdemeanors *** and declaring an emergency.

HAs read, consideration deferred	653
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SCs appointed	679
Conference granted, HCs named	734
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Approved by Governor	May 17, 1968

* **SB 288**—By Short and Murphy—An Act to provide for the enforcement of judgments, orders and decrees of Courts of the United States and of other Courts *** and declaring an emergency.

CR	151
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* **SB 291**—By Murphy—An Act relating to the Department of Public Safety *** requiring chauffeur's license; providing fees *** and declaring an emergency.

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CR	151
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* **SB 315**—By Holden, Nichols, Stipe, Graves and Young—An Act relating to revenue and taxation *** defining value of gross estate *** and declaring an emergency.

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* **SB 318**—By Smith—An Act *** authorizing Court of Common Pleas to hear divorce actions and declaring an emergency.

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Approved by Governor	May 9, 1968

* **SB 330**—By Baggett of the Senate and Abbott of the House—An Act relating to schools *** providing for kindergartens ***.

CR	101
Stricken	556

* **SB 336**—By Howard—An Act *** providing for exemption from ad valorem taxation of homesteads *** and declaring an emergency.

CR	345
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* **SB 343**—By Taliaferro—An Act *** making members of the Board of County Commissioners Class A officers; and declaring an emergency.

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Conference granted, HCs named	569
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* **SB 346**—By McGraw and Smith—An Act relating to the State Board of Health *** for the storage and dispensing of medicines; and declaring an emergency.

CR	195
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Engrossed—To House	351
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Enrolled—4th Reading	562
To Governor; action by	569; 636

* **SB 351**—By Young, Porter, Murphy, Luton, Gee and Ham—An Act *** fixing salaries of justices of the supreme court

and judges of the court of criminal appeals *** and declaring an emergency.

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* **SB 355**—By Payne—An Act relating to revenue and taxation *** personal property leased to state *** exempt from taxation and declaring an emergency.

Referred for enrollment	799
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* **SB 356**—By Taliaferro and Terrill—An Act *** providing name for Cameron State College *** and declaring an emergency.

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* **SB 367**—By Porter and Baggett—An Act to prevent discrimination in employment and public accommodations *** and declaring an emergency.

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SCs appointed	779
Conference granted, HCs named	784
CCR read, consideration deferred	1115
CCR adopted, passed—To House	1203
Referred for enrollment	1248
Enrolled—4th Reading	1278
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Approved by Governor	May 17, 1968

* **SB 402**—By Short—An Act relating to probate procedure *** sales of property

authorized by will *** and declaring an emergency.

HAs read, consideration deferred ... 654
HAs rejected, Conference requested... 679
SCs appointed 679
Conference granted, HCs named 734

* **SB 409**—By Gee—An Act relating to civil procedure; providing for the physical or mental examination of parties and other persons *** and declaring an emergency.

CR 437
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* **SB 416**—By Garrett and Miller—An Act relating to Workmen's Compensation *** clarifying the liability of payment for medical attention *** and declaring an emergency.

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* **SB 422**—By McGraw—An Act *** providing alternate method of determining the school population of a school district for apportionment purposes *** and declaring an emergency.

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* **SB 427**—By Smith—An Act relating to *** county employees retirement system; providing that employees of drainage district may enter said system and declaring an emergency.

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* **SB 433**—By Terrill—An Act relating to payment of state aid to school districts *** and declaring an emergency.

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* **SB 434**—By Smith—An Act *** increasing the portion of the filing fee to be paid into the court docket fund *** and declaring an emergency.

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Referred for enrollment 784
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SB 444—By Garrison—An Act *** providing for notice and public hearing prior to establishment or change of building and zoning regulations; and declaring an emergency.

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referred 188
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Referred for enrollment 548
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SB 445—By Romang—An Act relating to

anonymous election literature; *** and declaring an emergency.

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CR	367
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HAs concurred in, passed as amended	846
Referred for enrollment	846
Enrolled—4th Reading	868
To Governor; action by	870; 957

SB 446—By Graves—An Act * dealing with delinquent children, dependent and neglected children and children in need of supervision; and declaring an emergency.**

1st Reading (Pre-Filed)	19
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CR	490
Considered, advanced, 3d Reading, referred	498
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HAs read, consideration deferred	933
HAs concurred in, passed as amended	985
Referred for enrollment	985
Enrolled—4th Reading	990
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SB 447—By Smith—An Act * providing increased compensation in certain counties for Secretary of County Election Board; *** and declaring an emergency.**

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CR	242
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SB 448—By Breckinridge—An Act providing that the office of county clerk, court clerk, county surveyor and county public weigher be appointive; and declaring an emergency.

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SB 452—By Garrison and Williams of the Senate and Connor, et al of the House—An Act relating to the State Merit System of Personnel Administration; * and declaring an emergency.**

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SB 453—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act relating to the Department of Labor; * and declaring an emergency.**

1st Reading (Pre-Filed)	20
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CR	345
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HAs rejected, Conference requested	778
SCs appointed	779
Conference granted, HCs named	784
CCR adopted, passed—To House	881
Referred for enrollment	885
Enrolled—4th Reading	890
To Governor; action by	921; 923

SB 454—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act relating to securities; * providing for minimum fee for filing registration statement; and declaring an emergency.**

1st Reading (Pre-Filed)	20
2d Reading	48
CR	129
Considered, advanced, 3d Reading, referred	163
Engrossed—To House	168
Referred for enrollment	512
Enrolled—4th Reading	534
To Governor; action by	546; 567

SB 455—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act providing for manner of remittance of taxes; * and declaring an emergency.**

1st Reading (Pre-Filed)	20
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Engrossed—To House	189
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 456—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act * abolishing the Department of Cotton Gin Utilities under the Corporation Commission; and declaring an emergency.**

1st Reading (Pre-Filed)	20
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SB 457—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act relating to fireworks; * and declaring an emergency.**

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HAs read, consideration deferred ...	555
HAs concurred in, passed as amended	562
Referred for enrollment	562
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SB 458—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act *** requiring bond of wholesalers, jobbers and distributors of cigarettes; and declaring an emergency.

1st Reading (Pre-Filed)	20
2d Reading	48
CR	311
Considered, advanced, 3d Reading, referred	531
Engrossed—To House	544
Referred for enrollment	799
Enrolled—4th Reading	868
To Governor; action by	870; 957

SB 459—By Garrison and Williams of th Senate and Connor, et al, of the House—An Act *** providing for compliance by State agencies with the Records Management Act; *** and declaring an emergency.

1st Reading (Pre-Filed)	21
2d Reading	48
CR	194
Considered, advanced, 3d Reading, referred	247
Engrossed—To House	253

Referred for enrollment	512
Enrolled—4th Reading	534
To Governor; action by	546; 557

SB 460—By Short—An Act *** providing for right to counsel, for appointment of counsel, *** and declaring an emergency.

1st Reading (Pre-Filed)	21
2d Reading	48

SB 461—By Smalley of the Senate and Jones of the House—An Act *** authorizing judge trying cause in which a person is convicted of commission of a crime to suspend execution of sentence; *** and declaring an emergency.

1st Reading (Pre-Filed)	21
2d Reading	48
CR	130

Considered, advanced, 3d Reading, referred	144
Engrossed—To House	151
HA read, consideration deferred	701
HA concurred in, passed as amended	778
Referred for enrollment	778
Enrolled—4th Reading	791
To Governor; action by	799; 874

SB 462—By Garrison of the Senate and Connor of the House—An Act *** providing that the office of County Superintendent of Schools in and for each county in Oklahoma is abolished; *** and declaring an emergency.

1st Reading (Pre-Filed)	21
2d Reading	48
CR	138
Considered, advanced	173
3d Reading, referred	189
Engrossed—To House	194

SB 463—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act relating to the Oklahoma Alcoholic Beverage Control Board; *** and declaring an emergency.

1st Reading (Pre-Filed)	21
2d Reading	48
CR	114
Considered, advanced, 3d Reading, referred	134

Engrossed—To House	138
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 464—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act *** creating the State Board of Public Affairs; providing for qualifications, appointment, and terms of members; and declaring an emergency.

1st Reading (Pre-Filed)	21
2d Reading	48
CR	195
Considered, advanced, 3d Reading, referred	230
Engrossed—To House	241
Referred for enrollment	512
Enrolled—4th Reading	534
To Governor; action by	546; 567

SB 465—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act relating to State Fiscal Affairs; *** and declaring an emergency.

1st Reading (Pre-Filed)	21
2d Reading	48
CR	79
Considered, advanced, 3d Reading, referred	96
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Referred for enrollment	469
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To Governor; action by	496; 511

SB 466—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act *** providing for the organization of the purchasing division of the State Board of Public Affairs; *** and declaring an emergency.

1st Reading (Pre-Filed)	21
2d Reading	48
CR	195
Considered, advanced, 3d Reading, referred	248
Engrossed—To House	266
HAs read, consideration deferred	545
HAs concurred in, passed as amended	562
Referred for enrollment	562

Enrolled—4th Reading	574
To Governor; action by	582; 636

SB 467—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act *** providing for creation of a state owned motor pool under the State Board of Public Affairs; *** and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49
CR	114
Considered, advanced, 3d Reading, referred	208
Engrossed—To House	213
Referred for enrollment	533
Enrolled—4th Reading	562
To Governor; action by	569; 636

SB 468—By Garrison and Williams of the Senate and Connor, et al, of the House—An Act *** providing for licensing of sellers, manufacturers, wholesalers and brokers of food and drugs, and of frozen food locker plants by State Commissioner of Health; *** and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49
CR	79
Considered	90
Considered, advanced, 3d Reading, referred	125
Engrossed—To House	138

SB 469—By Gee—An Act relating to the termination of joint tenancy and/or life tenancy; *** and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49

SB 470—By Miller—An Act pertaining to non-intoxicating beverages; *** and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49

SB 471—By Miller—An Act *** fixing compensation of precinct officials; and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49

CR	160
Considered, advanced, 3d Reading, referred	186
Engrossed—To House	194
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 472—By Massad and Dacus of the Senate and Briscoe of the House—An Act *** providing for the marking of weights, measures and prices on packaged forms of commodities kept, exposed or offered for sale; *** and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49
CR	129
Considered, advanced, 3d Reading, referred	145
Engrossed—To House	160
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 473—By Hamilton—An Act *** providing rules and regulation over national forest lands by the federal government; and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49
CR	213
Considered, advanced, 3d Reading, referred	267
Engrossed—To House	276
Referred for enrollment	584
Enrolled—4th Reading	605
To Governor; action by	623; 699

SB 474—By Hamilton—An Act *** providing all school buses used for the transportation of school children be equipped with safety belts or safety shoulder harness or a combination, for each passenger; *** and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49
CR	367
Considered, advanced, 3d Reading, referred	441
Rule 20-c suspended	441
Engrossed—To House	449

Referred for enrollment	555
Enrolled—4th Reading	562
To Governor; action by	569; 597

SB 475—By Hamilton—An Act *** providing railroad cars and coaches and all motor vehicles used for transportation of persons for reward, inside or outside the corporate limits of any municipality be equipped with seat belts and shoulder harness; *** and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49

SB 476—By Hamilton—An Act *** providing for the clearing of rights-of-way of railroad companies through forest lands; *** and declaring an emergency.

1st Reading (Pre-Filed)	22
2d Reading	49

SB 477—By Stipe and Stansberry—An Act creating and establishing a State Hospital Construction and Maintenance Fund Board; *** and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49

SB 478—By Miller—An Act *** pertaining to duties of State Election Board in providing for candidates provision for nomination by petition; and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49
CR	160

Considered, advanced, 3d Reading, referred	172
Engrossed—To House	189
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 479—By Hamilton—An Act *** providing punishment for person or persons interfering with firemen in the performance of their duty; and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49
CR	101

Considered, advanced, 3d Reading, referred	116
Engrossed—To House	121
HAs read, consideration deferred....	471
HAs concurred in, passed as amended	550
Referred for enrollment	550
Enrolled—4th Reading	562
To Governor; action by	569; 636

SB 480—By Hamilton—An Act *** providing owners or lessees of lands shall not be restricted as to the manner of catching, gathering, procuring or impounding minnows, fish, frogs or similar water species; *** and declaring an emergency.

1st Reading (Pre-Filed)	23
2nd Reading	49
CR	311
Considered, advanced, 3rd Reading, referred	368
Engrossed—To House	376
HAs read, consideration deferred	584
HAs concurred in, passed as amended	626
Referred for enrollment	626
Enrolled—4th Reading	666
To Governor; action by	671; 700

SB 481—By Hamilton—An Act *** providing for an appropriation for a research program in conjunction with the experimental program being conducted by the Oklahoma State University for the eradication of ticks; *** and declaring an emergency.

1st Reading (Pre-Filed)	23
2nd Reading	49
CR—Re-referred	168
CR	367
Considered, advanced, 3rd Reading, referred	380
Engrossed—To House	395
HAs rejected, Conference request- ed, SCs appointed	507
Conference granted, HCs named	513
CCR read, consideration deferred ...	1015
CCR adopted, passed—To House....	1058
Referred for enrollment	1133
Enrolled—4th Reading	1159

To Governor	1168
Approved by Governor	May 9, 1968

SB 482—By Smalley—An Act *** providing that municipal officers shall be qualified electors and actual residents of the City and Ward for which they are appointed or elected; *** and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49
CR	79
Considered, advanced, 3d Reading, referred	89
Engrossed—To House	93
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 483—By Smalley—By Act *** providing that County Court or District Court shall have jurisdiction to determine heirship; and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49

SB 484—By Grantham—An Act relating to public buildings; *** providing facilities for the handicapped; and declaring an emergency.

1st Reading (Pre-Filed)	24
2d Reading	49
CR	151
Considered, advanced, 3d Reading, referred	189
Engrossed—To House	194
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 485—By Baldwin—An Act *** authorizing issuance of bonds by area school districts *** and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49
CR	100
Considered, advanced, 3d Reading, referred	126
Engrossed—To House	129
HAs read, consideration deferred ...	201
HAs concurred in, passed as amended	223

Referred for enrollment	223
Enrolled—4th Reading	225
To Governor; action by	241; 251

SB 486—By Smith—An Act relating to the State Industrial Court; prescribing fee for the furnishing of copies of documents and papers on file with said court; *** and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49
CR	101
Considered, advanced, 3d Reading, referred	116
Engrossed—To House	121
Referred for enrollment	489
Enrolled—4th Reading	498
To Governor; action by	509; 557

SB 487—By Smith—An Act *** providing for schedule of compensation for permanent and partial disability; *** and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49
CR	101
Considered, advanced, 3d Reading, referred	132
Engrossed—To House	138
Referred for enrollment	569
Enrolled—4th Reading	591
To Governor; action by	595; 636

SB 488—By Smith—An Act *** requiring employer to furnish, repair or replace certain prosthetic devices necessary in treatment or rehabilitation of injured workman; *** and declaring an emergency.

1st Reading (Pre-Filed)	23
2d Reading	49
CR	101
Considered, advanced, 3d Reading, referred	132
Engrossed—To House	138
Referred for enrollment	569
Enrolled—4th Reading	591
To Governor; action by	595; 636

SB 489—By Romang—An Act *** relating to obedience to police officers; and declaring an emergency.

1st Reading (Pre-Filed)	24
2d Reading	49
CR	79

Considered, advanced, 3d Reading,
referred

Engrossed—To House	93
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 490—By Romang—An Act *** providing for the listing of property on which lien is claimed; and declaring an emergency.

1st Reading (Pre-Filed)	24
2d Reading	49

SB 491—By Selman—An Act relating to banks, trust companies and corporate trust businesses; *** and declaring an emergency.

1st Reading (Pre-Filed)	24
2d Reading	49
CR	101
Considered, advanced, 3d Reading, referred	140
Engrossed—To House	160
HAs read, consideration deferred	471
HAs concurred in, passed as amended	547
Referred for enrollment	547
Enrolled—4th Reading	562
To Governor; action by	569; 636

SB 492—By Massad and Dacus of the Senate and Briscoe of the House—An Act *** providing standards of fill of packages and containers of any commodities kept, offered or exposed for sale; and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49
CR	129

Considered, advanced, 3d Reading,
referred

Engrossed—To House	151
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 493—By Selman—An Act *** authorizing certain communities maintaining jun-

ior colleges to become area school districts
*** and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49
CR	94
Considered, advanced, 3d Reading, referred	110
Engrossed—To House	114
HAs rejected, Conference request- ed, SCs appointed	486
Conference granted, HCs named	675
CCR read, consideration deferred ...	893
CCR adopted, passed—To House	945
Referred for enrollment	958
Enrolled—4th Reading	993
To Governor; action by	994; 1159

SB 494—By Massad and Young of the Senate and Sandlin et al, of the House—An Act *** establishing a Uniform Retirement System for Justices and Judges; *** and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49
CR	291
Considered, advanced, 3d Reading, referred	373
Engrossed—To House	376
Referred for enrollment	639
Enrolled—4th Reading	661
To Governor; action by	671; 700

SB 495—By Ferrell—An Act relating to domiciliary facilities; *** and declaring an emergency.

1st Reading (Pre-Filed)	24
2d Reading	49

SB 496—By Martin—An Act *** enacting new sections thereof pertaining to milk, *** and declaring an emergency.

1st Reading (Pre-Filed)	24
2d Reading	49
CR	151
Considered, advanced, 3d Reading, referred	326
Engrossed—To House	358
Referred for enrollment	533
Enrolled—4th Reading	534
To Governor; action by	546; 583

SB 497—By Birdsong—An Act relating to the Oklahoma Department of Public Safety; providing minimum salaries of employees based on forty (40) working hours per week; *** and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49

SB 498—By Short—An Act *** providing that the Secretary of State record certain orders of the Oklahoma Tax Commission suspending, revoking, cancelling or reinstating corporate charter; and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49
CR	414
Stricken	556

SB 499—By Short—an Act *** providing that certain agencies of the State be subject to provisions of the Administrative Procedures Act; *** and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49
CR	345
Stricken	556

SB 500—By Short—An Act relating to public contracts for construction, purchase, sale or acquisition of personal property; *** and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49
CR	151
Considered, advanced	424
Stricken	556

SB 501—By Short—An Act *** providing revenue from sales tax be deposited in the State Treasury to the credit of the General Revenue Fund; *** and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49

SB 502—By Murphy—An Act relating to non-profit corporations; *** providing for incorporation, fees, number of trustees or directors; *** and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49

SB 503—By Massad—An Act *** providing maximum amount of insurance on life of debtor; and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49
CR	101
Considered, advanced, 3d Reading, failed	123
ML adopted, vote reconsidered by which advanced	124
Considered, advanced, 3d Reading, referred	124
Engrossed—To House	129
Referred for enrollment	569
Enrolled—4th Reading	591
To Governor; action by	595; 636

SB 504—By Massad—An Act *** providing authority of County Commissioners to contract with County Commissioners of adjoining county for use of County Jail facilities; *** and declaring an emergency.

1st Reading (Pre-Filed)	25
2d Reading	49
CR	54
Considered, advanced, 3d Reading, referred	70
Rule 20-c suspended	70
Engrossed—To House	70
Referred for enrollment	114
Enrolled—4th Reading	121
To Governor; action by	127; 159

SB 505—By Ham of the Senate and Finch of the House—An Act relating to non-profit corporations *** and declaring an emergency.

1st Reading	26
2d Reading	49
CR	79
Considered, advanced, 3d Reading, referred	95
Engrossed—To House	99
Referred for enrollment	212
Enrolled—4th Reading	225
To Governor; action by	241; 263

SB 506—By Baldwin and Miller of the Senate and Willis, et al, of the House—

An Act relating to the State Bureau of Investigation and making an appropriation *** and declaring an emergency.

1st Reading	26
2d Reading	49
CR	266
Considered, advanced, 3d Reading, referred	281
Engrossed—To House	291
HAs rejected, Conference request- ed, SCs appointed	396
Conference granted, HCs named	400
CCR read, consideration deferred	999
CCR adopted, passed—To House	1010
Referred for enrollment	1015
Enrolled—4th Reading	1077
To Governor	1104
Approved by Governor	May 9, 1968

SB 507—By Baldwin and Miller of the Senate and Willis, et al, of the House.—An Act relating to the council on Law Enforcement Education and Training and making an appropriation *** and declaring an emergency.

1st Reading	26
2d Reading	49
CR	93
Considered, advanced, 3d Reading, referred	101
Engrossed—To House	114
Referred for enrollment	291
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 508—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Governor's Committee on Employment of the Handicapped and making an appropriation *** and declaring an emergency.

1st Reading	26
2d Reading	49
CR	93
Considered, advanced, 3d Reading, referred	102
Engrossed—To House	114
Referred for enrollment	291
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 509—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act *** providing for transfer of funds; authority for administration of affairs of the State Veterans Department, and each of the institutions listed in this Act; *** and declaring an emergency.

1st Reading	26
2d Reading	49
CR	291
Considered, advanced, 3d Reading, referred	312
Engrossed—To House	322
HAs rejected, Conference request- ed, SCs appointed	486
Conference granted, HCs named	489
CCR read, consideration deferred ...	1016
Further Conference requested, re- referred to GCCA	1058
Further Conference granted— To GCCA	1076
2d CCR read, adopted, passed— To House	1077
Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 10, 1968

SB 510—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the Department of Charities and Corrections and making an appropriation *** and declaring an emergency.

1st Reading	27
2d Reading	49
CR	266
Considered, advanced, 3d Reading, referred	281
Engrossed—To House	291
HAs rejected, Conference request- ed, SCs appointed	396
Conference granted, HCs named	400
CCR read, consideration deferred ..	1017
CCR adopted, passed—To House ...	1060
Referred for enrollment	1133
Enrolled—4th Reading	1170
To Governor	1171
Approved by Governor	May 10, 1968

SB 511—By Baldwin and Miller of the

Senate and Willis, et al, of the House—An Act relating to the State Mining Board and making an appropriation *** and declaring an emergency.

1st Reading	27
2d Reading	50
CR	93
Considered, advanced, 3d Reading, referred	102
Engrossed—To House	114
Referred for enrollment	290
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 512—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the Department of Labor and making appropriations *** and declaring an emergency.

1st Reading	27
2d Reading	50
CR	213
Considered, advanced, 3d Reading, referred	231
Engrossed—To House	241
HAs rejected, Conference request- ed, SCs appointed	353
Conference granted, HCs named	358
CCR read, consideration deferred ...	806
CCR adopted, passed—To House	856
Referred for enrollment	958
Enrolled—4th Reading	984
To Governor; action by	994; 1249

SB 513—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Department of Corrections and making an appropriation *** and declaring an emergency.

1st Reading	27
2d Reading	50
CR	516
WD, re-referred	547
CR	600
Considered, advanced, 3d Reading, referred	660
Engrossed—To House	679
HAs read, consideration deferred ...	838
HAs rejected, Conference request- ed, SCs appointed	867
Conference granted, HCs named	870

CCR read, consideration deferred	1142
CCR adopted, passed—To House	1234
Referred for enrollment	1261
CCR corrected by unanimous consent	1268; 1277
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 9, 1968

SB 514—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the Pardon and Parole Board and making an appropriation *** and declaring an emergency.

1st Reading	27
2d Reading	50
CR	93
Considered, advanced, 3d Reading, referred	142
Engrossed—To House	151
Referred for enrollment	291
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 515—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the State Treasurer and making appropriations *** and declaring an emergency.

1st Reading	27
2d Reading	50
CR	93
Considered, advanced, 3d Reading, referred	103
Engrossed—To House	114
HAs rejected, Conference requested, SCs appointed	320
Conference granted, HCs named	322
CCR read, consideration deferred	806
CCR adopted, passed—To House	856
Referred for enrollment	958
Enrolled—4th Reading	990
To Governor; action by	994; 1249

SB 516—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the State Personnel Board; making an appropriation *** and declaring an emergency.

1st Reading	27
2d Reading	50

CR	93
Considered, advanced, 3d Reading, referred	103
Engrossed—To House	114
HAs rejected, Conference requested, SCs appointed	320
Conference granted, HCs named	322
CCR read, consideration deferred	806
CCR adopted, passed—To House	856
Referred for enrollment	958
Enrolled—4th Reading	990
To Governor; action by	994; 1249

SB 517—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the State Board of Public Affairs and making an appropriation *** and declaring an emergency.

1st Reading	28
2d Reading	50
CR	516
Considered, advanced, 3d Reading, referred	600
Engrossed—To House	618
HAs read, cconsideration deferred	702
HAs rejected, Conference requested, SCs appointed	839
Conference granted, HCs named	861
CCR read; consideration deferred	999
CCR adopted, passed—To House	1010
Referred for enrollment	1015
Enrolled—4th Reading	1067
To Governor	1076
Approved by Governor	May 9, 1968

SB 518—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Board of Equalization and making appropriations *** and declaring an emergency.

1st Reading	28
2d Reading	50
CR	93
Considered, advanced, 3d Reading, referred	104
Engrossed—To House	114
Referred for enrollment	291
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 519—By Baldwin and Miller of the Senate and Willis, et al of the House—An Act relating to the office of the State Auditor and making appropriations *** and declaring an emergency.

1st Reading	28
2d Reading	50
CR	93
Considered, advanced, 3d Reading, referred	104
Engrossed—To House	114
HAs rejected, Conference requested, SCs appointed	320
Conference granted, HCs named	322
CCR read, consideration deferred ...	807
CCR adopted, passed—To House	857
Referred for enrollment	958
Enrolled—4th Reading	984
To Governor; action by	994; 1249

SB 520—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the Governor and making appropriations *** and declaring an emergency.

1st Reading	28
2d Reading	50
CR	93
Considered, advanced, 3d Reading, referred	105
Engrossed—To House	114
Referred for enrollment	311
Enrolled—4th Reading	322
To Governor; action by	341; 363

SB 521—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of Civil Defense and making appropriations *** and declaring an emergency.

1st Reading	28
2d Reading	50
CR	93
Considered, advanced, 3d Reading, referred	105
Engrossed—To House	114
Referred for enrollment	291
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 522—By Baldwin and Miller of the

Senate and Willis et al, of the House—An Act relating to the Oklahoma Adjutant General and making an appropriation *** and declaring an emergency.

1st Reading	28
2d Reading	50
CR	213
Considered, advanced, 3d Reading, referred	231
Engrossed—To House	241
HAs rejected, Conference requested, SCs appointed	353
Conference granted, HCs named	358
CCR read, consideration deferred ...	1000
CCR adopted, passed—To House	1011
Referred for enrollment	1015
Enrolled—4th Reading	1067
To Governor	1076
Approved by Governor	May 9, 1968

SB 523—By Smith of the Senate and Hopkins of the House—An Act relating to agricultural fairs and expositions; *** and declaring an emergency.

1st Reading	47
2d Reading	56

SB 524—By Findeiss and McSpadden—An Act ** providing for the regulation and registration of engineers and land surveyors; *** declaring an emergency.

1st Reading	54
2d Reading	62
CR	414
Considered, advanced, 3d Reading, referred	466
Rule 20-c suspended	467
Engrossed—To House	490
HAs read, consideration deferred ...	782
HAs concurred in, passed as amended	845
Referred for enrollment	845
Enrolled—4th Reading	870
To Governor; action by	875; 990

SB 525—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act *** making appropriations to the state board for vocational education; *** and declaring an emergency.

1st Reading	55
2d Reading	62

CR	291
Considered, advanced, 3d Reading, referred	313
Engrossed—To House	322
HAs rejected, Conference request- ed, SCs appointed	486
Conference granted, HCs named	489
CCR read, consideration deferred	1146
CCR adopted, passed—To House	1166
Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 7, 1968

SB 526—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the liquefied petroleum gas board and making appropriation *** and declaring an emergency.

1st Reading	55
2d Reading	62
CR	130
WD, re-referred	141
CR	143
Considered, advanced, 3d Reading, referred	143
Engrossed—To House	151
Referred for enrollment	291
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 527—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the chief mine inspector and making an appropriation *** and declaring an emergency.

1st Reading	55
2d Reading	62
CR	93
Considered, advanced, 3d Reading, referred	106
Engrossed—To House	114
Referred for enrollment	322
Enrolled—4th Reading	351
To Governor; action by	356; 375

SB 528—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the school lunch division of the state board of education and making

an appropriation *** and declaring an emergency.

1st Reading	55
2d Reading	62
CR	93
Considered, advanced, 3d Reading, referred	106
Engrossed—To House	114
HAs rejected, Conference request- ed, SCs appointed	320
Conference granted, HCs named	322
CCR read, consideration deferred	807
CCR adopted, passed—To House	859
Referred for enrollment	958
Enrolled—4th Reading	984
To Governor; action by	994; 1249

SB 529—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the State Board for Vocational Education and making an appropriation *** and declaring an emergency.

1st Reading	55
2d Reading	62
CR	266
Considered, advanced, 3d Reading, referred	282
Engrossed—To House	291
HAs rejected, Conference request- ed, SCs appointed	396
Conference granted, HCs named	400
CCR read, consideration deferred	1147
CCR adopted, passed—To House	1165
Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 9, 1968

SB 530—By Graves and Garrison—An Act *** providing compensation for jurors; and declaring an emergency.

1st Reading	55
2d Reading	62
CR	114
Considered, advanced, 3d Reading, referred	126
ML	126
Engrossed—To House	157
HAs read, consideration deferred	513
HAs rejected, Conference requested	550
SCs appointed	551

Conference granted, HCs named	569
CCR read, consideration deferred ...	650
CCR adopted, passed, withheld under Rule 20-c	715
To House	728
Referred for enrollment	745
Enrolled—4th Reading	763
To Governor; action by	771; 861

SB 531—By Horn—An Act *** authorizing the use of facilities, services and resources of other agencies of the state, counties and municipalities of the state; and declaring an emergency.

1st Reading	55
2d Reading	62
CR	79
Considered, advanced, 3d Reading, referred	96
Engrossed—To House	99

SB 532—By Smith of the Senate and McCune of the House—An Act *** prescribing eligibility for benefits under county employee's retirement system; and declaring an emergency.

1st Reading	55
2d Reading	62
CR	395
Considered, advanced, 3d Reading, referred	429
Rule 20-c suspended	434
Engrossed—To House	437
HAs read, consideration deferred	810
HAs rejected, Conference request- ed, SCs appointed	839
Conference granted, HCs named	870
Stricken	1226

SB 533—By Birdsong and Smith—An Act relating to Workmen's Compensation; *** and declaring an emergency.

1st Reading	56
2d Reading	62
CR	213
Considered, advanced, 3d Reading, referred	453
Rule 20-c suspended	456
Engrossed—To House	459

SB 534—By Baldwin and Miller of the

Senate and Willis, et al, of the House—An Act relating to the office of the securities commission and making appropriation *** and declaring an emergency.

1st Reading	56
2d Reading	62
CR	213
Considered, advanced, 3d Reading, referred	232
Engrossed—To House	241
HAs rejected, Conference request- ed, SCs appointed	320
Conference granted, HCs named	322
CCR read, consideration deferred	807
CCR adopted, passed—To House	857
Referred for enrollment	958
Enrolled—4th Reading	990
To Governor; action by	994; 1249

SB 535—By Williams—an Act *** providing the right to counsel; *** and declaring an emergency.

1st Reading	59
2d Reading	69

SB 536—By Gee—An Act relating to *** small claims procedure; ***.

1st Reading	59
2d Reading	69
CR	276
Considered, advanced, 3d Reading, referred	372
Engrossed—To House	376
HAs read, consideration deferred	968
HAs rejected, Conference request- ed, SCs appointed	984
Conference granted, HCs named	1014
CCR read, adopted, passed—To House	1217
Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1279
Approved by Governor	May 9, 1968

SB 537—By Gee—An Act *** prescribing procedure in actions for forcible entry and detainer; ***.

1st Reading	60
2d Reading	69
CR	292

Considered, advanced, 3d Reading, referred	372
Engrossed—To House	376
HAs read, consideration deferred ...	654
HAs concurred in, passed as amended	711
Referred for enrollment	711
Enrolled—4th Reading	729
To Governor; action by	734; 798

SB 538—By Gee—An Act relating to probate procedure; * prescribing procedure for appeal; ***.**

1st Reading	60
2d Reading	69
CR	151
Considered, advanced, 3d Reading, referred	163
Engrossed—To House	168
HAs read, consideration deferred ...	654
HAs rejected, Conference request- ed, SCs appointed	711
Conference granted, HCs named	734
CCR read, consideration deferred ...	742
CCR adopted, passed—To House	946
Referred for enrollment	958
Enrolled—4th Reading	990
To Governor; action by	994; 1249

SB 539—By Gee—An Act relating to civil procedure; * prescribing procedure for perfecting appeals; *** and declaring an emergency.**

1st Reading	60
2d Reading	69
CR	151
Considered, advanced, 3d Reading, referred	164
Engrossed—To House	168
HAs read, consideration deferred ...	585
HAs rejected, Conference request- ed, SCs appointed	627
Conference granted, HCs named	652
CCR read, consideration deferred ...	718
CCR adopted, passed—To House	947
Referred for enrollment	958
Enrolled—4th Reading	984
To Governor; action by	994; 1249

SB 540—By McSpadden—An Act * providing for issuance of commercial fishing**

licenses, contract or helper's permits; * and declaring an emergency.**

1st Reading	60
2d Reading	69
CR	168
Considered, advanced, 3d Reading, referred	197
Engrossed—To House	203
HAs read, consideration deferred ...	546
HAs rejected, Conference request- ed, SCs appointed	605
Conference granted, HCs named	608
CCR read, consideration deferred ..	612
CCR adopted, passed, withheld under Rule 20-c	623
To House	638
Referred for enrollment	652
House requests return of Bill as amended by CCR; granted	687
House reconsiders vote by which Bill as amended by CCR passed; by which CCR adopted; rejects CCR, requests further Confer- ence, naming same HCs	709
Further Conference granted, origi- nal SCs re-appointed	709
2d CCR read, consideration deferred	716
2d CCR adopted, passed, Rule 20-c suspended	731
To House	732
Referred for enrollment	745
Enrolled—4th Reading	763
To Governor; action by	771; 826

SB 541—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the State Industrial Court and making appropriations * and declaring an emergency.**

1st Reading	60
2d Reading	69
CR	195
Considered, advanced, 3d Reading, referred	232
Engrossed—To House	241
HAs rejected, Conference request- ed, SCs appointed	353
Conference granted, HCs named	358
CCR read, consideration deferred ...	1001
CCR adopted, passed—To House	1011

Referred for enrollment	1015
Enrolled—4th Reading	1067
To Governor	1076
Approved by Governor	May 9, 1968

SB 542—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act *** making an appropriation to the State Board of Education for school textbook program; *** and declaring an emergency.

1st Reading	60
2d Reading	69
CR	292
Considered, advanced, 3d Reading, referred	313
Engrossed—To House	322
HAs rejected, Conference request- ed, SCs appointed	486
Conference granted, HCs named	489
CCR read, consideration deferred	808
CCR adopted, passed—To House	858
Referred for enrollment	958
Enrolled—4th Reading	984
To Governor; action by	994; 1249

SB 543—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Department of Mental Health and the mental health institutions and making appropriation *** and declaring an emergency.

1st Reading	60
2d Reading	69
CR	266
Considered, advanced, 3d Reading, referred	282
Engrossed—To House	291
HAs rejected, Conference request- ed, SCs appointed	486
Conference granted, HCs named	489
CCR read, consideration deferred	1018
CCR adopted, passed—To House	1068
Referred for enrollment	1133
Enrolled—4th Reading	1159
To Governor	1168
Approved by Governor	May 9, 1968

SB 544—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Office of the Clerk of

the Supreme Court and making an appropriation *** and declaring an emergency.

1st Reading	60
2d Reading	69
CR	94
Considered, advanced, 3d Reading, referred	107
Engrossed—To House	114
HAs rejected, Conference request- ed, SCs appointed	396
Conference granted, HCs named	400
CCR read, consideration deferred	1001
CCR adopted, passed—To House	1011
Referred for enrollment	1015
Enrolled—4th Reading	1067
To Governor	1076
Approved by Governor	May 9, 1968

SB 545—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Oklahoma Arts and Humanities Council and making an appropriation *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	94
Considered, advanced, 3d Reading, referred	107
Engrossed—To House	114
Referred for enrollment	291
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 546—By Baldwin and Miller of the Senate and Willis, et al of the House—An Act relating to the office of the Attorney General and making an appropriation *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	195
Considered, advanced, 3d Reading, referred	233
Engrossed—To House	241
HAs rejected, Conference request- ed, SCs appointed	368
Conference granted, HCs named	374
CCR read, consideration deferred	1148
CCR adopted, passed—To House	1233

CCR rejected, further Conference requested	1261
Further Conference granted	1261
2d CCR read, adopted, passed—To House	1276
Referred for enrollment	1277
Enrolled—4th Reading	1278
To Governor	1279
Approved by Governor	May 9, 1968

SB 547—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Will Rogers Memorial Commission and making an appropriation *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	129
Considered	143
WD, re-referred	146
CR	292
Considered, advanced, 3d Reading, referred	314
Engrossed—To House	334
HAs rejected, Conference requested, SCs appointed	486
Conference granted, HCs named	489
CCR read, consideration deferred	1019
CCR adopted, passed—To House	1060
Referred for enrollment	1133
Enrolled—4th Reading	1159
To Governor	1168
Approved by Governor	May 9, 1968

SB 548—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the State Soil Conservation Board and making an appropriation *** making an appropriation to the Small Watershed Control Fund; *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	213
Considered, advanced, 3d Reading, referred	233
Engrossed—To House	241
Referred for enrollment	376
Enrolled—4th Reading	395
To Governor; action by	397; 399

SB 549—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to various state agencies and making supplemental appropriations *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	195
Considered, advanced, 3d Reading, referred	234
Engrossed—To House	241
HAs rejected, Conference requested, SCs appointed	320
Conference granted, HCs named	322
House requests Wd from GCCA; refer to Special CC, HCs named; granted; SCs appointed	446
CCR read, consideration deferred	486
House requested to concur in Wd of Bill from Senate Calendar and re-refer to Special CC	499
House concurs in Senate's request	504
2d CCR read, consideration deferred	508
2d CCR adopted, passed, withheld under Rule 20-c	579
To House	582
Referred for enrollment	599
Enrolled—4th Reading	605
To Governor; action by	623; 674

SB 550—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the Oklahoma Historical Society and making an appropriation *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	213
Considered, advanced, 3d Reading, referred	234
Engrossed—To House	241
HAs rejected, Conference requested, SCs appointed	353
Conference granted, HCs named	358
CCR read, consideration deferred	1150
CCR adopted, passed—To House	1252
Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 17, 1968

SB 551—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Oklahoma Department of Libraries and making an appropriation *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	266
Considered, advanced, 3d Reading, referred	283
Engrossed—To House	291
HAs rejected, Conference request- ed, SCs appointed	486
Conference granted, HCs named	489
CCR read, consideration deferred; Wd, re-referred	1019; 1058
Further Conference requested, re- referred to GCCA	1058
Further Conference granted, to GCCA	1076
2d CCR read, consideration deferred	1151
2d CCR adopted, passed—To House	1235
Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 9, 1968

SB 552—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the office of the Attorney General and offices of District Attorneys and making an appropriation; and declaring an emergency.

1st Reading	61
2d Reading	69
CR	213
Considered, advanced, 3d Reading, referred	235
Engrossed—To House	241
Referred for enrollment	344
Enrolled—4th Reading	358
To Governor; action by	367; 399

SB 553—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Court of Tax Review and making an appropriation *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	94

Considered, advanced, 3d Reading, referred	108
Engrossed—To House	114
Referred for enrollment	291
Enrolled—4th Reading	299
To Governor; action by	311; 363

SB 554—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Petroleum Experiment Station and making an appropriation *** and declaring an emergency.

1st Reading	61
2d Reading	69
CR	94
Considered, advanced, 3d Reading, referred	109
Engrossed—To House	114
HAs rejected, Conference requested	297
SCs appointed	298
Conference granted, HCs named	311
CCR read, consideration deferred	808
CCR adopted, passed—To House	858
Referred for enrollment	958
Enrolled—4th Reading	990
To Governor; action by	994; 1249

SB 555—By Berry—An Act *** providing for deputies and other personnel for certain county officers; *** and declaring an emergency.

1st Reading	67
2d Reading	74
CR	242
Considered	361
Considered, advanced, 3d Reading, failed	379
ML; time extended	380; 429; 456
ML adopted, passed, referred	463
Rule 20-c suspended	464
Engrossed—To House	476

SB 556—By Gee—An Act *** providing that a decree of divorce which is appealed does not become final until determination of the appeal; *** and declaring an emergency.

1st Reading	67
2d Reading	74
CR	323

Considered, advanced, 3d Reading, referred	384
Engrossed—To House	395
HAs read, consideration deferred	810
HAs rejected, Conference request- ed, SCs appointed	842
Conference granted, HCs named	870
CCR read, consideration deferred	951
CCR adopted, passed—To House	963
CCR rejected by House, further Conference requested	998
Further Conference granted	998
2d CCR read, consideration deferred	1152
2d CCR adopted, failed	1169

SB 557—By Gee—An Act *** providing authorization to the Supreme Court to make rules or orders providing for election by District and Associate District Judges of a presiding judge within Judicial Administrative District; ***.

1st Reading	68
2d Reading	74
CR	151
Considered, advanced, 3d Reading, referred	171
Engrossed—To House	189
HAs read, consideration deferred	585
HAs concurred in, passed as amended	626
Referred for enrollment	626
Enrolled—4th Reading	661
To Governor; action by	671; 721

SB 558—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the J. M. Davis Memorial Commission and making an appropriation *** and declaring an emergency.

1st Reading	68
2d Reading	74
CR	129
Considered, advanced, 3d Reading, referred	143
Engrossed—To House	151
HAs rejected, Conference request- ed, SCs appointed	298
Conference granted, HCs named	311
CCR read, consideration deferred	1020
CCR adopted, passed—To House	1060
Referred for enrollment	1133

Enrolled—4th Reading	1159
To Governor	1168
Approved by Governor	May 9, 1968

SB 559—By Baldwin, Miller, Garrison and Findeiss of the Senate and Willis, et al, of the House—An Act relating to the Oklahoma State Regents for Higher Education and making an appropriation *** and declaring an emergency.

1st Reading	68
2d Reading	74
CR	94
Considered, advanced, 3d Reading, referred	109
Engrossed—To House	114
HAs read, consideration deferred	190
HAs concurred in, passed as amended	196
Referred for enrollment	196
Enrolled—4th Reading	203
To Governor; action by	212; 223

SB 560—By Hamilton—An Act *** providing for exceptions to sureties; and declaring an emergency.

1st Reading	68
2d Reading	74
CR	101
Considered, advanced, 3d Reading, referred	144
Engrossed—To House	160
Referred for enrollment	512
Enrolled—4th Reading	534
To Governor; action by	546; 567

SB 561—By Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, et al, of the House—An Act relating to Capitol Improvement Authority; ***.

1st Reading	68
2d Reading	74
CR	292
Considered, advanced, 3d Reading, referred	504
Rule 20-c suspended	506
Engrossed—To House	519
HAs rejected, Conference request- ed, SCs appointed	757
Conference granted, HCs named	780
CCR read, adopted, passed—To House	1244

Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 9, 1968

SB 562—By Taliaferro—An Act *** changing the date the Tax Commission is required to present its recommended assessments of railroad and public service property to the State Board of Equalization; and declaring an emergency.

1st Reading	68
2d Reading	74
CR	241
Considered, advanced, 3d Reading, referred	325
Engrossed—To House	351
Referred for enrollment	533
Enrolled—4th Reading	546
To Governor; action by	556; 567

SB 563—By Stipe and Luton of the Senate and Finch of the House—An Act *** providing maximum and minimum weekly compensation for temporary disability and for permanent disability; and declaring an emergency.

1st Reading	74
2d Reading	81
CR	130
Considered, advanced, 3d Reading, referred	216
Engrossed—To House	225
HAs read, consideration deferred ...	585
HAs concurred in, passed as amended	625
Referred for enrollment	626
Enrolled—4th Reading	666
To Governor; action by	671; 721

SB 564—By Smalley of the Senate and Wolf, et al, of the House—An Act relating to the Cerebral Palsy Center; *** authorizing withholding of annuity premiums; and declaring an emergency.

1st Reading	74
2d Reading	81

SB 565—By Smith—An Act *** providing procedure for appointment of members of County Election Boards; *** and declaring an emergency.

1st Reading	79
2d Reading	88
CR	160
Considered, advanced, 3d Reading, referred	304
Engrossed—To House	311

SB 566—By Smith—An Act *** providing that judgments bear interest at the rate of ten per cent from date of judgment; *** and declaring an emergency.

1st Reading	79
2d Reading	88
CR	291
Considered, advanced, 3d Reading, referred	326
Engrossed—To House	351
Referred for enrollment	512
Enrolled—4th Reading	534
To Governor; action by	546; 567

SB 567—By Smith—An Act *** providing for the time and place for selecting of jurors; repealing *** and declaring an emergency.

1st Reading	80
2d Reading	88

SB 568—By Field, Massad, Boecher, Horn, Payne and Berry of the Senate and Grey of the House—An Act *** providing for power, duty and authority of State Board of Education; *** and declaring an emergency.

1st Reading	80
2d Reading	88
CR	138
Considered, advanced, 3d Reading, referred	302
ML	303
Engrossed—To House	356

SB 569—By Gee—An Act *** creating a Municipal Criminal Court in cities and towns; *** imposing duty upon City Attorney of prosecuting in said court; ***.

1st Reading	80
2d Reading	88
CR	242
Considered, advanced, 3d Reading, referred	294

Engrossed—To House	299
HA read, consideration deferred	702
HAs rejected, Conference requested, SCs appointed	754
Conference granted, HCs named	780
CCR read, adopted, passed—to House	1209
Referred for enrollment	1243
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor.....	May 17, 1968

SB 570—By Miller of the Senate and Abbott of the House—An Act *** making it unlawful for any person to manufacture, sell, or offer for sale or exchange any product which seeks to imitate an alcoholic beverage by looks, taste and smell; *** and declaring an emergency.

1st Reading	80
2d Reading	88

SB 571—By Murphy—An Act *** requiring domestic corporations to maintain registered agent within state; *** and declaring an emergency.

1st Reading	80
2d Reading	88
CR	138
Considered, advanced, 3d Reading, referred	171
Engrossed—To House	189

SB 572—By Romang—An Act *** providing that all questions of negligence and contributory negligence shall be for the jury to determine; *** and declaring an emergency.

1st Reading	80
2d Reading	88
CR	292
Considered, advanced, 3d Reading, referred	406
Rule 20-c suspended	407
Engrossed—To House	413

SB 573—By Field—An Act *** providing for allowance of credit to motor fuel importer *** and declaring an emergency.

1st Reading	84
2d Reading	95

CR	151
Considered, advanced, 3d Reading, referred	162
Engrossed—To House	168
Referred for enrollment	533
Enrolled—4th reading	546
To Governor; action by	556; 583

SB 574—By Field—An Act *** providing for allowance of credit to special fuel dealer or special fuel user *** and declaring an emergency.

1st Reading	84
2d Reading	95
CR	151
Considered, advanced, 3d Reading, referred	162
Engrossed—To House	168
Referred for enrollment	533
Enrolled—4th Reading	546
To Governor; action by	556; 583

SB 575—By Smith—An Act relating to civil procedure; providing methods to enforce discovery rules *** and declaring an emergency.

1st Reading	84
2d Reading	95
CR	449
Considered, advanced, 3d Reading, referred	516
Engrossed—To House	534

SB 576—By Smith—An Act *** providing for credits against income tax of donations to institutions of higher education of the state; *** and declaring an emergency.

1st Reading	84
2d Reading	95
WD, re-referred	312

SB 577—By Hamilton, Massad and Romang—An Act *** providing for rules governing the overtaking and passing of vehicles *** and declaring an emergency.

1st Reading	84
2d Reading	95
CR	195
Considered, advanced, 3d Reading, referred	301
Engrossed—To House	311

Referred for enrollment	569
Enrolled—4th Reading	591
To Governor; action by	595; 636

SB 578—By Grantham of the Senate and Peterson, et al, of the House—An Act *** providing for employments included within coverage of Workmen's Compensation Act; *** and declaring an emergency.

1st Reading	84
2d Reading	95

SB 579—By Taliaferro—An Act *** providing for separate listing and assessment of homesteads; *** and declaring an emergency.

1st Reading	84
2d Reading	95

SB 580—By Baggett—An Act *** providing for the creation and operation of new junior colleges; ***

1st Reading	85
2d Reading	95
CR	323
Considered, advanced, 3d Reading, referred	505
Rule 20-c suspended	506
Engrossed—To House	519
HAs read, consideration deferred	615
HAs rejected, Conference requested; SCs appointed	671
Conference granted, HCs named	675
CCR read, adopted, passed—To House	1270
Referred for enrollment	1277
Enrolled—4th Reading	1278
To Governor	1279
Approved by Governor	May 9, 1968

SB 581—By Baldwin and Miller of the Senate and Willis, et al of the House—An Act relating to the State Highway Department; making appropriations to said department and specifying purposes for which same may be expended; *** and declaring an emergency.

1st Reading	84
2d Reading	95
CR	437

Considered, advanced, 3d Reading, referred	526
Engrossed—To House	534
HAs read, consideration deferred	615
HAs rejected, Conference requested, SCs appointed	672
Conference granted, HCs named	675
CCR read, consideration deferred ..	1020
CCR adopted, passed—To House	1069
Referred for enrollment	1133
Enrolled—4th Reading	1167
To Governor	1171
Approved by Governor	May 9, 1968

SB 582—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the Oklahoma Industrial Development and Park Commission, making appropriations *** and declaring an emergency.

1st Reading	85
2d Reading	95
CR	292
Considered, advanced, 3d Reading, referred	315
Engrossed—To House	322
HAs rejected, Conference requested, SCs appointed	507
Conference granted, HCs named	513
CCR read, consideration deferred	1152
CCR adopted, passed—To House	1252
CCR rejected by House, further Conference requested	1261
Further Conference granted	1261
2d CCR read, adopted, passed— To House	1271
2d CCR rejected by House, further Conference requested	1278
House requested to recede from its position	1278
House refuses to recede and requests further Conference	1279
Further Conference granted	1279
3d CCR read, adopted, passed— To House	1279
Referred for enrollment	1284
Enrolled—4th Reading	1284
To Governor	1284
Approved by Governor	May 17, 1968

SB 583—By Baldwin and Miller of the Senate and Willis, et al, of the House—An Act relating to the State Department of Agriculture and making appropriation *** and declaring an emergency.

1st Reading	85
2d Reading	95
CR	367
Considered, advanced, 3d Reading, referred	381
Engrossed—To House	395
HAs rejected, Conference requested, SCs appointed	507
Conference granted, HCs named	513
CCR read, consideration deferred	1021
CCR adopted, passed—To House	1061
Referred for enrollment	1133
Enrolled—4th Reading	1170
To Governor	1171
Approved by Governor	May 9, 1968

SB 584—By Baggett—An Act *** providing that all revenues derived from taxes levied on gasoline and other motor fuels shall be deposited in the "Roads, Streets and Highways Fund" in the state treasury; *** and declaring an emergency.

1st Reading	85
2d Reading	95

SB 585—By Baggett—An Act *** providing that state board of education shall be governing board of the State Department of Education; *** and declaring an emergency.

1st Reading	85
2d Reading	95
CR	359
Considered, advanced, 3d Reading, referred	381
Engrossed—To House	395
HAs read, consideration deferred	586
HAs rejected, Conference requested, SCs appointed	671
Conference granted, HCs named	676
CCR read, consideration deferred	873
CCR adopted, passed—To House	948
Referred for enrollment	1014
Enrolled—4th Reading	1067

To Governor	1076
Approved by Governor	May 17, 1968

SB 586—By Gee—An Act relating to civil procedure; *** to provide a copy of petition shall accompany a summons; *** and declaring an emergency.

1st Reading	85
2d Reading	95
CR	151
WD, re-referred	164
CR	206
Considered, advanced, 3d Reading, referred	429
Rule 20-c suspended	430
Engrossed—To House	444
HAs read, consideration deferred	656
HAs rejected, Conference requested, SCs appointed	711
Conference granted, HCs named	734
CCR read, consideration deferred	742
CCR adopted, passed—To House	947
Referred for enrollment	958
Enrolled—4th Reading	990
To Governor; action by	994; 1250

SB 587—By Gee—An Act relating to civil procedure; *** providing that a demurrer to a petition on the grounds that the petition fails to state a cause of action shall, with supporting authorities, specify the deficiency; and declaring an emergency.

1st Reading	85
2d Reading	95

SB 588—By Gee—An Act relating to non-judicial functions of county judges; *** and declaring an emergency.

1st Reading	85
2d Reading	95
CR	151
Considered, advanced, 3d Reading, referred	415
Rule 20-c suspended	416
Engrossed—To House	423
HAs read, consideration deferred	586
HAs rejected, Conference requested, SCs appointed	627
Conference granted, HCs named	652
CCR read, consideration deferred	771
CCR adopted, passed—To House	947

Referred for enrollment	958
Enrolled—4th Reading	993
To Governor; action by	994; 1250

SB 589—By Gee—An Act relating to civil procedure; *** relating to venue; *** and declaring an emergency.

1st Reading	86
2d Reading	95
CR	345
Considered, advanced, 3d Reading, referred	431
Rule 20-c suspended	431
Engrossed—To House	444

SB 590—By Gee—An Act *** creating a municipal criminal court as a court of record in cities of population in excess of fifty thousand (50,000) people; ***.

1st Reading	86
2d Reading	95
CR	225
Considered, advanced, 3d Reading, referred	256
Engrossed—To House	266
HAs read, consideration deferred	598
HAs concurred in, passed as amended	711
Referred for enrollment	711
Enrolled—4th Reading	729
To Governor; action by	734; 798

SB 591—By Garrison of the Senate and Connor of House—An Act *** providing for utilization of services of the purchasing division of the State Board of Public Affairs by county commissioners in expenditure of state apportioned funds; *** and declaring an emergency.

1st Reading	86
2d Reading	95

SB 592—By McGraw—An Act *** providing for exemptions from franchise tax; *** and declaring an emergency.

1st Reading	86
2d Reading	95
CR	311
Considered, advanced, 3d Reading, failed	424

SB 593—By McSpadden—An Act *** authorizing governing boards of counties, cities and towns, school boards and boards of education to rent or lease, on a monthly basis, road machinery and equipment for county use, *** and declaring an emergency.

1st Reading	86
2d Reading	95
CR	344
Considered, advanced, 3d Reading, referred	382
Engrossed—To House	395
Referred for enrollment	639
Enrolled—4th Reading	661
To Governor; action by	671; 721

SB 594—By Garrison of the Senate and Connor, et al, of the House—An Act relating to removal of officers; *** and declaring an emergency.

1st Reading	86
2d Reading	95
CR	242
Considered, advanced, 3d Reading, referred	327
Engrossed—To House	351
Referred for enrollment	639
Enrolled—4th Reading	661
To Governor; action by	671; 700

SB 595—By Berrong and Dacus of the Senate and Fowler, et al, of the House—An Act *** providing for organization of industrial and economic development foundations, associations and corporations; *** and declaring an emergency.

1st Reading	86
2d Reading	95
CR	449
Considered, advanced, 3d Reading, referred	464
Engrossed—To House	476
Referred for enrollment	598
Enrolled—4th Reading	619
To Governor; action by	623; 699

SB 596—By Terrill, Berry, Payne, Howard, Luton and Nichols of the Senate and Cole, et al, of the House—An Act *** pro-

viding for foundation program aid; ***
and declaring an emergency.

1st Reading	87
2d Reading	95
CR	168
Stricken	556

SB 597—By Terrill, Payne, Nichols, Lutton and Berry of the Senate, Odom (Martin), et al, of the House—An Act relating to schools; creating the “teachers’ retirement system of Oklahoma; *** and declaring an emergency.

1st Reading	87
2d Reading	95

SB 598—By Findeiss—An Act *** providing for filing of bond taken on public works; *** and declaring an emergency.

1st Reading	94
2d Reading	101
CR	345
Stricken	556

SB 599—By Taliaferro and Terrill of the Senate and Ferrell, et al, of the House—An Act *** providing for filling of vacancies of offices; *** and declaring an emergency.

1st Reading	94
2d Reading	101
CR	160
Considered, advanced, 3d Reading, referred	207
Engrossed—To House	213
HAs read, consideration deferred	656
HAs concurred in, passed as amended	711
Referred for enrollment	712
Enrolled—4th Reading	747
To Governor	752
Veto Message read	799

SB 600—By Field, McGraw, Terrill and Breckinridge—An Act relating to real estate brokers and salesmen; *** and declaring an emergency.

1st Reading	94
2d Reading	101
CR	266

Considered, advanced, 3d Reading, referred	316
Engrossed—To House	334
Referred for enrollment	569
Enrolled—4th Reading	591
To Governor; action by	595; 636

SB 601—By Murphy—An Act *** pertaining to the practice of electrology; *** and declaring an emergency.

1st Reading	94
2d Reading	101
CR	206
Considered, advanced, 3d Reading, referred	516
Engrossed—To House	534

SB 602—By Gee and Howard—An Act *** authorizing Court of Criminal Appeals to appoint a referee, four legal secretaries and each judge a legal assistant; ***.

1st Reading	101
2d Reading	116
CR	276

Considered, advanced, 3d Reading, referred	319
Engrossed—To House	322
HAs read, consideration deferred	656
HAs rejected, Conference requested, SCs appointed	712
Conference granted, HCs named	734
CCR read, consideration deferred	795
CCR adopted, passed—To House	948
Referred for enrollment	958
Enrolled—4th Reading	984
To Governor; action by	994; 1250

SB 603—By Grantham and Field of the Senate and Skeith of the House—An Act *** establishing the Oklahoma Junkyard Control Act; and declaring an emergency.

1st Reading	101
2d Reading	116
CR	345

Considered, advanced, 3d Reading, referred	414
Rule 20-c suspended	414
Engrossed—To House	423
Referred for enrollment	555
Enrolled—4th Reading	560
To Governor; action by	569; 636

SB 604—By Atkinson of the Senate and Townsend of the House—An Act *** providing for hunting and fishing licenses; *** and declaring an emergency.

1st Reading	101
2d Reading	116
CR	437
Considered, advanced, 3d Reading, referred	520
Engrossed—To House	534
HAs read, consideration deferred	782
HAs rejected, Conference requested, SCs appointed	843
Conference granted, HCs named	870
CCR read, consideration deferred	1223
CCR adopted, passed—To House	1234
Referred for enrollment	1245
Enrolled—4th Reading	1277
To Governor	1278
Approved by Governor	May 17, 1968

SB 605—By Gee and Howard—An Act *** to substitute “county sheriff” for “Justice of the Peace” in distraint of animals; ***.

1st Reading	115
2d Reading	123
CR	276
Considered, advanced, 3d Reading, referred	319
Engrossed—To House	334
Referred for enrollment	512
Enrolled—4th Reading	534
To Governor; action by	546; 567

SB 606—By Payne—An Act *** granting to successful bidder of State Employees Group Health Insurance plan the exclusive right to establish a group life insurance plan for State employees; *** and declaring an emergency.

1st Reading	115
2d Reading	123
CR	168
WD, re-referred	360

SB 607—By Terrill, Taliaferro, Bradley, Massad, McSpadden and Grantham—An Act *** providing for supervision and regulation of motor carriers by Corporation Commission; prescribing powers and du-

ties of Corporation Commission; *** establishing the Motor Vehicle Act Enforcement Fund; *** and declaring an emergency.

1st Reading	115
2d Reading	123
WD, re-referred	129

SB 608—By Breckinridge—An Act *** providing for the selection and adoption of textbooks; *** and declaring an emergency.

1st Reading	115
2d Reading	123

SB 609—By Payne—An Act *** exempting certain officers and employees from the “State Employees Group Health Act”; *** and declaring an emergency.

1st Reading	115
2d Reading	123
CR	168
WD, re-referred	360
CR	414
Considered, advanced, 3d Reading, failed	543

SB 610—By Stipe—An Act *** providing prefix letters used on automobile license plates be made smaller; and declaring an emergency.

1st Reading	115
2d Reading	123
CR	395
Considered, advanced, 3d Reading, referred	433
Rule 20-c suspended	434
Engrossed—To House	437
Referred for enrollment	651
Enrolled—4th Reading	679
To Governor; action by	689; 721

SB 611—By Boecher of the Senate and Watkins of the House—An Act *** authorizing Corporation Commission to promulgate and enforce rules and regulations governing safety in construction, maintenance and operation of natural gas pipe lines; *** and declaring an emergency.

1st Reading	123
2d Reading	131

WD, re-referred	160
CR	292
Considered, advanced, 3d Reading, referred	328
Engrossed—To House	351
Referred for enrollment	533
Enrolled—4th Reading	546
To Governor; action by	556; 567

SB 612—By Gee of the Senate and Thompson of the House—An Act *** providing for election of certain city and town officers at specified times and fixing their respective terms of office; ***.

1st Reading	123
2d Reading	131
CR	225
Considered, advanced, 3rd Reading, referred	279
Engrossed—To House	291
HAs read, consideration deferred	513
HAs rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	569
CCR read, consideration deferred	853
CCR adopted, passed—To House	948
Referred for enrollment	958
Enrolled—4th Reading	990
To Governor; action by	994; 1250

SB 613—By Young—An Act *** providing for service pension to policemen; *** providing payment to widows and children; *** and declaring an emergency.

1st Reading	130
2d Reading	140
CR	368
Considered, advanced, 3d Reading, referred	427
Rule 20-c suspended	434
Engrossed—To House	437

SB 614—By Gee—An Act *** providing for dissolution of rural water districts; and declaring an emergency.

1st Reading	130
2d Reading	140
WD, re-referred	160
CR	168
Considered, advanced, 3d Reading, referred	197

Engrossed—To House	203
HAs concurred in, passed as amended	507
Referred for enrollment	508
Enrolled—4th Reading	519
To Governor; action by	523; 567

SB 615—By Murphy—An Act *** defining terms “park, parking, and public parking lot”; and declaring an emergency.

1st Reading	131
2d Reading	140
CR	291
Considered, advanced, 3d Reading, referred	317
Engrossed—To House	322
Referred for enrollment	639
Enrolled—4th Reading	661
To Governor; action by	671; 721

SB 616—By Murphy—An Act *** providing rules and regulations for investment of permanent school funds and other educational funds in farm mortgages by the Commissioners of the Land Office; and declaring an emergency.

1st Reading	131
2d Reading	140
CR	291
Considered, advanced, 3d Reading, referred	306
Engrossed—To House	311

SB 617—By Luton and Garrett—An Act relating to liens; *** and declaring an emergency.

1st Reading	131
2d Reading	140
CR	414
Considered, advanced, 3d Reading, referred	444
Engrossed—To House	449
HA read, consideration deferred	657
HA concurred in, passed as amended	712
Referred for enrollment	712
Enrolled—4th Reading	729
To Governor; action by	734; 798

SB 618—By Miller of the Senate and Cox of the House—An Act relating to the office of the Adjutant General and making

an appropriation; *** and declaring an emergency.

1st Reading	131
2d Reading	140
CR	213
Considered, advanced, 3d Reading, referred	236
Engrossed—To House	241
HAs rejected, Conference requested, SCs appointed	353
Conference granted, HCs named	358
CCR read, consideration deferred	809
CCR adopted, passed—To House	858
Referred for enrollment	958
Enrolled—4th Reading	990
To Governor; action by.....	994;; 1250

SB 619—By Howard and Keels of the Senate—An Act relating to the licensing and registration of mobile homes and house trailers and to the Vehicle Excise Tax levied on the transfer of same; *** and declaring an emergency.

1st Reading	138
2d Reading	155
CR	395
Considered, advanced, 3d Reading, referred	525
Engrossed—To House	534

SB 620—By Williams of the Senate and Harrison, et al, of the House—An Act *** providing for investment of Permanent School Funds and other educational funds; *** and declaring an emergency.

1st Reading	138
2d Reading	155
CR	368
Considered, advanced, 3d Reading, referred	529
Engrossed—To House	534
HAs read, consideration deferred	810
HAs rejected, Conference requested, SCs appointed	843
Conference granted, HCs named	870
CCR read, consideration deferred ..	952
CCR adopted, passed—To House	963
Referred for enrollment	999
Enrolled—4th Reading	1014

To Governor	1015
Approved by Governor	May 7, 1968

SB 621 — By Williams, Boecher and Field of the Senate and Harrison, et al, of the House—An Act relating to game and fish *** and declaring an emergency.

1st Reading	139
2d Reading	155
CR	414
Considered, advanced, 3d Reading, referred	519
Engrossed—To House	544

SB 622—By Williams, et al — An Act providing that the Commissioners of the Land Office may require guaranty of title or title insurance in connection with loans from the Trust Funds under their jurisdiction and control, and declaring an emergency.

1st Reading	139
2d Reading	155

SB 623—By Smith—An Act *** providing for medical attention *** providing for payment of medical expenses incurred prior to death of injured workman *** and declaring an emergency.

1st Reading	139
2d Reading	155
CR	168
Considered, advanced, 3d Reading, referred	188
Engrossed—To House	194

SB 624—By Garrison of the Senate and Connor of the House—An Act *** providing for preservation of books, papers and reports of the State Superintendent of Public Instruction *** and declaring an emergency.

1st Reading	139
2d Reading	155
CR	213
Considered, advanced, 3d Reading, referred	284
Engrossed—To House	291
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 625—By Garrison and Baldwin of the Senate and Townsend of the House—An Act relating to disposition of unclaimed property *** and declaring an emergency.

1st Reading	139
2d Reading	155
CR	242
Considered, advanced, 3d Reading, referred	284
Engrossed—To House	291
Referred for enrollment	512
Enrolled—4th Reading	534
To Governor; action by	546; 567

SB 626 — By Gee — An Act relating to opinions of the Court of Criminal Appeals; providing opinions of said court shall be in such form as the court shall specify *** and declaring an emergency.

1st Reading	139
2d Reading	155
CR	276
Considered, advanced, 3d Reading, referred	442
Engrossed—To House	440
Referred for enrollment	584
Enrolled—4th Reading	605
To Governor; action by	623; 674

SB 627—By Gee—An Act *** providing that the right of appeal to the Supreme Court shall not be on condition that a motion for new trial be filed in the Trial Court *** and declaring an emergency.

1st Reading	139
2d Reading	155
CR	323
Considered, advanced, 3d Reading, referred	442
Engrossed—To House	449
HAs read, consideration deferred	971
HAs concurred in, passed as amended	984
Referred for enrollment	984
Enrolled—4th Reading	993
To Governor	1009
Approved by Governor	May 17, 1968

SB 628—By Gee and Howard—An Act *** providing constituency of juries in criminal cases ***

1st Reading	139
2d Reading	155
CR	437
Considered, advanced, 3d Reading, referred	464
Rule 20-c suspended	465
Engrossed—To House	476
HA read, consideration deferred	717
HA rejected, Conference requested, SCs appointed	754
Conference granted, HCs named	780
CCR read, adopted, passed—To House	1221
Referred for enrollment	1243
Enrolled—4th Reading	1248
To Governor	1261
Approved by Governor	May 10, 1968

SB 629—By Hamilton—An Act *** providing former employee of a participating employer eligible for equivalent retirement benefits of Oklahoma Public Employees Retirement System under certain conditions; and declaring an emergency.

1st Reading	139
2d Reading	155
CR	242
Considered, advanced, 3d Reading, referred	301
Engrossed—To House	311
HA read, consideration deferred	811
HA concurred in, passed as amended	843
Referred for enrollment	843
Enrolled—4th Reading	868
To Governor; action by	870; 957

SB 630—By Birdsong—An Act *** requiring a written report to be forwarded to the Department of Public Safety after an accident with property damage in excess of One Hundred Dollars; and declaring an emergency.

1st Reading	139
2d Reading	155
CR	242
Considered, advanced, 3d Reading, referred	286
Engrossed—To House	297
Referred for enrollment	569

Enrolled—4th Reading 591
To Governor; action by 595; 636

SB 631—By Birdsong—An Act relating to Collection Agencies *** and declaring an emergency.

1st Reading 140
2d Reading 155

SB 632—By Hamilton—An Act relating to wildlife; amending 29 O. S. 1961, § 821 *** and declaring an emergency.

1st Reading 140
2d Reading 155
CR 438
Considered, advanced, 3d Reading,
failed 530
ML; failed 531; 542

SB 633—By Hamilton—An Act relating to wildlife; amending 29 O. S. 1961, § 236 *** and declaring an emergency.

1st Reading 140
2d Reading 155

SB 634—By Williams—An Act *** making it unlawful to defraud owners or keepers of hotels, inns, restaurants, boarding houses, rooming houses, motels, apartment houses, apartments, trailer camps or auto camps *** and declaring an emergency.

1st Reading 153
2d Reading 161
CR 322
Considered, advanced, 3d Reading,
referred 446
Engrossed—To House 449
HAS read, consideration deferred 717
HAS concurred in, passed as amended 778
Referred for enrollment 778
Enrolled—4th Reading 791
To Governor; action by 799; 874

SB 635—By Miller—An Act *** providing that new residents may vote for President and Vice President if otherwise qualified; and declaring an emergency.

1st Reading 153
2d Reading 161
CR 242
Considered, advanced, 3d Reading,
referred 285

Engrossed—To House 291
Referred for enrollment 512
Enrolled—4th Reading 534
To Governor; action by 546; 567

SB 636—By Gee of the Senate and Nigh of the House—An Act relating to the Health Insurance Reserve Fund and making an appropriation *** and declaring an emergency.

1st Reading 153
2d Reading 161
CR 395
Considered, advanced, 3d Reading,
referred 417
Rule 20c suspended 417
Engrossed—To House 423
HAS read, consideration deferred ... 587
HAS rejected, Conference requested,
SCs appointed 627
Conference granted, HCs named 639
CCR read, consideration deferred ... 1001
CCR adopted, passed—To House 1012
Referred for enrollment 1015
Enrolled—4th Reading 1067
To Governor 1076
Approved by Governor May 10, 1968

SB 637—By McSpadden—An Act relating to toll urban expressways *** and declaring an emergency.

1st Reading 153
2d Reading 161
CR 368
Considered, advanced, 3d Reading,
referred 384
ML; tabled 386
Rule 20-c suspended 386
Engrossed—To House 395
HAS read, consideration deferred ... 811
HAS rejected, Conference requested,
SCs appointed 844
Conference granted, HCs named 881
CCR read, adopted, passed—
To House 1070
CCR rejected, further Conference
requested 1253
Further Conference granted 1253
2d CCR read, adopted, passed—
To House 1253

House rejects 2d CCR, releases
HCs and strikes Bill from Calen-
dar ----- 1268

SB 638—By Graves, Young, Hargrave,
Miller, Martin, Berry, Dacus, Berrong,
Hamilton, Ferrell and McGraw of the Sen-
ate and Abbott, et al, of the House—An
Act relating to services and products made
by the blind *** and declaring an emer-
gency.

1st Reading ----- 154
2d Reading ----- 161
CR ----- 195
Considered, advanced, 3d Reading,
referred ----- 256
Engrossed—To House ----- 266
HAS read, consideration deferred ----- 587
HAS concurred in, passed as amended ----- 627
Referred for enrollment ----- 627
Enrolled—4th Reading ----- 661
To Governor; action by ----- 671; 721

SB 639—By Stansberry and McSpadden
of the Senate and Sparkman, et al, of the
House—An Act relating to vocational re-
habilitation *** and declaring an emer-
gency.

1st Reading ----- 154
2d Reading ----- 161
CR ----- 225
Considered, advanced, 3d Reading,
referred ----- 269
Engrossed—To House ----- 276
Referred for enrollment ----- 469
Enrolled—4th Reading ----- 490
To Governor; action by ----- 496; 497

SB 640 — By Graves, Murphy, Nichols,
Birdsong, Martin, Miller and McSpadden
of the Senate and Hargrave, et al, of the
House—An Act relating to the War Vet-
erans Commission; making an appropria-
tion *** and declaring an emergency.

1st Reading ----- 154
2d Reading ----- 161
CR ----- 225
Re-referred ----- 225
CR ----- 600
Considered, advanced, 3d Reading,
referred ----- 616
Engrossed—To House ----- 646

SB 641—By Massad—An Act *** to pro-
vide farmers and ranchers protection from
force, threats or intimidation *** and de-
claring an emergency.

1st Reading ----- 154
2d Reading ----- 161
CR ----- 266
Considered, advanced, 3d Reading,
referred ----- 535
Engrossed—To House ----- 546
Referred for enrollment ----- 784
Enrolled—4th Reading ----- 826
To Governor; action by ----- 839; 879

SB 642—By Baldwin and Miller of the
Senate and Skeith, et al, of the House—
An Act *** providing for official depository
clearing accounts *** and declaring an
emergency.

1st Reading ----- 154
2d Reading ----- 161
CR ----- 195
Considered ----- 235
WD, re-referred ----- 237

SB 643—By Graves of the Senate and
Sparkman of the House—An Act relating
to nursing homes, rest homes and special-
ized homes *** and declaring an emer-
gency.

1st Reading ----- 154
2d Reading ----- 161
CR ----- 377
Considered, advanced, 3d Reading,
referred ----- 403
Rule 20-c suspended ----- 403
Engrossed—To House ----- 408
Referred for enrollment ----- 555
Enrolled—4th Reading ----- 562
To Governor; action by ----- 569; 636

SB 644—By Baldwin and Miller of the
Senate and Willis, et al, of the House—An
Act relating to the District Courts, making
an appropriation *** and declaring an
emergency.

1st Reading ----- 161
2d Reading ----- 170
CR ----- 213
Considered, advanced, 3d Reading,
referred ----- 235

Engrossed—To House	241
HAs rejected, Conference requested, SCs appointed	396
Conference granted, HCs named	400
CCR read, consideration deferred	809
CCR adopted, passed—To House	859
Referred for enrollment	958
Enrolled—4th Reading	984
To Governor; action by	994; 1250

SB 645—By Smith, Baggett, Luton, Mas-sad, Massey, Nichols, Selman, McGraw, Breckinridge, Romang, Howard, Miller, Gee, Hargrave, Garrison, Graves, Ber-rong, Holden, Keels, Birdsong, Berry, Garrett, Terrill, Short, Ferrell, Ham, Da-cus. Grantham, Williams, Findeiss, Payne, Taliaferro, McClendon, Baldwin, Boecher, McSpadden, Field, Atkinson, Murphy, Brad-ley, Martin, Hamilton, Smalley and Stipe of the Senate and Sandlin of the House—An Act *** making it a felony to wire a motor vehicle with explosives *** and de-clarating an emergency.

1st Reading	161
2d Reading	170
CR	242
Considered, advanced, 3d Reading, referred	294
Engrossed—To House	299
HAs read, consideration deferred	544
HAs concurred in, passed as amended	548
Referred for enrollment	549
Enrolled—4th Reading	562
To Governor; action by	569; 636

SB 646—By Boecher, Garrison and Mc-Spadden—An Act to provide the secretary-member of the Oklahoma Tax Commission shall be the executive secretary of the Capitol Improvement and Zoning Commis-sion; and declaring an emergency.

1st Reading	161
2d Reading	170
CR	242
Considered, advanced, 3d Reading, referred	315
Engrossed—To House	334
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 647—By Boecher, Garrison and Mc-Spadden—An Act relating to the Oklahoma Capitol Improvement Authority *** to pro-vide the vice-chairman of the Oklahoma Tax Commission shall be the executive secretary of said authority *** and de-clarating an emergency.

1st Reading	161
2d Reading	170
CR	242
Considered, advanced, 3d Reading, referred	316
Engrossed—To House	322
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 511

SB 648—By Terrill and Taliaferro—An Act *** creating under the Oklahoma State Regents for Higher Education a depart-ment of College Teacher Certification *** and declaring an emergency.

1st Reading	161
2d Reading	170

SB 649—By Boecher—An Act relating to pipe lines *** and declaring an emergency.

1st Reading	168
2d Reading	185

SB 650—By Birdsong—An Act *** provid-ing exemptions to the Plumbing License Law; and declaring an emergency.

1st Reading	168
2d Reading	185

SB 651—By Murphy—An Act *** authoriz-ing issuance of Revenue Bonds by insti-tutions of higher education *** and de-clarating an emergency.

1st Reading	168
2d Reading	185
CR	213
Considered, advanced, 3d Reading, referred	230
Engrossed—To House	241
Referred for enrollment	276
Enrolled—4th Reading	291
To Governor; action by	296; 298

SB 652—By Baldwin and Miller of the Senate and Willis, et al, of the House—An

Act making appropriations from designated State Funds to pay warrants cancelled by statute *** and declaring an emergency.

1st Reading	168
2d Reading	185
CR	213
Considered, advanced, 3d Reading, referred	236
Engrossed—To House	241
HAs rejected, Conference requested, SCs appointed	320
Conference granted, HCs named	322
CCR read, consideration deferred ...	1002
CCR adopted, passed—To House ...	1012
Referred for enrollment	1015
Enrolled—4th Reading	1067
To Governor	1076
Approved by Governor	May 9, 1968

SB 653—By Boecher, Miller, Luton, Birdsong, McSpadden, Massad, Dacus, Stipe, Taliaferro, Gee, Graves, Payne, Atkinson, Terrill and Baldwin of the Senate and Odom (Martin) of the House—An Act *** creating the Oklahoma Department of Libraries Board and Department ***

1st Reading	168
2d Reading	185

SB 654—By Short—An Act *** providing control and supervision of public school system by the State Board of Education *** and declaring an emergency.

1st Reading	169
2d Reading	185
CR	345
Stricken	556

SB 655—By Howard—An Act creating an ex officio Board of Legislative Assistance *** and declaring an emergency.

1st Reading	169
2d Reading	185
CR	242
Stricken	556

SB 656—By Smalley of the Senate and McCune of the House—An Act relating to distribution and settlement of estates *** and declaring an emergency.

1st Reading	169
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2d Reading	185
CR	437
Considered, advanced, 3d Reading, referred	452
Rule 20-c suspended	456
Engrossed—To House	464
HAs read, consideration deferred ...	587
HAs rejected, Conference requested, SCs appointed	627
Conference granted, HCs named	870
CCR read, consideration deferred ...	1005
CCR adopted, passed—To House ...	1013
Referred for enrollment	1058
Enrolled—4th Reading	1159
To Governor	1168
Approved by Governor	May 17, 1968

SB 657—By Massad and Dacus of the Senate and Barr of the House—An Act *** establishing the "Oklahoma Meat Inspection Act *** and declaring an emergency.

1st Reading	169
2d Reading	185
CR	266
Considered	280
Considered, advanced, 3d Reading, referred	304
Engrossed—To House	322
Referred for enrollment	469
Enrolled—4th Reading	490
To Governor; action by	496; 523

SB 658 — By Selman, Massey, Berry, Howard, Smith, Luton, Hargrave, McGraw, and Bradley of the Senate and Sparkman of the House—An Act *** creating the Oklahoma Scenic Rivers System *** and declaring an emergency.

1st Reading	170
2d Reading	185
CR	292
Considered, advanced	461
Vote reconsidered by which advanced	492
Considered, advanced, 3d Reading, referred	492
Engrossed—To House	496

SB 659—By Graves of the Senate and Patterson (Ruth), et al, of the House—An Act relating *** creating the Oklahoma Commission on Alcoholism and defining its

powers, duties, authority and functions ***
and declaring an emergency.

1st Reading	170
2d Reading	185
CR	276
Considered	382
Considered, advanced, 3d Reading, referred	383
Engrossed—To House	395
HAs read, consideration deferred	569
HAs concurred in, passed as amended	625
Referred for enrollment	625
Enrolled—4th Reading	666
To Governor; action by	671; 700

SB 660—By Findeiss—An Act relating to
the practice of land surveying ***

1st Reading	182
2d Reading	196
CR	414
Stricken	556

SB 661—By Baggett—An Act *** authoriz-
ing completion of building erected for the
Department of Public Safety *** and de-
claring an emergency.

1st Reading	182
2d Reading	196
CR	242
Considered, advanced, 3d Reading, referred	257
Engrossed—To House	266
Referred for enrollment	344
Enrolled—4th Reading	358
To Governor; action by	367; 399

SB 662—By Baggett—An Act relating to
school textbooks *** and declaring an
emergency.

1st Reading	182
2d Reading	196

SB 663—By Berry—An Act *** providing
for deputies and other personnel for certain
county officers *** and declaring an emer-
gency.

1st Reading	183
2d Reading	196

SB 664—By Young—An Act *** provid-
ing that party to lawsuit shall not be re-

quired to submit to more than one physical
examination; and declaring an emergency.

1st Reading	183
2d Reading	196
CR	291
Stricken	556

SB 665—By Baggett and Smith—An Act
*** designating the county registrar as
responsible officer for executing registra-
tion laws *** and declaring an emergency.

1st Reading	183
2d Reading	196
CR	241
Considered, advanced, 3d Reading, referred	258
ML; tabled	259; 280
Engrossed—To House	280
HAs read, consideration deferred	657
HAs rejected, Conference requested, SCs appointed	687
Conference granted, HCs named	734
CCR read, consideration deferred	1021
CCR adopted, passed—To House	1076
Referred for enrollment	1174
Enrolled—4th Reading	1235
To Governor	1249
Vetoed by Governor	May 16, 1968

SB 666—By McSpadden—An Act *** pro-
viding for creation of District Planning
Commissions *** and declaring an emer-
gency.

1st Reading	183
2d Reading	196
CR	377
Considered, advanced, 3d Reading, referred	404
Rule 20-c suspended	404
Engrossed—To House	408

SB 667—By Young—An Act *** provid-
ing for designation of County Primary
Road System by Board of County Com-
missioners *** and declaring an emergency.

1st Reading	183
2d Reading	196
CR	437
Considered, advanced, 3d Reading, referred	506
Engrossed—To House	519

HAs read, consideration deferred	734
HAs concurred in, passed as amended	846
Referred for enrollment	846
Enrolled—4th Reading	868
To Governor; action by	870; 957

SB 668—By Smith—An Act relating to the State Industrial Court *** and declaring an emergency.

1st Reading	183
2d Reading	196
CR	291
Considered, advanced, 3d Reading, referred	305
Engrossed—To House	311
Referred for enrollment	784
Enrolled—4th Reading	826
To Governor; action by	839; 879

SB 669—By Grantham of Senate and Peterson, et al, of the House—An Act relating to public health and safety; *** providing health nuisances may be removed by order of County Health Officer *** and declaring an emergency.

1st Reading	183
2d Reading	196
CR	276
Considered, advanced, 3d Reading, referred	427
Engrossed—To House	444
HAs read, consideration deferred ...	735
HAs concurred in, passed as amended	959
Referred for enrollment	960
Enrolled—4th Reading	990
To Governor; action by	994; 1250

SB 670—By Massey of the Senate and Skeith of the House—An Act *** changing requirements as to payment bonds, *** and declaring an emergency.

1st Reading	183
2d Reading	196
CR	266
Considered, advanced, 3d Reading, referred	396
Engrossed—To House	400
Referred for enrollment	512
Enrolled—4th Reading	534
To Governor; action by	546; 567

SB 671—By Baggett—An Act *** providing for certification of questions of law; providing for certification order; *** and declaring an emergency.

1st Reading	183
2d Reading	196
CR	292
Considered, advanced, 3d Reading, referred	409
Rule 20-c suspended	410
Engrossed—To House	413

SB 672—By Baggett—An Act *** authorizing the charging of a fee for copies of public documents of the office of the Attorney General; *** and declaring an emergency.

1st Reading	183
2d Reading	196
CR	242
Considered, advanced, 3d Reading, referred	258
Engrossed—To House	266

SB 673—By Porter—An Act making an appropriation for personal services and operating expenses of the Oklahoma Wing of the Civil Air Patrol, *** and declaring an emergency.

1st Reading	184
2d Reading	196
CR	292
Considered, advanced, 3d Reading, referred	600
Engrossed—To House	618

SB 674—By Smalley of the Senate and Wolf (Leland), et al, of the House—An Act relating to the Oklahoma State Bureau of Standards; making an appropriation; *** and declaring an emergency.

1st Reading	184
2d Reading	196
CR	516
Considered, advanced, 3d Reading, referred	542
Engrossed—To House	552
HAs read, consideration deferred	783
HAs concurred in, passed as amended	842
Referred for enrollment	842

Enrolled—4th Reading 868
To Governor; action by 870; 957

SB 675—By Martin—An Act *** defining certain drugs and compounds as barbiturates and stimulants; *** and declaring an emergency.

1st Reading 184
2d Reading 196
CR 225
Considered, advanced, 3d Reading,
referred 268
Engrossed—To House 276

SB 676—By Berrong—An Act *** creating official depository clearing accounts; *** and declaring an emergency.

1st Reading 184
2d Reading 196
CR 377
Considered, advanced, 3d Reading,
referred 404
Engrossed—To House 413
HAs read, consideration deferred 587
HAs concurred in, passed as amended 629
Referred for enrollment 629
Enrolled—4th Reading 661
To Governor; action by 671; 700

SB 677—By Gee—An Act *** prescribing the stages in procedure within which certain objections shall be made and the manner of making them; ***.

1st Reading 184
2d Reading 196
CR 377
Considered, advanced, 3d Reading,
referred 441
Engrossed—To House 449
HAs read, consideration deferred 657
HAs concurred in, passed as amended 712
Referred for enrollment 712
Enrolled—4th Reading 732
To Governor; action by 734; 798

SB 678—By Hamilton—An Act relating to deer hunting; *** and declaring an emergency.

1st Reading 184
2d Reading 196
CR 414

Considered, advanced, 3d Reading,
failed 506
ML; adopted, failed 506; 542

SB 679—By Berrong, Howard, Graves, Horn and Payne—An Act providing for regulating the incorporation and licensing of corporations not for profit to maintain and operate non-profit optometric service plans in the State of Oklahoma; *** and declaring an emergency.

1st Reading 184
2d Reading 196
CR 266

Considered, advanced, 3d Reading,
referred 325
Engrossed—To House 358
Referred for enrollment 639
Enrolled—4th Reading 661
To Governor; action by 671; 721

SB 680—By Porter—An Act *** fixing the salary of the secretary of the Public Defender in certain counties; *** and declaring an emergency.

1st Reading 184
2d Reading 196

SB 681—By Graves, McSpadden, Field, Birdsong, Berry, Gee and Nichols of the Senate and Cox of the House—An Act *** providing for definition of term "War Veterans"; *** and declaring an emergency.

1st Reading 184
2d Reading 196
CR 225

Considered, advanced, 3d Reading,
referred 255
Engrossed—To House 266
HAs read, consideration deferred 513
HAs concurred in, passed as amended 549
Referred for enrollment 550
Enrolled—4th Reading 562
To Governor; action by 569; 636

SB 682—By Breckinridge—An Act *** providing for election of certain county officers; abolishing office of the County Public Weigher; *** and declaring an emergency.

1st Reading 184
2d Reading 196

CR	242
Considered, advanced, 3d Reading, referred	327
Engrossed—To House	351
Referred for enrollment	639
Enrolled—4th Reading	661
To Governor; action by	671; 700

SB 683—By Romang—An Act relating to cotton gins; * and declaring an emergency.**

1st Reading	185
2d Reading	196

SB 684—By Holden—An Act * creating the Oklahoma Parks and Lodges Commission; *** and declaring an emergency.**

1st Reading	195
2d Reading	207
CR	437
Considered, advanced, 3d Reading, referred	490
Rule 20-c suspended	491
Engrossed—To House	498

SB 685—By Holden—An Act relating to the Oklahoma Economic and Industrial Development Department; making an appropriation * and declaring an emergency.**

1st Reading	195
2d Reading	207
WD, re-referred	595
CR	600
Considered, advanced, 3d Reading, referred	616
Engrossed—To House	646

SB 686—By Holden—An Act relating to the Department of Lodges and Parks; making an appropriation * and declaring an emergency.**

1st Reading	195
2d Reading	207
WD, re-referred	594
CR	600
Considered, advanced, 3d Reading, referred	617
Engrossed—To House	646

SB 687—By Short, Garrison and Williams of the Senate and Connor, et al, of the

House—An Act * authorizing State Board of Health to discontinue farming operations; *** and declaring an emergency.**

1st Reading	195
2d Reading	207
CR	276
Stricken	556

SB 688—By Payne—An Act relating to escrow accounts; * and declaring an emergency.**

1st Reading	195
2d Reading	207

SB 689—By Smith—An Act * making it unlawful to drive while license is revoked or suspended; *** and declaring an emergency.**

1st Reading	206
2d Reading	216
CR	345
Considered, advanced, 3d Reading, referred	447
Engrossed—To House	449
HA read, consideration deferred	675
HA concurred in, passed as amended	713
Referred for enrollment	713
Enrolled—4th Reading	732
To Governor; action by	734; 798

SB 690—By Berrong—An Act * creating a petty cash fund in the Revolving Fund of each of the parks and lodges under the control of the Oklahoma Industrial Development and Park Department; and declaring an emergency.**

1st Reading	206
2d Reading	216
CR	377

Considered, advanced, 3d Reading, referred	405
Engrossed—To House	413
Referred for enrollment	569
Enrolled—4th Reading	591
To Governor; action by	595; 636

SB 691—By Selman—An Act * providing qualifications and standards for accountants performing public school audits; *** and declaring an emergency.**

1st Reading	207
2d Reading	216

SB 692—By Howard—An Act *** defining bedding and upholstered furniture; *** and declaring an emergency.

1st Reading	207
2d Reading	216
CR	276
Considered, advanced, 3d Reading, referred	336
Engrossed—To House	358

SB 693—By Terrill—An Act *** providing for powers and duties of State Board of Education; *** and declaring an emergency.

1st Reading	207
2d Reading	216

SB 694—By Porter—An Act relating to marriage; *** pertaining to miscegenation; and declaring an emergency.

1st Reading	207
2d Reading	216

SB 695—By Selman—An Act *** making it unlawful to instigate fights between animals or fowls *** and declaring an emergency.

1st Reading	207
2d Reading	216
CR	266
Considered, advanced, 3d Reading, referred	286
Engrossed—To House	291

SB 696—By Smalley—An Act *** relative to purchase orders and contracts; *** and declaring an emergency.

1st Reading	215
2d Reading	227

SB 697—By Young—An Act *** creating a court of appeals; prescribing its jurisdiction and fixing its duties; ***.

1st Reading	215
2d Reading	227
CR	437
Considered, advanced, 3d Reading, referred	517
Engrossed—To House	534
Referred for enrollment	551

Enrolled—4th Reading	679
To Governor; action by	689; 798

SB 698—By Young—An Act *** providing for cause of action for wrongful death; *** and declaring an emergency.

1st Reading	216
2d Reading	227
CR	323
Stricken	556

SB 699—By Stipe and Stansberry—An Act *** authorizing the Oklahoma State Regents for Higher Education and the Boards of Regents of the University of Oklahoma to establish a medical school in Tulsa, Oklahoma; and declaring an emergency.

1st Reading	216
2d Reading	227

SB 700—By Porter—An Act *** providing salaries of public defender and assistants; and declaring an emergency.

1st Reading	226
2d Reading	242

SB 701—By Grantham of the Senate and Conaghan, et al, of the House—An Act relating to administrative procedure; *** and declaring an emergency.

1st Reading	226
2d Reading	242
CR	377
Considered, advanced, 3d Reading, referred	428
Engrossed—To House	444

SB 702—By Garrett—An Act *** providing for design, color and style for automobile license and identification plates; and declaring an emergency.

1st Reading	226
2d Reading	242
CR	345
Considered, stricken	383

SB 703—By Findeiss and Howard—An Act *** making it an offense to obtain board, lodging or other accommodations under false pretenses, *** and declaring an emergency.

1st Reading	227
2d Reading	242

SB 704—By Martin—An Act *** making it the duty of the Oklahoma Public Welfare Department to cause to be investigated persons reported not paying debts incurred for necessary living expenses *** and declaring an emergency.

1st Reading	242
2d Reading	253
CR	323
Considered, advanced, 3d Reading, referred	369
Engrossed—To House	376

SB 705—By Ferrell—An Act relating to the militia *** and declaring an emergency.

1st Reading	253
2d Reading	267
CR	377
Considered, advanced, 3d Reading, referred	536
Engrossed—To House	560
HAs read, consideration deferred	783
HAs concurred in, passed as amended	959
Referred for enrollment	959
Enrolled—4th Reading	990
To Governor; action by	994; 1250

SB 706—By McSpadden of the Senate and Briscoe of the House—An Act relating to the J. M. Davis Memorial Commission and making an appropriation *** and declaring an emergency.

1st Reading	266
2d Reading	278
CR	395
Considered, advanced, 3d Reading, referred	454
Rule 20-c suspended	456
Engrossed—To House	464
HAs read, consideration deferred	615
HAs rejected, Conference requested, SCs appointed	713
Conference granted, HCs named	729
CCR read, consideration deferred ...	1022
CCR adopted, passed—To House	1068
Referred for enrollment	1133
Enrolled—4th Reading	1159

To Governor	1168
Approved by Governor	May 9, 1968

SB 707—By McSpadden of the Senate and Briscoe of the House—An Act relating the Will Rogers Memorial Commission *** and declaring an emergency.

1st Reading	266
2d Reading	278
CR	395
Considered, advanced, 3d Reading, referred	455
Rule 20-c suspended	456
Engrossed—To House	464
Referred for enrollment	598
Enrolled—4th Reading	619
To Governor; action by	623; 699

SB 708—By Martin, Nichols, Berrong and Murphy of the Senate and Grey, et al, of the House—An Act *** to provide at least one member of the State Board of Health created by said chapter shall be a registered pharmacist *** and declaring an emergency.

1st Reading	266
2d Reading	278
CR	377
Considered, advanced, 3d Reading, referred	446
Engrossed—To House	449
HA read, consideration deferred	735
HA rejected, Conference requested, SCs appointed	779
Conference granted, HCs named	784
Stricken	1226

SB 709—By Baggett—An Act relating to the Uniform Commercial Code *** and declaring an emergency.

1st Reading	266
2d Reading	278
CR	368
Stricken	556

SB 710—By Selman—An Act relating to lenders of money; providing the businesses of lending money shall be licensed by the Banking Commissions; defining terms *** and declaring an emergency.

1st Reading	267
2d Reading	278

SB 711—By Smalley, Baggett, McGraw, Garrison and Taliaferro—An Act *** authorizing the Oklahoma Alcoholic Beverage Control Board to promulgate rules and regulations governing the labeling and offering of alcoholic beverages bottled, packaged, sold or possessed for sale within this State *** and declaring an emergency.

1st Reading	277
2d Reading	293
CR	437
Considered, advanced, 3d Reading, referred	476
Rule 20-c suspended	485
Engrossed—To House	490
HAs concurred in, passed as amended	572
Referred for enrollment	574
Enrolled—4th Reading	591
To Governor; action by	595; 636

SB 712—By Terrill—An Act *** providing immunity from liability for good faith decisions of and actions of members of Hospital Utilization Review Committees; and declaring an emergency.

1st Reading	277
2d Reading	293
CR	377
Considered, advanced, 3d Reading, referred	518
Engrossed—To House	534
Referred for enrollment	784
Enrolled—4th Reading	846
To Governor; action by	860; 879

SB 713—By Baggett—An Act *** authorizing Administrator of the Oklahoma Securities Commission to require surety bonds *** and declaring an emergency.

1st Reading	277
2d Reading	293
CR	367
Stricken	556

SB 714—By Luton—An Act *** providing requirement that application for self-insurance specify type of work covered *** and declaring an emergency.

1st Reading	277
2d Reading	293
CR	414

Considered, advanced, 3d Reading, failed	521
ML; failed	522; 542

SB 715—By Young and Baggett—An Act *** providing that a pupil transfer from one school district to another shall be granted upon application of the parent or guardian.

1st Reading	277
2d Reading	293

SB 716—By Hamilton—An Act *** requiring that school buses be equipped with safety belts for driver *** and declaring an emergency.

1st Reading	277
2d Reading	293
CR	345
Considered, advanced, 3d Reading, referred	379
Engrossed—To House	395
Referred for enrollment	639
Enrolled—4th Reading	661
To Governor; action by	671; 700

SB 717—By Hamilton—An Act relating to criminal procedure *** and declaring an emergency.

1st Reading	277
2d Reading	293
CR	437
Considered, advanced, 3d Reading, referred	460
Rule 20-c suspended	460
Engrossed—To House	476
HA read, consideration deferred	658
HA rejected, Conference requested, SCs appointed	679
Conference granted, HCs named	734
CCR read, consideration deferred	1225
CCR adopted, passed—To House	1243
Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 9, 1968

SB 718—By Hargrave—An Act *** providing for suspension from office or employment public officers and employees who have received dishonorable discharge

from armed forces *** and declaring an emergency.

1st Reading	277
2d Reading	293

SB 719—By Keels and Birdsong—An Act *** providing for an official slow moving vehicle emblem *** and declaring an emergency.

1st Reading	278
2d Reading	293
CR	367
Considered, advanced, 3d Reading, failed	451
ML; adopted	452; 492
Vote reconsidered by which advanced	492
Considered, advanced, 3d Reading, referred	492
Engrossed—To House	498
Referred for enrollment	784
Enrolled—4th Reading	846
To Governor; action by	860; 879

SB 720—By Baggett—An Act *** providing a savings clause as to pending actions instituted under authority of said sections at repeat date *** and declaring an emergency.

1st Reading	278
2d Reading	293

SB 721—By Baggett—An Act *** to provide that the Oklahoma Tax Commission and other agencies of the State are prohibited from selling lists of taxpayers *** and declaring an emergency.

1st Reading	278
2d Reading	293
CR	414
Considered, advanced, 3d Reading, referred	465
Engrossed—To House	476
HAs read, consideration deferred	587
HAs concurred in, passed as amended	627
Referred for enrollment	628
Enrolled—4th Reading	661
To Governor; action by	742; 798

SB 722—By Grantham of the Senate and Conaghan et al, of the House—An Act re-

lating to conflicts of interests *** and declaring an emergency.

1st Reading	292
2d Reading	300
CR	395
Considered, advanced, 3d Reading, referred	439
Rule 20-c suspended	440
Engrossed—To House	449
HAs rejected, Conference requested, SCs appointed	893
Conference granted, HCs named	945
CCR read, consideration deferred	1156
CCR adopted, passed—To House	1240
Referred for enrollment	1261
Enrolled—4th Reading	1278
To Governor	1278
Approved by Governor	May 17, 1968

SB 723—By Terrill and Taliaferro—An Act relating to insurance *** providing for classes of securities in which assets of insurer may be invested; and declaring an emergency.

1st Reading	292
2d Reading	300
CR	414
Considered, advanced, 3d Reading, failed	543

SB 724—By Smith—An Act *** fixing maximum age at which person may be employed by Fire Departments *** and declaring an emergency.

1st Reading	292
2d Reading	300
CR	395
Considered, advanced, 3d Reading, referred	429
Rule 20-c suspended	434
Engrossed—To House	444
HA read, consideration deferred	658
HA concurred in, passed as amended	713
Referred for enrollment	714
Enrolled—4th Reading	729
To Governor; action by	734; 798

SB 725—By Smith—An Act relating to Port authorities *** and declaring an emergency.

1st Reading	292
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2d Reading	300
CR	377
Considered, advanced, 3d Reading, referred	426
Rule 20-c suspended	434
Engrossed—To House	444
HA read, consideration deferred	717
HA concurred in, passed as amended	840
Referred for enrollment	840
Enrolled—4th Reading	868
To Governor; action by	870; 957

SB 726—By Smalley of the Senate and Cate of the House—An Act relating to physicians *** and declaring an emergency.

1st Reading	293
2d Reading	301
CR	423
Considered, advanced, 3d Reading, referred	453
Rule 20-c suspended	456
Engrossed—To House	464

SB 727—By Grantham of the Senate and Conaghan, et al, of the House—An Act making it a misdemeanor for any person, firm, corporation or association subject to regulation by the Corporation Commission to furnish transportation, presents, or gratuities to any member or employee of the Corporation Commission *** and declaring an emergency.

1st Reading	293
2d Reading	301
CR	395
Considered, advanced, 3d Reading, referred	454
Rule 20-c suspended	456
Engrossed—To House	459
HAs read, consideration deferred	814
HAs concurred in, passed as amended	844
Referred for enrollment	844
Enrolled—4th Reading	868
To Governor; action by	870; 984

SB 728—By Hamilton—An Act relating to jurors *** and declaring an emergency.

1st Reading	293
2d Reading	301
CR	437

Considered, advanced, 3d Reading, referred	460
Rule 20-c suspended	461
Engrossed—To House	476
HA read, consideration deferred	736
HA concurred in, passed as amended	845
Referred for enrollment	845
Enrolled—4th Reading	870
To Governor; action by	875; 984

SB 729—By Hamilton, Stipe, Horn, Baldwin, McSpadden, Payne, McClendon, Howard, Terrill, Garrison, Berrong, Dacus, Grantham, Martin, Romang, Williams, Short, Smith, Graves, Field, Holden, Luton, Garrett, Birdsong, Berry, Keels, Young, Nichols, Breckinridge, Boecher, Porter and Massad—An Act *** providing the use of facilities in all colleges and schools shall not be used by persons who advocate lawlessness and disregard for the laws of the State and the United States; and declaring an emergency.

1st Reading	293
2d Reading	301
CR	359
Considered, advanced, 3d Reading, referred	397
Engrossed—To House	400
HAs read, consideration deferred	814
HAs rejected, Conference requested, SCs appointed	839
Conference granted, HCs named	870
CCR read, consideration deferred	952
CCR adopted, passed—To House	960
Referred for enrollment	1133
Enrolled—4th Reading	1170
To Governor	1171
Approved by Governor	May 17, 1968

SB 730—By Martin—An Act *** providing authority for changing of city limits *** and declaring an emergency.

1st Reading	299
2d Reading	312
CR	437
Considered, advanced, 3d Reading, referred	534
Engrossed—To House	560

SB 731—By Keels, Birdsong and Atkin-

son of the Senate and Miskelly of the House—An Act relating to motor license agents *** and declaring an emergency.

1st Reading	300
2d Reading	312

SB 732—By Young—An Act relating to waters and water rights *** and declaring an emergency.

1st Reading	300
2d Reading	312
CR	437
Considered, advanced, 3d Reading, referred	524
Engrossed—To House	534
HAs read, consideration deferred	784
HAs rejected, Conference requested, SCs appointed	845
Conference granted, HCs named	870
CCR read, consideration deferred	1157
CCR adopted, passed—To House	1223
Referred for enrollment	1243
Enrolled—4th Reading	1248
To Governor	1261
Approved by Governor	May 9, 1968

SB 733—By Smith—An Act *** providing for payment of gross production tax *** and declaring an emergency.

1st Reading	300
2d Reading	312
CR	395
Considered, advanced, 3d Reading, referred	440
Engrossed—To House	449

SB 734—By Grantham of the Senate and Conaghan, et al, of the House—An Act *** providing for a merit selection of employees of the Corporation Commission *** and declaring an emergency.

1st Reading	300
2d Reading	312
CR	395
Considered, advanced, 3d Reading, referred	455
Rule 20-c suspended	456
Engrossed—To House	464

SB 735—By Luton—An Act *** providing for punishment for second and sub-

sequent offenses *** and declaring an emergency.

1st Reading	300
2d Reading	312
CR	423
Considered, advanced, 3d Reading, referred	444
Engrossed—To House	449
Referred for enrollment	710
Enrolled—4th Reading	732
To Governor; action by	734; 798

SB 736—By Stipe and Garrison—An Act relating to the Oklahoma State Regents for Higher Education and making an appropriation *** and declaring an emergency.

1st Reading	300
2d Reading	312
CR	395
Considered, advanced, 3d Reading, referred	473
Rule 20-c suspended	485
Engrossed—To House	487
HA read, consideration deferred	658
HA rejected, Conference requested, SCs appointed	794
Conference granted, HCs named	799
CCR read, consideration deferred	1005
CCR adopted, passed—To House	1075
Referred for enrollment	1133
Enrolled—4th Reading	1159
To Governor	1168
Approved by Governor	May 9, 1968

SB 737—By Murphy—An Act relating to counties and county officers *** providing for the destruction of records; and declaring an emergency.

1st Reading	300
2d Reading	312
CR	395
Considered, advanced, 3d Reading, referred	540
Engrossed—To House	552

SB 738—By Young—An Act *** providing the possession, use, sale or delivery of *** LSD shall be unlawful and constitute a felony *** and declaring an emergency.

1st Reading	300
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2d Reading	312
CR	423
Considered, advanced, 3d Reading, referred	438
Engrossed—To House	449

SB 739—By Terrill and Massad—An Act relating to recipients of public welfare *** and declaring an emergency.

1st Reading	300
2d Reading	312
CR	423
Stricken	556

SB 740—By Murphy—An Act relating to criminal procedure *** providing for right of counsel *** and declaring an emergency.

1st Reading	311
2d Reading	324
CR	423
Considered, advanced, 3d Reading, referred	541
Engrossed—To House	552
Referred for enrollment	784
Enrolled—4th Reading	826
To Governor; action by	839; 879

SB 741—By Howard—An Act *** to provide the Board of Taxroll Corrections shall consist of the chairman of the Board of County Commissioners, the County Clerk and the County Assessor ***

1st Reading	312
2d Reading	324
CR	437
Considered, advanced, 3d Reading, referred	507
Engrossed—To House	519
HAs read, consideration deferred ..	658
HAs concurred in, passed as amended	714
Referred for enrollment	714
Enrolled—4th Reading	747
To Governor; action by	752; 798

SB 742—By Smith—An Act*** providing for refund of overpayment, duplicate payment and erroneous payment of gross production taxes *** and declaring an emergency.

1st Reading	312
2d Reading	324

CR	367
Considered, advanced, 3d Reading, referred	445
Engrossed—To House	449
HAs read, consideration deferred ...	717
HA concurred in, passed as amended	839
Referred for enrollment	840
Enrolled—4th Reading	870
To Governor; action by	875; 984

SB 743—By Smith of the Senate and Bradley, et al, of the House—An Act *** extending jurisdiction of cities and towns to adopt and enforce traffic regulations on certain roads and streets outside territorial limits; and declaring an emergency.

1st Reading	312
2d Reading	324
CR	395
Considered, advanced, 3d Reading, referred	431
Rule 20-c suspended	434
Engrossed—To House	444
HAs read, consideration deferred ...	736
HAs concurred in, passed as amended	841
Referred for enrollment	841
Enrolled—4th Reading	870
To Governor; action by	875; 984

SB 744—By Smith—An Act *** providing for special education for exceptional children *** and declaring an emergency.

1st Reading	312
2d Reading	324
CR	414
Considered, advanced, 3d Reading, referred	535
Engrossed—To House	560
HAs read, consideration deferred ...	784
HAs concurred in, passed as amended	841
Referred for enrollment	842
Enrolled—4th Reading	868
To Governor; action by	870; 984

SB 745—By Baggett—An Act *** authorizing redemption by the Oklahoma Industrial Development and Park Commission of Revenue Bonds secured by first mortgages on state parks and lodges *** and declaring an emergency.

1st Reading	312
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2d Reading	324
CR	437
Considered, advanced, 3d Reading, referred	528
Engrossed—To House	534

SB 746—By Terrill—An Act *** including instructors and counselors employed by the Department of Corrections *** and declaring an emergency.

1st Reading	323
2d Reading	347
CR	414
Considered, advanced, 3d Reading, referred	518
Engrossed—To House	534
HAs read, consideration deferred	784
HAs concurred in, passed as amended	950
Referred for enrollment	950
Enrolled—4th Reading	984
To Governor	994
Approved by Governor	May 17, 1968

SB 747—By Taliaferro, Keels, Smith and Terrill—An Act *** providing exemptions from sales tax code; *** and declaring an emergency.

1st Reading	323
2d Reading	347

SB 748—By Breckinridge—An Act *** providing for time in which prosecutions for certain crimes must be commenced *** and declaring an emergency.

1st Reading	323
2d Reading	347
CR	437
Considered, advanced, 3d Reading, referred	522
Engrossed—To House	534
Referred for enrollment	784
Enrolled—4th Reading	846
To Governor; action by	860; 879

SB 749—By Hamilton and Garrison of the Senate and Sandlin of the House—An Act *** prohibiting adoption of child without consent of parents *** and declaring an emergency.

1st Reading	324
2d Reading	347

SB 750—By Smalley of the Senate and Cate of the House—An Act *** authorizing purchase of malpractice insurance on doctors and nurses in State Agencies and State Institutions *** and declaring an emergency.

1st Reading	345
2d Reading	359

SB 751—By Smith—An Act *** authorizing creation of office of Electrical Inspector by city or county, and by city and county *** and declaring an emergency.

1st Reading	346
2d Reading	359
CR	395
Considered, advanced, 3d Reading, referred	439
Engrossed—To House	449
HA read, consideration deferred	736
HA concurred in, passed as amended	842
Referred for enrollment	842
Enrolled—4th Reading	870
To Governor; action by	875; 984

SB 752—By Short, Murphy and Baggett—An Act relating to probate procedure *** and declaring an emergency.

1st Reading	346
2d Reading	359

SB 753—By Garrison of the Senate and Connor of the House—An Act relating to preservation of the public peace and safety *** and declaring an emergency.

1st Reading	346
2d Reading	359
CR	423
Considered, advanced, 3d Reading, referred	443
Engrossed—To House	449
HAs read, consideration deferred	631
HAs concurred in, passed as amended	642
Referred for enrollment	642
Enrolled—4th Reading	675
To Governor; action by	676; 699

SB 754—By Young—An Act *** providing for contributions of teachers to the Teachers' Retirement System *** and declaring an emergency.

1st Reading	346
2d Reading	359

SB 755—By Luton—An Act relating to motorboats and vessels *** and declaring an emergency.

1st Reading	346
2d Reading	359

SB 756—By Berrong and Dacus—An Act relating to public trusts *** and declaring an emergency.

1st Reading	346
2d Reading	359
CR	414
Considered, advanced, 3d Reading, referred	493
Engrossed—To House	498

SB 757—By Romang—An Act relating to conservation of oil and gas *** and declaring an emergency.

1st Reading	346
2d Reading	359
CR	437
Considered, advanced, 3d Reading, referred	527
Engrossed—To House	534

SB 758—By Baggett—An Act *** establishing the rule of one cause of action for a single publication, exhibition or utterance ***

1st Reading	347
2d Reading	359

SB 759—By Terrill of the Senate and Abbott of the House—An Act *** providing for time of completion of audit of public schools *** and declaring an emergency.

1st Reading	347
2d Reading	359

SB 760—By Terrill—An Act relating to the Police Pension and Retirement Systems *** and declaring an emergency.

1st Reading	347
2d Reading	359
CR	395
Stricken	499

SB 761—By Taliaferro and Murphy—An Act *** providing for leasing of public lands by the Commissioners of the Land Office *** and declaring an emergency.

1st Reading	359
2d Reading	368
CR	437
Considered, advanced, 3d Reading, referred	495
Engrossed—To House	498
HAs read, consideration deferred	815
HAs rejected, Conference requested, SCs appointed	845
Conference granted, HCs named	870
CCR read, consideration deferred ..	954
CCR adopted, passed—To House	964
Referred for enrollment	999
Enrolled—4th Reading	1014
To Governor	1015
Vetoed by Governor	May 17, 1968

SB 762—By Terrell and Taliaferro of the Senate and Ferrall of the House—An Act relating to schools; providing for allocation of funds *** for use in purchase of land needed for expansion and for other purposes *** and declaring an emergency.

1st Reading	368
2d Reading	378
CR	414
WD, re-referred	414
WD, To Calender	441
Stricken	556

SB 763—By Ferrell of the Senate and Cox of the House—An Act *** prescribing motor vehicle registration and license fees for trucks used in Soil Conservation work *** and declaring an emergency.

1st Reading	378
2d Reading	396
WD, re-referred	432

SB 764—By Porter—An Act *** providing that property subject to ad valorem tax be listed for taxation by owner *** and declaring an emergency.

1st Reading	378
2d Reading	396

SB 765—By Ham—An Act relating to the

Oklahoma Public Employees Retirement System; *** and declaring an emergency.

1st Reading	378
2d Reading	396
CR	437
Considered, advanced, 3d Reading, referred	523
Engrossed—To House	534
Referred for enrollment	784
Enrolled—4th Reading	826
To Governor; action by	839; 879

SB 766—By Ham—An Act *** pertaining to reports by the State Board of Public Affairs and the State Examiner and Inspector; and declaring an emergency.

1st Reading	378
2d Reading	396
CR	437
Considered, advanced, 3d Reading, referred	524
Engrossed—To House	534
Referred for enrollment	784
Enrolled—4th Reading	826
To Governor; action by	839; 957

SB 767—By Short—An Act *** providing for recognition *** compensation *** advancement of classroom teachers *** and declaring an emergency.

1st Reading	395
2d Reading	401
CR	414
Stricken	556

SB 768—By Smith and McSpadden of the Senate and Wolfe, et al, of the House—An Act relating to the legislature *** temporary employees of the State Senate *** compensation of permanent employees *** and declaring an emergency.

1st Reading	892
2d Reading—To Calendar	925
Considered and advanced	925
Reported Engrossed	945
3d Reading, signed—To House	959
Referred for enrollment	1014
Enrolled—4th Reading	1022
To Governor	1058
Approved by Governor	May 7, 1968

PART II

SENATE JOINT RESOLUTIONS

Titles in full shown on page numbers opposite
“1st Reading”.

The Senate and House records of CARRY-OVER Measures, designated herein by an asterisk (*), may be found in the respective 1967 Permanent Journals of the 1st Regular Session of the 31st Legislature.

* **SJR 2**—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** providing that all revenues of the State of Oklahoma *** be deposited in the general revenue fund to be expended only upon appropriations; prohibiting the earmarking *** and ordering a special election ***

CR	195
Considered, advanced	227
Reported Engrossed	241
Stricken	255

* **SJR 13**—By Porter, Baggett, Atkinson, Berry, Birdsong, Garrett, Young, Keels, Short, Breckinridge, Findeiss, McGraw and Ferrell of the Senate and Hill et al of the House—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** removing from the Constitution the defining of races *** ordering a special election.

HAs read, consideration deferred ..	817
HAs rejected, Conference requested	949
SCs appointed	950
Conference granted, HCs named	993

* **SJR 18**—By Howard and Murphy—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** amending Section 39 to

restrict the issuance of stock *** and ordering a special election.

Referred for enrollment	799
Enrolled—4th Reading	846
To Secretary of State	860

* **SJR 22**—By Payne—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** fixing the percentage of voters necessary for initiative petitions or referendum petition *** ordering a special election.

CR	130
Considered	259
Stricken	556

* **SJR 26**—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** providing for a Bond Issue for capital improvements at the Medical Center *** and ordering a special election.

CR	242
Stricken	556

* **SJR 43**—By Howard—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** empowering corporations organized under the laws of this State to acquire, own, use and convey real property *** and ordering a special election.

CR	114
WD, re-referred	303
CR	437
Stricken	556

SJR 45—By Howard of the Senate and Nigh of the House—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** providing that at any general election in which a Governor and Lieutenant Governor are to be elected, the names of the nominees for Governor and Lieutenant Governor shall appear on the ballot within a single bracket; *** and ordering a Special Election.

1st Reading (Pre-Filed)	25
2d Reading	50
CR	114
Considered, advanced, 3d Reading, failed	305
ML; tabled	305; 348

SJR 46—By Garrison and Williams of the Senate and Connor, et al, of the House—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** thereof to eliminate the necessity of filing certain corporation reports with the Corporation Commission; *** and ordering a Special Election.

1st Reading (Pre-Filed)	26
2d Reading	50
CR	151
Considered, advanced, 3d Reading, referred	249
Engrossed—To House	253
Referred for enrollment	739
Enrolled—4th Reading	753
To Secretary of State	771

SJR 47—By Garrison of the Senate and Connor of the House—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** prohibiting corporations from buying, acquiring or dealing in Real Estate; *** and ordering a Special Election.

1st Reading (Pre-Filed)	26
2d Reading	50

SJR 48—By Gee of the Senate and Spearman of the House—A Joint Resolution calling a Constitutional Convention on the first Tuesday in September, 1969, *** ordering a Special Election; and declaring an emergency.

1st Reading	26
2d Reading	50
CR	253
Stricken	556

SJR 49—By Garrison, Williams and Short of the Senate and Connor, et al of the House—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment prohibiting the change in salary or emoluments of elected public officials during their term of office, *** and ordering a Special Election.

1st Reading	56
2d Reading	62
CR	114
Considered, advanced, 3d Reading, referred	133
Engrossed—To House	138
Referred for enrollment	739
Enrolled—4th Reading	753
To Secretary of State	771

SJR 50—By McClendon, Stipe and Garrison of the Senate and Fine of the House—A Joint Resolution *** designating Rune Stone Historical Site to be designated the "Clem M. Hamilton Rune Stone Park"; *** and declaring an emergency.

1st Reading	56
2d Reading—To Calendar	62
Considered, advanced, 3d Reading, referred	69
Engrossed—To House	73
Referred for enrollment	799
Enrolled—4th Reading	868
To Governor; action by	870; 957

SJR 51—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people a proposed amendment

to include additional members as ex officio members of the Oklahoma State Regents for Higher Education; and ordering a Special Election.

1st Reading	56
2d Reading	62
CR	151
Considered, advanced, 3d Reading, failed	208

SJR 52—By Baggett, Terrill, Smith, Nichols and Smalley of the Senate and Willis, et al of the House—A Joint Resolution directing the Secretary of State to refer to the people, *** a proposed amendment by adding a new Section thereto; providing for a bond issue *** and ordering a special election.

1st Reading	68
2d Reading	74
CR	299
Considered, advanced, 3d Reading, referred	499
Rule 20-c suspended	506
Engrossed—To House	519
HAs rejected, Conference requested ..	756
SCs appointed	757
Conference granted, HCs named	780
CCR read, adopted, passed—To House	1099
Referred for enrollment	1174
Enrolled—4th Reading	1240
To Secretary of State	1249

SJR 53—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** providing for allocation of taxes on intoxicating liquors; *** and ordering a special election.

1st Reading	87
2d Reading	95

SJR 54—By Nichols—A Joint Resolution directing the Secretary of State to refer to the people, a proposed amendment providing that when private property is taken or damaged for public use *** and providing for special election thereon.

1st Reading	87
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2d Reading	95
CR, re-referred by previous order...	242
CR	395
Considered, stricken	442

SJR 55—By Romang—A Joint Resolution directing the Secretary of State to refer to the people a proposed amendment providing for the appointment of Corporation Commissioners by the Governor of Oklahoma, and ordering a Special Election.

1st Reading	95
2d Reading	101

SJR 56—By Martin—A Joint Resolution relating to schools; authorizing adjustments and exceptions to be made in the granting of state aid to certain school districts; making provisions of act severable; and declaring an emergency.

1st Reading	154
2d Reading	161
CR	213
Considered, advanced, 3d Reading, referred	303
Engrossed—To House	311
Referred for enrollment	533
Enrolled—4th Reading	546
To Governor; action by	556; 557

SJR 57—By Boecher—A Joint Resolution waiving the immunity of the State; authorizing the bringing of suit by C. Pappe *** and declaring an emergency.

1st Reading	170
2d Reading	185
CR	423
Considered, advanced, 3d Reading, referred	450
Rule 20-c suspended	456
Engrossed—To House	464
Referred for enrollment	784
Enrolled—4th Reading	826
To Governor; action by	839; 879

SJR 58—By Bradley of the Senate and McCune of the House—A Resolution waiving the immunity of the State from liability for damages resulting from tortious

acts of its employees; *** and declaring an emergency.

1st Reading	185
2d Reading	196
CR	377
Considered, advanced, 3d Reading, referred	451
Rule 20-c suspended	456
Engrossed—To House	464
Referred for enrollment	784
Enrolled—4th Reading	826
To Governor; action by	839; 879

SJR 59—By Short—A Joint Resolution directing the Secretary of State to refer to the people, *** a proposed amendment *** to provide any county, city or town, or combination of them may, by majority vote of qualified taxpaying electors, become indebted additionally *** and ordering a Special Election.

1st Reading	185
2d Reading	196

SJR 60—By Graves—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** authorizing the Legislature to provide for classification of loans, to define interest and fix maximum rates of interest; *** and ordering a Special Election.

1st Reading	207
2d Reading	216
CR	395
Considered, advanced, 3d Reading, referred	401
Rule 20-c suspended	403
Engrossed—To House	408
Referred for enrollment	584
Enrolled—4th Reading	605
To Secretary of State	615

SJR 61—By Garrison of the Senate and Connor of the House—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed Constitutional Amendment providing that the State Board of Equalization shall make an estimate of revenues to be received by the State for

the next ensuing fiscal year; *** and ordering a Special Election.

1st Reading	216
2d Reading	227

SJR 62—By Terrill, Taliaferro, Holden, Nichols, Massad, Dacus, Baldwin, McClendon, Howard, Hargrave, Berrong, Hamilton, Porter, Selman, Luton, Keels, Miller, Field, Murphy, Graves, Birdsong, Atkinson, Berry, Young, Ham, Baggett, Bradley, Grantham, Martin, Gee, Boecher and Payne—A Joint Resolution establishing the "Elmer Thomas Memorial Commission"; providing for appointment, powers, duties and terms of members; and stating purpose.

1st Reading	293
2d Reading	301
CR	395
Considered, advanced, 3d Reading, referred	450
Rule 20-c suspended	456
Engrossed—To House	459
Referred for enrollment	799
Enrolled—4th Reading	881
To Governor; action by	885; 990

SJR 63—By Young, Baldwin, Berrong, Massey, Stipe, McClendon, Martin, Field and Williams—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** providing for biennial sessions of the legislature; *** and ordering a Special Election.

1st Reading	324
2d Reading	347

SJR 64—By Terrill—A Joint Resolution *** directing the State Board of Education to fix like requirements for certification of elementary and secondary school administrators; and declaring an emergency.

1st Reading	347
2d Reading	359
CR	414
Stricken	556

SJR 65—By Howard—A Joint Resolution directing the Secretary of State to refer

to the people *** a proposed amendment
*** repealing Article XVII of the Constitu-
tion and establishing in lieu thereof a new
Article XVII; *** and ordering a special
election.

1st Reading 347
2d Reading 359

SJR 66—By Grantham of the Senate
and Conaghan of the House—A Joint Res-
olution directing the Secretary of State
to refer to the people a proposed amend-
ment *** providing for the creation of a
corporation commission composed of three
members elected by Corporation Commis-
sion Districts designated and numbered
by the Legislature; *** and ordering a
special election.

1st Reading 359
2d Reading 368
CR 438
Considered, advanced, 3d Reading,
referred 536
Engrossed—To House 552

SJR 67—By Porter—A Joint Resolution
directing the Secretary of State to refer
to the people *** a proposed amendment
authorizing the withdrawal of tax exemp-
tions on property used for free public li-
braries, free museums, public cemeteries,
property used exclusively for schools, col-
leges, religious and charitable purposes,
*** and ordering a Special Election.

1st Reading 378
2d Reading 396

SJR 68—By Howard, et al—A Joint Res-
olution directing the State Board of Public
Affairs to present to each living former
Governor of Oklahoma the State Flag and
the Flag of the Governor.

1st Reading 396
2d Reading 401
CR 569
Considered, advanced, 3d Reading,
referred 617

Engrossed—To House 661
Referred for enrollment 739
Enrolled—4th Reading 753
To Governor; action by 771; 798

SJR 69—By McSpadden and Garrison—
A Joint Resolution authorizing the State
Board of Public Affairs to initiate and
operate an interagency mailing service;
*** and declaring an emergency.

1st Reading 728
2d Reading 730
CR 747
Considered, advanced, 3d Reading,
referred 792
Engrossed—To House 805

SJR 70—By McSpadden, Garrison and
Holden of the Senate and Wolf (Leland)
of the House—A Joint Resolution relating
to industrial financing; *** and declar-
ing an emergency.

1st Reading 728
2d Reading 730
CR 747
Considered, advanced, 3d Reading,
referred 793
Engrossed—To House 805
Referred for enrollment 875
Enrolled—4th Reading 881
To Governor; action by 885; 990

SJR 71—By Baggett—A Joint Resolution
directing the Secretary of State to refer
to the people *** requiring State Board of
Equalization to make itemized estimate
of revenues to be received by the State
during next ensuing fiscal year; *** and
ordering special election.

1st Reading 950
2d Reading—To Calendar 959
Considered, advanced, 3d Reading,
referred 1025
Engrossed—To House 1055
Referred for enrollment 1168
Enrolled—4th Reading 1173
To Secretary of State 1174

PART III

SENATE CONCURRENT RESOLUTIONS

SCR 34—By Garrison, McSpadden, Romang, Williams, Short, Findeiss, McGraw, Stansberry, Ferrell and Breckinridge of the Senate and Connor, et al, of the House—A Concurrent Resolution expressing profound regret for the untimely death of John W. Tyler of Bartlesville, Oklahoma; and expressing the sympathy of the entire legislature to his widow and family.

Introduced	73
Adopted, referred	73
Engrossed—To House	79
Referred for enrollment	79
Enrolled—To House	81
To Secretary of State	81

SCR 35—By McClendon, Terrill, Grantham, Murphy, Baggett, Berry, Boecher, Bradley, Breckinridge, Field, Findeiss, Hamilton, Holden, Massad, Massey, Miller, Stipe, Stansberry and Williams of the Senate and Abbott, et al, of the House—A Concurrent Resolution in memoriam of Dr. Oliver Hodge, outstanding citizen of Oklahoma; and directing distribution.

Introduced	111
Adopted, referred	112
Engrossed—To House	114
Referred for enrollment	129
Enrolled—To House	138
To Secretary of State	150

SCR 36—By Field and Garrison of the Senate and Grey of the House—A Concurrent Resolution taking notice of the passing of Henry C. Hitch, Sr.; commemorating his useful and dedicated life; expressing the sympathy of the Oklahoma Legislature to the bereaved family; and directing distribution.

Introduced	130
Adopted, referred	130
Engrossed—To House	138
Referred for enrollment	167
Enrolled—To House	189
To Secretary of State	190

SCR 37—By Miller and McSpadden of the Senate and Abbott of the House—A Concurrent Resolution recognizing the importance of Higher Education to the people of Oklahoma; *** and directing distribution.

Introduced	151
Adopted, referred	162
Engrossed—To House	168
Referred for enrollment	212
Enrolled—To House	225
To Secretary of State	241

SCR 38—By Stipe and Garrison of the Senate and Skeith of the House—A Concurrent Resolution expressing honor and pride in the 45th Infantry (Thunderbird) Division; directing that the 31st day of January, 1968, be designated as 45th Infantry (Thunderbird) Division Day; and directing distribution.

Introduced	178
Adopted, referred	178
Engrossed—To House	189
Referred for enrollment	194
Enrolled—To House	203
To Secretary of State	213

SCR 39—By Garrison—A Concurrent Resolution directing the adoption by the State of Oklahoma of the Submarine U. S. S. Will Rogers as the Official Navy Submarine of the State; and directing distribution.

Introduced	178
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Adopted, referred	178
Engrossed—To House	189
Referred for enrollment	194
Enrolled—To House	203
To Secretary of State	213

SCR 40—By Stipe and Garrison of the Senate and Skeith of the House—A Concurrent Resolution commending Major General Jasper N. Baker for his unlimited abilities and achievements; ***.

Introduced	178
Adopted, referred	178
Engrossed—To House	189
Referred for enrollment	194
Enrolled—To House	203
To Secretary of State	213

SCR 41—By Smith, Bradley and Howard of the Senate and Hopkins of the House—A Concurrent Resolution requesting the Oklahoma Tax Commission to contract and provide that the 1969 motor vehicle license plates be produced in the colors of blue and gold; ***.

Introduced; Stricken	242; 549
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SCR 42—By Baggett, Atkinson, Baldwin, Gee, Berrong, Berry, Birdsong, Dacus, Boecher, Bradley, Breckinridge, Ferrell, Field, Findeiss, Graves, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stipe, Stansberry, Taliaferro, Terrill, Williams and Young of the Senate and Sokolosky, et al., of the House—A Concurrent Resolution of Commendation from the members of the Second Session of the Thirty-first Oklahoma Legislature, commending Representative Ralph Thompson for being selected by the Oklahoma City Junior Chamber of Commerce as the "Outstanding Young Man of the Year;" and directing distribution.

Introduced	242
Adopted, referred	242
Engrossed—To House	253
Referred for enrollment	265

Enrolled—To House	276
To Secretary of State	291

SCR 43—By Massey and McClendon—A Concurrent Resolution relating to Public Finance; requesting the State Board of Education to prepare a budget for fiscal year 1969-70 for public schools ***.

Introduced	251
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SCR 44—By Baggett and Stansberry of the Senate and Spearman of the House—A Resolution expressing profound regret for the recent death of Dwight Whelan of Edmond, Oklahoma; ***.

Introduced	271
Adopted, referred	271
Engrossed—To House	272
Referred for enrollment	272
Enrolled—To House	273
To Secretary of State	273

SCR 45—By Horn—A Concurrent Resolution congratulating and saluting The Independent Postal System of America, Inc, ***.

Introduced	278
Adopted, referred	278
Engrossed—To House	291
Referred for enrollment	296
Enrolled—To House	299
To Secretary of State	311

SCR 46—By Holden of the Senate and Dunn, et al, of the House—A Concurrent Resolution commending Tracy Greenwood for his resoluteness and determination; commending him for being chosen first runnerup in the 1968 March of Dimes poster boy contest; encouraging the State Legislature and the people of the State to recommend him for March of Dimes poster boy of 1969; and directing distribution.

Introduced	292
Adopted, referred	292
Engrossed—To House	299
Referred for enrollment	311
Enrolled—To House	334
To Secretary of State	341

SCR 47—By Berrong of the Senate and

Dickey of the House—A Concurrent Resolution commending Clinton High School "Red Tornadoes"; ***.

Introduced	297
Adopted, referred	297
Engrossed—To House	299
Referred for enrollment	311
Enrolled—To House	334
To Secretary of State	341

SCR 48—By Gee and Baggett of the Senate and Spearman of the House—A Concurrent Resolution memorializing the Congress of the United States to give more careful study to the Jury Discrimination Act of 1967 ***.

Introduced, referred	311
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SCR 49—By Williams and Berrong—A Concurrent Resolution memorializing the President of the United States and the United States Congress to make a concentrated effort to equalize federal spending with governmental revenue; and directing distribution.

Introduced	345
Considered, referred	433

SCR 50—By McGraw, Ferrell, Howard, Hargrave and Payne—A Concurrent Resolution *** to put the annual football game played between the University of Oklahoma Football Team and the University of Texas Football Team on a home-and-home basis; and directing distribution.

Introduced, referred	345
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SCR 51—By Luton, Atkinson, Baggett, Baldwin, Berry, Berrong, Birdsong, Boecher, Bradley, Dacus, Breckinridge, Ferrell, Field, Findeiss, Gee, Garrett, Garri-son, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McClendon, McGraw, McSpadden, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young of the Senate and Nigh, et al, of the House—A Concurrent Resolution relating to the 1968 Oklahoma State "Ability Counts"

Contest sponsored by the Governor's Committee on Employment of the Handi-capped; ***.

Introduced	433
Adopted, referred	433
Engrossed—To House	444
Referred for enrollment	459
Enrolled—To House	481
To Secretary of State	487

SCR 52—By McSpadden and Horn of the Senate and Bynum, et al, of the House—A Concurrent Resolution memorializing the Congress of the United States to in-voke its rightful power *** to nulify the re-cent rulings of the Treasury Department imposing a nonexempt status on financing for industrial development ***.

Introduced	485
Adopted, referred	485
Engrossed—To House	490
Referred for enrollment	508
Enrolled—To House	519
To Secretary of State	523

SCR 53—By Smith of the Senate and Hop-kins of the House—A Concurrent Resolu-tion declaring Webster High School pro-duction of "Oklahoma" to be an official Silver Anniversary Production; ***.

Introduced	496
Adopted, referred	496
Engrossed—To House	498
Referred for enrollment	508
Enrolled—To House	519
To Secretary of State	523

SCR 54—By Smith, Stipe, Payne, McSpadden, Bradley, Luton, Gee, Nichols, Selman, McGraw, Breckinridge, Stans-berry, Terrill and Baggett of the Senate and Privett of the House—A Concurrent Resolution requesting the Regents of Higher Education to study and make rec-ommendations with respect to the creation of a new medical and/or dental school in Tulsa, Oklahoma.

Introduced	540
Adopted, referred	540
Engrossed—To House	560
Referred for enrollment	568

Enrolled—To House	591
To Secretary of State	595

SCR 55—By Horn—A Concurrent Resolution commending and congratulating J. Milton Patrick; expressing the hope that he be elected to the Office of National Commander of the American Legion; and directing distribution.

Introduced	551
Adopted, referred	551
Engrossed—To House	560
Referred for enrollment	568
Enrolled—To House	591
To Secretary of State	595

SCR 56—By Horn—A Concurrent Resolution expressing concern with the interim report of the United States Senate Aviation Sub-committee; ***.

Introduced	555
Adopted, referred	555
Engrossed—To House	560
Referred for enrollment	568
Enrolled—To House	574
To Secretary of State	582

SCR 57—By Garrison of the Senate and Connor, et al of the House—A Concurrent Resolution congratulating and commending the Bureau of Mines Petroleum Research Center in Bartlesville, Oklahoma, on its Fiftieth Anniversary; ***.

Introduced	557
Adopted, referred	557
Engrossed—To House	564
Referred for enrollment	568
Enrolled—To House	574
To Secretary of State	582

SCR 58—By Graves of the Senate and Cox of the House—A Concurrent Resolution commending the life of the Honorable Joe D. Dunn ***.

Introduced	557
Adopted, referred	558
Engrossed—To House	564
Referred for enrollment	568
Enrolled—To House	574
To Secretary of State	582

SCR 59—By Garrison, Smith and Gee of the Senate and Connor, et al, of the House—A Concurrent Resolution directing the School Land Commission of the State of Oklahoma, by and through its title examiners to give full recognition and to follow the provisions ***.

Introduced	570
Adopted, referred	570
Engrossed—To House	591
Referred for enrollment	599
Enrolled—To House	619
To Secretary of State	623

SCR 60—By McSpadden of the Senate and Bynum of the House—A Concurrent Resolution directing *** committee to study the need for and feasibility of constructing a suitable memorial to Jean Pierre Chouteau; ***.

Introduced	611
Adopted, referred	611
Engrossed—To House	618
Referred for enrollment	631
Enrolled—To House	666
To Secretary of State	674

SCR 61—By Smith of the Senate and Hopkins of the House—A Resolution commending the Southwest District Campfire Girls of Tulsa ***.

Introduced	631
Adopted, referred	631
Engrossed—To House	646
Referred for enrollment	652
Enrolled—To House	679
To Secretary of State	690

SCR 62—By Murphy and Williams of the Senate and Hesser, et al, of the House—A Concurrent Resolution congratulating and applauding Mr. C. W. "Bill" Thomas, Stillwater, Oklahoma, as being selected "Automobile Dealer of the Year;" ***.

Introduced	650
Adopted, referred	650
Engrossed—To House	661
Referred for enrollment	671
Enrolled—To House	672
To Secretary of State	674

SCR 63—By Howard and McSpadden—A Concurrent Resolution directing *** study, evaluate, codify and revise the Laws of Oklahoma relating to city, county, regional and state planning ***.

Introduced	676
Adopted, referred	676
Engrossed—To House	693
Referred for enrollment	728
Enrolled—To House	739
To Secretary of State	742

SCR 64—By Murphy—A Concurrent Resolution requesting *** study *** subject of water and transportation of water in relation to 17 O. S. Supp. 1967 ***.

Introduced	676
Adopted, referred	676
Engrossed—To House	693
HA read, consideration deferred	733
HA concurred in—adopted as amended	960
Referred for enrollment	960
Enrolled—To House	990
To Secretary of State	994

SCR 65—By Hargrave of the Senate and Hargrave of the House—A Concurrent Resolution *** to study *** the subject of a firearms code; ***.

Introduced	676
Adopted, referred	677
Engrossed—To House	693
Referred for enrollment	709
Enrolled—To House	729
To Secretary of State	734

SCR 66—By Hargrave of the Senate and Hargrave of the House—A Concurrent Resolution requesting *** study *** laws and policies *** pertaining to the State Indemnity Fund; ***.

Introduced	677
Adopted, referred	677
Engrossed—To House	693
Referred for enrollment	709
Enrolled—To House	729
To Secretary of State	734

SCR 67—By Smith and Baggett of the Senate and Spearman of the House—A

Concurrent Resolution declaring *** that a cancellation of certificates, registration, license plate, ***

Introduced	693
Adopted, referred	693
Engrossed—To House	710
Referred for enrollment	853
Enrolled—To House	868
To Secretary of State	870

SCR 68—By Murphy—A Concurrent Resolution *** special committee on development of the Oklahoma State Capital Area; ***.

Introduced	693
Adopted, referred	693
Engrossed—To House	710
Referred for enrollment	945
Enrolled—To House	984
To Secretary of State	994

SCR 69—By Garrison and Boecher of the Senate and Barr of the House—A Concurrent Resolution recognizing and commending the Oklahoma Historical Society ***.

Introduced	727
Adopted, referred	727
Engrossed—To House	732
Referred for enrollment	745
Enrolled—To House	763
To Secretary of State	771

SCR 70—By Garrison—A Concurrent Resolution recognizing the importance and value of libraries to our State and citizens; ***.

Introduced	747
Adopted, referred	747
Engrossed—To House	763
Referred for enrollment	771
Enrolled—To House	791
To Secretary of State	795

SCR 71—By Stipe of the Senate and Jones of the House—A Concurrent Resolution *** to seek a substantial reduction in this nation's imports of cattle and beef ***.

Introduced	748
Adopted, referred	748
Engrossed—To House	763

Referred for enrollment	771
Enrolled—To House	786
To Secretary of State	795

SCR 72—By Findeiss, Short and McSpadden of the Senate and Howard of the House—A Concurrent Resolution recognizing the contributions of geologists to the economy, history and culture of Oklahoma; ***.

Introduced	818
Adopted, referred	819
Engrossed—To House	846
Referred for enrollment	853
Enrolled—To House	866
To Secretary of State	870

SCR 73—By Graves, Smith, Luton, Terrill and Baggett of the Senate and Smith (Norman), et al, of the House—A Concurrent Resolution requesting *** study the Uniform Consumer Credit Code ***.

Introduced	828
Adopted, referred	829
Engrossed—To House	868
Referred for enrollment	875
Enrolled—To House	881
To Secretary of State	886

SCR 74—By Smith of the Senate and Smithey of the House—A Concurrent Resolution pertaining to House Bill 802 of the Second Session of the Thirty-first Oklahoma Legislature; expressing legislative intent ***.

Introduced	863
Adopted, referred	863
Engrossed—To House	881
Referred for enrollment	921
Enrolled—To House	927
To Secretary of State	945

SCR 75—By Terrill of the Senate and Abbott of the House—A Concurrent Resolution *** requesting *** study the Teacher's Retirement System ***.

Introduced	863
Adopted, referred	864
Engrossed—To House	881
Referred for enrollment	921

Enrolled—To House	926
To Secretary of State	945

SCR 76—By Graves, Garrison and Smalley of the Senate and Wolf (Leland), et al, of the House—A Concurrent Resolution acknowledging the importance and value of the Clinical Psychology Training Program of the Department of Psychology, University of Oklahoma; ***.

Introduced	864
Adopted, referred	864
Engrossed—To House	872
Referred for enrollment	921
Enrolled—To House	927
To Secretary of State	945

SCR 77—By Nichols and Garrison of the Senate and Skeith, et al, of the House—A Concurrent Resolution directing *** correcting the deficiencies in the state highway system; ***.

Introduced	881
Adopted, referred	951
Engrossed—To House	990
Referred for enrollment	1171
Enrolled—To House	1235
To Secretary of State	1249

SCR 78—By Smalley of the Senate and Cate, et al, of the House—A Concurrent Resolution congratulating and applauding Miss Debi Faubion ***.

Introduced	925
Adopted, referred	925
Engrossed—To House	958
Referred for enrollment	994
Enrolled—To House	1013
To Secretary of State	1015

SCR 79—By Murphy of the Senate and Williamson of the House—A Concurrent Resolution designating Yale, Oklahoma, as "Home of Jim Thorpe" ***.

Introduced	931
Adopted, referred	931
Engrossed—To House	958
Referred for enrollment	994
Enrolled—To House	1022
To Secretary of State	1058

SCR 80—By Smalley of the Senate and Wolf (Leland), et al, of the House—A Concurrent Resolution commending and congratulating Dr. and Mrs. George L. Cross, ***.

Introduced	931
Adopted, referred	931
Engrossed—To House	958
Referred for enrollment	994
Enrolled—To House	1022
To Secretary of State	1058

SCR 81—By Smith—A Concurrent Resolution relating to the Southern Regional Education Compact ***.

Introduced	950
Adopted, referred	992
Engrossed—To House	1013

SCR 82—By McSpadden of the Senate and Privett, et al of the House—A Concurrent Resolution *** Department of Public Welfare would be affected by a constitutional amendment ***.

Introduced	951
Adopted, referred	951
Engrossed—To House	958
Referred for enrollment	994
House Committee named	996
Enrolled—To House	1013
To Secretary of State	1015

SCR 83—By Massad and McSpadden of the Senate and Mountford of the House—A Concurrent Resolution relating to mining; ***.

Introduced	968
Adopted, referred	968
Engrossed—To House	990
Referred for enrollment	1170
Enrolled—To House	1243
To Secretary of State	1249

SCR 84—By Luton of the Senate and Nigh, et al, of the House—A Concurrent Resolution commending Mrs. Gladys Nunn for her many contributions to the field of Education, ***.

Introduced	968
Adopted, referred	968
Engrossed—To House	990

Referred for enrollment	1058
Enrolled—To House	1167
To Secretary of State	1171

SCR 85—By Grantham and Dacus of the Senate and Conaghan, et al, of the House—A Concurrent Resolution *** directing *** study, *** pre-paid funeral services or funeral merchandise ***.

Introduced	968
Adopted, referred	987
Engrossed—To House	1013
Referred for enrollment	1107
Enrolled—To House	1160
To Secretary of State	1168

SCR 86—By Payne of the Senate and Cole, et al, of the House—A Concurrent Resolution commending and congratulating O. L. Lackey, ***.

Introduced	987
Adopted, referred	987
Engrossed—To House	990
Referred for enrollment	1009
Enrolled—To House	1067
To Secretary of State	1076

SCR 87—By Smith of the Senate and Hopkins of the House—A Concurrent Resolution recalling SB 447 from the Governor's Office.

Introduced	992
Adopted, referred	993
Engrossed—To House	993
Referred for enrollment	994
Enrolled—To House	1009
To Secretary of State	1013

SCR 88—By Smith of the Senate and Smith (Norman) of the House—A Concurrent Resolution pertaining to **HB 759**, *** expressing legislative intent ***.

Introduced	996
Adopted, referred	996
Engrossed—To House	1014
HA concurred in, adopted as amended	1107
Referred for enrollment	1107
Enrolled—To House	1173
To Secretary of State	1174

SCR 89 —By McSpadden, Boecher and Smith of the Senate and Privett, et al, of the House—A Concurrent Resolution fixing the day and hour of the sine die adjournment of the 2d session of the 31st Oklahoma Legislature.	
Introduced	1058
Adopted, referred	1058
Engrossed—To House	1067
HA concurred in, adopted as amended	1260
Referred for enrollment	1260
Enrolled—To House	1283
To Secretary of State	1284

PART IV

SENATE RESOLUTIONS

SR 60—By McSpadden, McClendon and Taliaferro—A Resolution commending the life of Senator Clem M. Hamilton; expressing the deep regret and profound sorrow of the members of the Senate ***

Introduced	6
Adopted, referred	6
Enrolled—To Secretary of State	50

SR 61—By McSpadden—A Resolution authorizing the President Pro Tempore *** to appoint a committee of two (2) members of the Senate to attend the "Mobile Home Manufacturers Association convention" ***

Introduced	54
Adopted, referred	54
Enrolled—To Secretary of State	59
Committee Appointed	67

SR 62—By McSpadden—A Resolution authorizing and directing the President Pro Tempore of the Senate to provide for the attendance of the Oklahoma member of the Council of State Governments Southern Advisory Committee ***

Introduced	111
Adopted, referred	111
Enrolled—To Secretary	114

SR 63—By Garrison, Atkinson, Baggett, Berry, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Ferrell, Findeiss, Garrett, Gee, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McGraw, McClendon, Martin, Massad, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Selman, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Taliaferro, Williams and Young—A Resolution

commending the Honorable Clem R. McSpadden for his many abilities and achievements ***

Introduced	118
Adopted, referred	118
Enrolled—To Secretary of State	121

SR 64—By Smith—A Resolution providing for payment of necessary expenses of committees, delegations and individuals traveling to and from points outside the State of Oklahoma, on trips authorized by the Senate of the State of Oklahoma.

Introduced	130
Adopted, referred	130
Enrolled—To Secretary of State	138

SR 65—By Hamilton—A Resolution relating to the discontinuance and curtailment of passenger train service provided by certain railroads within the State of Oklahoma ***

Introduced	152
Adopted, referred	152
Enrolled—To Secretary of State	160

SR 66—By Howard—A Senate Resolution expressing profound regret for the untimely death of Raymond B. Thomas, of Tulsa, Oklahoma ***

Introduced	206
Adopted, referred	206
Enrolled—To Secretary of State	213

SR 67—By McSpadden and Garrison—A Resolution commending Mr. Lloyd Rader; congratulating him for his talents and achievements; expressing appreciation; and directing distribution.

Introduced	213
Adopted, referred	213
Enrolled—To Secretary of State	225

SR 68—By Young—A Resolution amending Senate Resolution No. 2 of the First Session of the Thirty-first Oklahoma Legislature providing for employment of proper personnel for administrative and technical assistance to the State Senate of the Second Session of the Thirty-first ***

Introduced 214
 Adopted, referred 214
 Enrolled—To Secretary of State 225

SR 69—By Massad, Nichols, Holden, Martin, Ham, Miller, Massey, Stipe, Hamilton, McClendon—A Senate Resolution commending the Honorable United States Representative Carl Albert for his many talents and achievements ***

Introduced 226
 Adopted, referred 226
 Enrolled—To Secretary of State 241

SR 70—By Stansberry—A Resolution expressing profound regret for the recent death of George Ade Davis of Oklahoma City ***

Introduced 271
 Adopted, referred 271
 Enrolled—To Secretary of State 276

SR 71—By Miller and Martin—A Resolution relating to the discontinuance and curtailment of passenger train service provided by certain railroads within the State of Oklahoma; petitioning the Interstate Commerce Commission; and providing for distribution.

Introduced 278
 Adopted, referred 279
 Enrolled—To Secretary of State 297

SR 72—By Massad—A Senate Resolution expressing profound appreciation to the Cattlemen's Association for their selection of Oklahoma City as the site for their 1968 National Convention ***

Introduced 287
 Adopted, referred 287
 Enrolled—To Secretary of State 297

SR 73—By Smith—A Resolution relating to interim study; during the 1968 Legis-

lative interim, the subject of fireworks regulation; ***

Introduced 297
 Adopted, referred 297
 Enrolled—To Secretary of State 299

SR 74—By Birdsong and Garrison—A Resolution relating to Interim study *** the feasibility of making the possession of gambling paraphernalia prima facie evidence of intent to gamble ***.

Introduced 323
 Adopted, referred 323
 Enrolled—To Secretary of State 351

SR 75—By Short, Luton, McGraw, and Findeiss—A Resolution expressing appreciation to the Oklahoma City YMCA for inviting legislators to participate in its health programs ***

Introduced 377
 Adopted, referred 377
 Enrolled—To Secretary of State 387

SR 76—By McSpadden—A Resolution congratulating and commending Mr. Frank J. Podpechan for his many contributions to the coal industry of Oklahoma ***

Introduced 387
 Adopted, referred 387
 Enrolled—To Secretary of State 387

SR 77—By Atkinson—A Resolution directing *** an investigation of any irregularities in the procedures of the State Barber Board ***

Introduced 409
 Adopted, referred 409
 Enrolled—To Secretary of State 413
 Committee appointed 544

SR 78—By Massad—A Resolution expressing the appreciation of the members of the Senate of the Oklahoma Association of Electric Cooperatives ***

Introduced 432
 Adopted, referred 432
 Enrolled—To Secretary of State 444

SR 79—By Smalley, McSpadden, Boech-

er and Graves—A Resolution expressing confidence in and support for President Johnson and the United States Military and Civilian forces in Vietnam ***

Introduced 539
 Adopted, referred 540
 Enrolled—To Secretary of State 560

SR 80—By Murphy—A Resolution commending Mr. Henry Payne (Hank) Iba for his many abilities and achievements ***

Introduced 611
 Adopted, referred 611
 Enrolled—To Secretary of State 619

SR 81—By McSpadden—A Resolution requesting * study the present laws concerning workmen's compensation and premium rates *****

Introduced 629
 Adopted, referred 629
 Enrolled—To Secretary of State 666

SR 82—By Murphy—A Resolution commending Dr. Alfred B. Levin of Stillwater, for his many achievements; noting his outstanding contributions to Oklahoma State University ***

Introduced 630
 Adopted, referred 630
 Enrolled—To Secretary of State 661

SR 83—By McSpadden—A Resolution commending the office of economic opportunity; expressing appreciation for their efforts to provide recreational opportunities at Tenkiller Lake for underprivileged children ***

Introduced 672
 Adopted, referred 673
 Enrolled—To Secretary of State 693

SR 84—By Payne—A Resolution commending the Southwestern Bell Telephone Company upon its selection of employees to serve the Oklahoma State Senate during the Second Session of the Thirty-first Oklahoma Legislature ***

Introduced 677
 Adopted, referred 677
 Enrolled—To Secretary of State 693

SR 85—By Porter—A Resolution deploring the tragic demise of Dr. Martin Luther King, Jr. ***

Introduced 692
 Adopted, referred 692
 Enrolled—To Secretary of State 710
 Committee appointed 693

SR 86 —By Short—A Resolution requesting * study during the 1968 Legislative interim, the subject of recognition of classroom teachers *****

Introduced 725
 Adopted, referred 725
 Enrolled—To Secretary of State 739

SR 87—By Short—A Resolution requesting * study during the 1968 Legislative Interim, the subject of certification of teachers *****

Introduced 726
 Adopted, referred 726
 Enrolled—To Secretary of State 739

SR 88—By Taliaferro, Terrill, McSpadden, Massad and Bradley—A Resolution requesting * study during the 1968 Legislative Interim the subject of taxation relating to the transportation industry *****

Introduced 726
 Adopted, referred 726
 Enrolled—To Secretary of State 739

SR 89—By McSpadden—A Senate Resolution commending and congratulating the Honorable Byron Dacus for his many talents and achievements ***

Introduced 729
 Adopted, referred 730
 Enrolled—To Secretary of State 753

SR 90—By Smith—A Resolution directing the State Board of Affairs to reserve the North Circle of the Oklahoma State Capitol grounds for parking space for members of the Oklahoma State Senate; and directing the Capitol Police to enforce same.

Introduced 747
 Adopted, referred 747
 Enrolled—To Secretary of State 763

SR 91—By Selman—A Resolution directing *** study State Statutes relating to bail bonds ***

Introduced 748
 Adopted, referred 748
 Enrolled—To Secretary of State ---- 763

SR 92—By Baldwin—A Resolution commending the Honorable Donald Joe Greve upon his accomplishments in initiating and successfully carrying on ***

Introduced 759
 Adopted, referred 759
 Enrolled—To Secretary of State ---- 763

SR 93—By Baldwin—A Resolution congratulating the Oklahoma College of Liberal Arts in securing Dr. Robert L. Martin as its president ***

Introduced 764
 Adopted, referred 764
 Enrolled—To Secretary of State ---- 791

SR 94—By Young—A Resolution noting the significance of April 22, 1889; noting the progress and achievements of the State of Oklahoma; designating April 20, 1968 as a day of celebration ***

Introduced 772
 Adopted, referred 772
 Enrolled—To Secretary of State ---- 791

SR 95—By Baldwin—A Senate Resolution noting the legislative accomplishments and commending Representative William P. "Bill" Willis for his dedicated public service as a member of the House of Representatives ***

Introduced 777
 Adopted, referred 777
 Enrolled—To Secretary of State ---- 791

SR 95-A—By McSpadden—A Resolution authorizing the President Pro Tempore of the Senate to appoint a committee of two members of the Senate to proceed to San Antonio, Texas to attend the meeting of American Association of Motor Vehicle Administrators ***

Introduced 780
 Adopted, referred 780

Enrolled—To Secretary of State..... 780
 Committee appointed 780

SR 96—By Smalley—A Resolution noting the significance of the anniversary of the opening for settlement of the territory of Oklahoma; *** congratulating the City of Moore, Oklahoma, for recognizing our proud heritage and for celebrating 89ers Day for 1968 ***

Introduced 817
 Adopted, referred 817
 Enrolled—To Secretary of State ---- 846

SR 97—By Hamilton, McSpadden, Gee, Massey, Berry, Nichols and McClendon—A Resolution *** recognizing the need for construction of the Oklahoma Industrial Parkway within the near future ***

Introduced 828
 Adopted, referred 828
 Enrolled—To Secretary of State ---- 846

SR 98—By Howard and Smith—A Resolution *** to study means of prevention of soil, air and water pollution in regard to the Arkansas River Valley Development ***

Introduced 862
 Adopted, referred 862
 Enrolled—To Secretary of State ---- 881

SR 99—By Berrong and Dacus—A Resolution relating to *** study travel and per diem by state agencies ***

Introduced 862
 Adopted, referred 862
 Enrolled—To Secretary of State ---- 881

SR 100—By Birdsong—A Resolution relating *** the use of chemical mace and the effects on the human body ***

Introduced 863
 Adopted, referred 863
 Enrolled—To Secretary of State ---- 881

SR 101—By Hamilton—A Resolution commending the Honorable Kirksey Nix

Introduced 923
 Adopted, referred 923

Enrolled—To Secretary of State 958
 Recalled from Secretary of State;
 returned968; 998
 Vote reconsidered by which adopted. 998
 Adopted, referred 998
 Enrolled—To Secretary of State 1013

SR 102—By Young—A Resolution expressing profound regret for the death of Pfc. John L. Ingram of Weleetka ***

Introduced 924
 Adopted, referred 924
 Enrolled—To Secretary of State 958

SR 103—By Stipe—A Resolution directing *** study state statutes pertaining to workmen's compensation insurance ***

Introduced 924
 Adopted, referred 924
 Enrolled—To Secretary of State 958

SR 104—By Selman—A Resolution relating to interim study by the State Legislative Council *** non-resident hunting license ***

Introduced 931
 Adopted, referred 931
 Enrolled—To Secretary of State 958

SR 105—By Boecher and Horn—A Resolution requesting *** study the laws *** concerning the construction and operation of pipelines within the State ***

Introduced 931
 Adopted, referred 932
 Enrolled—To Secretary of State 958

SR 106—By Massad, Dacus and Taliaferro—A Resolution requesting the Small Business Administration to cooperate in aiding the Oklahoma Meat Packing Industry ***

Introduced 932
 Adopted, referred 932
 Enrolled—To Secretary of State 958

SR 107—By Porter—A Resolution requesting that the Oklahoma University Board of Regents name Social Science Center *** the "Dr. Martin Luther King, Jr. Center" ***

Introduced and referred 950

SR 108—By Boecher—A Resolution relating to the protection of the property and supplies of the Senate during the interim; authorizing the employment of necessary personnel ***

Introduced 994
 Adopted, referred 994
 Enrolled—To Secretary of State 1013

SR 109—By McSpadden—A Resolution authorizing the President Pro Tempore of the Senate to appoint a committee of not more than six members *** to attend meeting of the President's committee on employment of the handicapped ***

Introduced 995
 Adopted, referred 995
 Enrolled—To Secretary of State 1013
 Committee appointed 1173

SR 110—By McSpadden, Boecher, Smith, Garrison—A Resolution congratulating and commending the Honorable Leroy McClendon ***

Introduced 995
 Adopted, referred 995
 Enrolled—To Secretary of State 1013

SR 111—By Holden, Horn, Howard and Terrill—A Resolution requesting *** study operation of the Oklahoma Industrial Development and Park Department ***

Introduced 1160
 Adopted, referred 1160
 Enrolled—To Secretary of State 1173

SR 112—By Berrong and McSpadden—A Resolution recognizing the superb qualities of the Appaloosa Horse ***

Introduced 1164
 Adopted, referred 1164
 Enrolled—To Secretary of State 1235

SR 113—By Berrong—A Resolution requesting *** study *** the subject of state fiscal affairs ***

Introduced 1180
 Adopted, referred 1180
 Enrolled—To Secretary of State 1235

SR 114—By Hamilton—A Resolution

commending the Honorable Anthony M. Massad for his unlimited legislative ability ***

Introduced 1181
Adopted, referred 1181
Enrolled—To Secretary of State 1245

SR 115—By Boecher, Garrison and Horn—A Resolution commending the Honorable Frank Truel, Chief Sergeant-at-Arms of the Senate ***

Introduced 1251

Adopted, referred 1251
Enrolled—To Secretary of State 1278

SR 116—By McSpadden and Smith—A Resolution commending Senator Robert Gee for productive research and diligent study personally made in Illinois of the court system ***

Introduced 1257
Adopted, referred 1257
Enrolled—To Secretary of State 1278

PART V

HOUSE BILLS

Titles in full shown on page numbers opposite
“1st Reading”.

The Senate and House records of CARRY-
OVER Measures, designated herein by an asterisk
(*), may be found in the respective 1967 Perman-
ent Journals of the 1st Regular Session of the 31st
Legislature.

* **HB 501**—By Skeith et al of the House
and Grantham of the Senate—An Act re-
lating to highways, establishing a highway
code *** and declaring an emergency.

CR	114
Considered, advanced, 3d Reading, referred	198; 217
Engrossed—To House	241
SAs rejected, Conference requested, HCs named	272
Conference granted; SCs appointed	272; 362
CCR read, consideration deferred ..	634
CCR adopted, passed—To House	991
4th Reading	1015
Approved by Governor	May 2, 1968

* **HB 518**—By Poulos et al of the House
and Smalley of the Senate—An Act relating
to cities and towns; requiring an audit
of books and accounts to be included in
the financial statement *** and declaring
an emergency.

CR	546
Considered, advanced, 3d Reading, failed	720
ML; adopted	720; 721
3d Reading, referred	1024
Engrossed—To House	1067
SAs concurred in, passed as amended	1171
4th Reading	1175
Approved by Governor	May 9, 1968

HB 528—By Barr of the House and Da-
cus and Taliaferro of the Senate—An Act
relating to agriculture; *** requiring an-
nual license *** for purchasing grain for
resale; fixing fees; *** and declaring an
emergency.

1st Reading	457
2d Reading	472
CR	516
Stricken	930

* **HB 540**—By Barr—An Act relating to
market development of pork produced in
Oklahoma *** and declaring an emergency.

CR	168
Considered, advanced, 3d Reading, referred	736
Engrossed—To House	753
SAs rejected, Conference requested; HCs named	829
Conference granted, SCs appointed ..	860
CCR read, consideration deferred	896
CCR adopted, passed—To House	1059
4th Reading	1168
Approved by Governor	May 9, 1968

HB 547—By Briscoe, et al—An Act ***
placing the employees of the Corporation
Commission of Oklahoma under the clas-
sified service; and declaring an emer-
gency.

1st Reading	289
2d Reading	301

CR	438
Considered, advanced, 3d Reading, referred	603
Engrossed—To House	618
SAs rejected, Conference requested; HCs named	672
Conference granted, SCs appointed ..	672
CCR read, consideration deferred	834
CCR adopted, passed—To House	949
4th Reading	958
Approved by Governor	April 30, 1968

HB 554—By Sparkman—An Act *** increasing fees for non-resident hunting licenses; and declaring an emergency.

1st Reading	211
2d Reading	227
CR	414
Considered, advanced, 3d Reading, referred	843
ML	844
Engrossed—To House	951
SAs concurred in, passed as amended	1009
4th Reading	1010
Vetoed by Governor	May 17, 1968

* **HB 592**—By Abbott et al of the House and Miller of the Senate—An Act *** providing for the establishment of an interstate compact for education and declaring an emergency

CR	359
Considered, advanced, 3d Reading, referred	554
Engrossed—To House	560
SAs rejected, Conference requested; HCs named	872
Conference granted, SCs appointed	872; 893
CCR read, consideration deferred	1033
CCR adopted, passed—To House	1161
4th Reading	1174
Vetoed by Governor	May 16, 1968

* **HB 594**—By Mountford—An Act relating to the Oklahoma Public Employees Retirement System *** and declaring an emergency.

SAs rejected, Conference requested; HCs named	198
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Conference granted, SCs appointed....	198
House requested to concur in with- drawal of bill from CC and refer bill to GCCA	827
House concurs in request of Senate..	836
CCR rejected, further Conference requested, SCs instructed	964
Further Conference granted	1013
Senate instructions withdrawn	1014
2d CCR read, consideration deferred..	1079
2d CCR adopted, passed—To House..	1203
4th Reading	1239
Approved by Governor	May 17, 1968

* **HB 595**—By Mountford—An Act relating to Oklahoma Public Employees Retirement System *** benefits for disability *** and declaring an emergency.

SAs rejected, Conference requested, HCs named	198
Conference granted, SCs appointed ..	198
House requested to concur in with- drawal of bill from special CC and refer Bill to GCCA	827
House concurs in request of Senate...	838

* **HB 610**—By Converse et al—An Act relating to public welfare *** burial expense insurance contracts *** and declaring an emergency.

CR	862
Stricken	930

* **HB 617**—By Hill et al of the House and Young of the Senate—An Act *** providing for the time and place for selecting jurors ***

CR	345
Considered, advanced, 3d Reading, failed	580
ML; time extended	581; 631; 650; 672

* **HB 655**—By Harrison et al—An Act relating to Agriculture *** requiring that surety bond be secured by applicator of pesticides and declaring an emergency.

CR	130
Considered, advanced, 3d Reading, referred	560
Engrossed—To House	574

SAs concurred in, passed as
 amended 602
 4th Reading 605
 Approved by Governor April 1, 1968

HB 660—By Briscoe, et al—An Act *** changing name of Oklahoma Military Academy to Will Rogers College, ***; and declaring an emergency.

1st Reading 375
 2d Reading 396

* **HB 710**—By Lawson—An Act *** making abortion a crime *** exceptions.

CR 114
 Considered, re-referred 875

HB 714—By Green, et al—An Act providing that settlement of a claim *** shall not be considered as admission of liability *** and declaring an emergency.

1st Reading 392
 2d Reading 401
 CR 546

Considered, advanced, 3d Reading,
 passed 819
 Withheld under Rule 20-c 820
 Signed—To House 830
 4th Reading 851
 Approved by Governor April 23, 1968

* **HB 730**—By Converse—An Act relating to agriculture *** phenoxy herbicide *** and declaring an emergency.

CR 266
 Considered, advanced, 3d Reading,
 passed 773
 Withheld under Rule 20-c 773
 Signed—To House 780
 4th Reading 786
 Approved by Governor April 22, 1968

* **HB 731**—By Bengtson—An Act relating to *** insurance coverage supplemental to medicare *** and declaring an emergency.

CR 213
 Considered, advanced, 3d Reading,
 failed 929

* **HB 741**—By Camp et al—An Act relating to crimes and punishments *** and declaring an emergency.

CR 534
 Considered, advanced, 3d Reading,
 passed 867
 Signed—To House 868
 4th Reading 880
 Approved by Governor April 29, 1968

* **HB 743**—By McCune—An Act *** pertaining to continuing tax roll records and declaring an emergency.

CR 79
 Considered, advanced, 3d Reading,
 passed 90
 Withheld under Rule 20-c 90
 Signed—To House 91
 4th Reading 100
 Approved by Governor .. January 22, 1968

* **HB 759**—By Smith (Norman) of the House and Graves of the Senate—An Act *** providing for trust functions for certain foreign corporations *** investment of guardianship funds *** and declaring an emergency.

CR 101
 Considered, advanced, 3d Reading,
 referred 131
 ML; tabled 132; 146
 Engrossed—To House 146
 SAs concurred in, passed as amended 289
 4th Reading 291
 Approved by Governor .. February 19, 1968

* **HB 783**—By Briscoe—An Act relating to city-county planning and zoning *** and declaring an emergency.

CR 547
 Considered, advanced, 3d Reading,
 referred 738
 Engrossed—To House 753
 SAs concurred in, passed as amended 826
 4th Reading 851
 Approved by Governor April 23, 1968

* **HB 795**—By Sokolosky et al—An Act relating to criminal procedure *** defendant *** to give notice of alibi witness *** and declaring an emergency.

CR 588
 Considered, advanced, 3d Reading,
 referred 788

ML 788
Engrossed—To House 877

* **HB 797**—By Odom (V. H.) et al—An Act relating to gross production taxation *** and declaring an emergency.

CR 79
Wd, re-referred 185
CR 395
Considered, advanced, 3d Reading, referred 648
Engrossed—To House 661
SAs rejected, Conference requested; HCs named 728
Conference granted, SCs appointed .. 728
CCR read, consideration deferred ... 835
CCR adopted, passed—To House 964
4th Reading 1013
Approved by Governor May 9, 1968

HB 802—By Smithey, et al—An Act *** requiring that an "uninsured motorist clause" be contained in every automobile liability insurance policy; ***.

1st Reading 419
2d Reading 438
CR 460
Considered, advanced, 3d Reading, referred 561
Engrossed—To House 574
SAs concurred in, passed as amended 602
4th Reading 605
Approved by Governor April 1, 1968

* **HB 834**—By Hopkins—An Act *** providing for the licensing and regulation of motor vehicle escorts *** and declaring an emergency.

CR 599
Considered, advanced, 3d Reading, referred 787
ML 788
Engrossed—To House 877

* **HB 864**—By Abbott—An Act relating to school district estimates of probable income *** and declaring an emergency.

CR 323
Considered, advanced, 3d Reading, referred 406
Engrossed—To House 415

SAs rejected, Conference requested; HCs named 496
Conference granted; SCs appointed 496; 536
CCR adopted, passed, withheld under Rule 20-c 611
To House 613
4th Reading 652
Approved by Governor April 8, 1968

HB 873—By Harrison, et al, of the House and Williams of the Senate—An Act relating to the Commissioners of the Land Office; *** and declaring an emergency.

1st Reading 457
2d Reading 472
CR 516
Considered, advanced, 3d Reading, referred 563
Engrossed—To House 574
SAs rejected, Conference requested, HCs named 605
Conference granted, SCs appointed .. 605
CCR read, consideration deferred ... 944
CCR adopted, passed—To House 990
4th Reading 1010
Approved by Governor May 7, 1968

* **HB 881**—By Hill—An Act *** providing minimum salary for full-time officers and employees of the state and declaring an emergency.

CR 151
Considered, advanced, 3d Reading, referred 793
Engrossed—To House 846

HB 882—By Bradley, et al—An Act *** providing for issuance of specially designed license tag to members of the Oklahoma National Guard; *** and declaring an emergency.

1st Reading 411
2d Reading 423

HB 905—By Bernard, et al, of the House and Luton, Field and Nichols of the Senate—An Act *** creating a department of pollution control; *** and declaring an emergency.

1st Reading 419

2d Reading	438
CR	546
Considered, advanced, 3d Reading, passed	790
ML; tabled	790; 818
Signed—To House	818
4th Reading	994
Approved by Governor	May 2, 1968

* **HB 912**—By McCune et al—An Act relating to grandjuries *** jury members *** as witnesses *** and declaring an emergency.

CR	377
Considered, advanced, 3d Reading, referred	791
Engrossed—To House	846
SAs concurred in, passed as amended	875
4th Reading	880
Approved by Governor	April 29, 1968

* **HB 936**—By Briscoe et al—An Act relating to revenue and taxation *** deduction for carrybacks and carryovers of net operating losses *** and declaring an emergency.

CR	79
Considered, advanced, 3d Reading, failed	90

HB 949—By Camp—An Act *** providing that lawful orders or directions of police officers shall be obeyed; and declaring an emergency.

1st Reading	343
2d Reading	359

HB 952—By Thompson—An Act *** providing for persons authorized to make answer in garnishment proceedings; *** and declaring an emergency.

1st Reading	411
2d Reading	423
CR	587
Considered, advanced, 3d Reading, passed	866
Signed—To House	866
4th Reading	880
Approved by Governor	April 29, 1968

HB 961—By Lane, et al of the House,

and Williams, Graves, Dacus, Birdsong, Boecher and Hargrave of the Senate—An Act *** providing grounds for denial, revocation or suspension of licenses issued by the Oklahoma Motor Vehicle Commission; *** and declaring an emergency.

1st Reading	412
2d Reading	423

HB 962—By Thornhill of the House and Williams of the Senate—An Act *** certifying juveniles as adults; *** counsel for inmates of training schools; *** and declaring an emergency.

1st Reading	420
2d Reading	438
Time Extended for CR	598
CR	658
Considered, advanced, 3d Reading, referred	800
Engrossed—To House	846
SAs concurred in, passed as amended	872
4th Reading	880
Recalled from Governor (HCR 593)....	1014

HB 968—By Cox, et al, of the House and Porter of the Senate—An Act *** providing that any person who illegally manufactures, possesses, or throws a Molotov cocktail or bomb is guilty of a felony; *** and declaring an emergency.

1st Reading	99
2d Reading	116

HB 969—By Smith (Norman), et al—An Act *** providing that it shall be unlawful to willfully, knowingly or fraudulently submit or use any fictitious or false written instrument to obtain a commitment for a loan on real property; *** and declaring an emergency.

1st Reading	149
2d Reading	161
CR	377
Considered, advanced, 3d Reading, referred	558
Engrossed—To House	574
SAs concurred in, passed as amended	717
4th Reading	734
Approved by Governor	April 15, 1968

HB 970—By Smith (Norman), et al, of the House and Massey of the Senate—An Act relating to Savings and Loan Associations; *** and declaring an emergency.

1st Reading	159
2d Reading	170
CR	242
Considered, advanced, 3d Reading ..	305
Withheld under Rule 20-c	306
Signed—To House	307
4th Reading	326
Approved by Governor February 26, 1968	

HB 971—By Sparkman—An Act ***; making an appropriation to the State Board of Education for school textbook program; *** and declaring an emergency.

1st Reading	122
2d Reading	131
CR	599
Considered, advanced, 3d Reading referred	661
Engrossed—To House	693

HB 972—By Sparkman—An Act relating to the State Industrial Court; *** and declaring an emergency.

1st Reading	178
2d Reading	185
CR	291
Wd—re-referred	302

HB 973—By Abbott—An Act relating to schools; *** providing for pupil not counted; *** and declaring an emergency.

1st Reading	275
2d Reading	293
CR	599
Stricken	930

HB 978—By Thompson—An Act *** creating the Oklahoma Military Historical Commission; *** and declaring an emergency.

1st Reading	343
2d Reading	359
CR	472
Considered, advanced, 3d Reading, referred	775
Engrossed—To House	786

SAs concurred in, passed as amended	829
4th Reading	851
Approved by Governor	May 22, 1968

HB 980—By Derryberry, et al—An Act declaring the policy of the State of Oklahoma regarding ethical conduct of State officers and employees; establishing a Code of Ethics; *** and declaring an emergency.

1st Reading	113
2d Reading	123
CR	599
Considered, advanced, 3d Reading, referred	892
Engrossed—To House	945
SAs rejected, Conference requested; HCs named	972
Conference granted, SCs appointed ..	972
CCR read, consideration deferred ..	1133
CCR adopted, passed—To House....	1173
4th Reading	1239
Approved by Governor	May 17, 1968

HB 981—By Derryberry, et al—An Act *** establishing a code of ethics; creating the Joint Legislative Ethics Committee *** and declaring an emergency.

1st Reading	457
2d Reading	472
Time extended for CR	672
CR	692
Considered, advanced, 3d Reading, referred	749
Engrossed—To House	763
SAs concurred in, passed as amended	880
4th Reading	945
Approved by Governor	April 29, 1968

HB 983—By Watkins, et al—*** granting permission in counties having a population of less than Four Hundred Thousand and according to the 1960 Federal Decennial Census, for the County Assessor to institute the system of Homestead Exemption; *** and declaring an emergency.

1st Reading	167
2d Reading	185
CR	242
Considered, advanced, 3d Reading, passed	819

Withheld under Rule 20-c	819
Signed—To House	830
4th Reading	851
Approved by Governor	April 23, 1968

HB 984—By Townsend—An Act *** relating to requirements for qualified electors; and declaring an emergency.

1st Reading	289
2d Reading	301
CR	569
Considered, advanced, 3d Reading, passed	618
Withheld under Rule 20-c	618
Signed—To House	638
4th Reading	652
Approved by Governor	April 9, 1968

HB 985—By Spearman—An Act *** to empower medical examiners, certain deputies, and district attorneys to require and authorize postmortem examinations; ***.

1st Reading	275
2d Reading	293
CR	377
Wd, re-referred	555
CR	569
Considered, advanced, 3d Reading, referred	624
Engrossed—To House	646
SAs concurred in, passed as amended	734
4th Reading	752
Approved by Governor	April 15, 1968

HB 987—By Hutchens (David) of the House and Garrison of the Senate—An Act relating to sentences of imprisonment; ***.

1st Reading	264
2d Reading	278

HB 988—By Camp, et al, of the House and Hargrave of the Senate—An Act *** providing for joinder of offenses and of defendants in indictments and informations; ***.

1st Reading	99
2d Reading	116
CR	569

Considered, advanced, 3d Reading, referred	870
Engrossed—To House	881
SAs concurred in, passed as amended	1009
4th Reading	1010
Approved by Governor	May 7, 1968

HB 990—By Camp, et al, of the House and Luton of the Senate—An Act relating to statutes and reports; amending 75 O.S. 1961, § 256; providing for publication of Code of Oklahoma Rules and regulations; *** and declaring an emergency.

1st Reading	264
2d Reading	278
CR	587
Re-referred by previous order	587

HB 992—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act *** providing for reimbursement for use of personally owned automobiles for official State business; *** and declaring an emergency.

1st Reading	364
2d Reading	378
CR	547
Considered, advanced, 3d Reading, referred	591
Engrossed—To House	605
SAs rejected, Conference requested; HCs named	629
Conference granted, SCs appointed ..	629
CCR read, consideration deferred ..	1137
CCR adopted, passed—To House	1244
4th Reading	1277
Approved by Governor	May 7, 1968

HB 993—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act relating to the Oklahoma Public Employees Retirement System; *** and declaring an emergency.

1st Reading	364
2d Reading	378
CR	438
Considered, advanced, 3d Reading, referred	588
Engrossed—To House	605
SAs concurred in, passed as amended ..	676

4th Reading 709
Approved by GovernorApril 11, 1968

HB 995—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act relating to schools; creating the State Board for Vocational Education; *** and declaring an emergency.

1st Reading 365
2d Reading378
CR 516
Considered, advanced, 3d Reading, referred 667
Engrossed—To House 679
SAs concurred in, passed as amended 710
4th Reading 771
Approved by GovernorApril 15, 1968

HB 996—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act *** providing for payment of taxes withheld to the Oklahoma Tax Commission; *** and declaring an emergency.

1st Reading 211
2d Reading 227
CR 345
Considered, advanced, 3d Reading, failed 649
ML; adopted, passed, referred ..649; 696
Engrossed — To House 710
SAs concurred in, passed as amended 745
4th Reading 771
Approved by GovernorApril 19, 1968

HB 999—By Cox—An Act relating to blind persons; *** providing purposes for which stand concession revolving fund may be used; *** and declaring an emergency.

1st Reading 392
2d Reading 401
CR 472
Considered, advanced, 3d Reading, passed 678
Withheld under Rule 20-c 678
Signed—To House 687
4th Reading 709
Approved by GovernorApril 11, 1968

HB 1000—By Miskelly, et al—An Act relating to uniform compensation for the

classified service; *** and declaring an emergency.

1st Reading 78
2d Reading 88
CR 516
Considered, advanced, 3d Reading, referred 551
Engrossed—To House 560
SAs rejected, Conference requested; HCs named 605
Conference granted, SCs appointed .. 605
CCR read, consideration deferred ... 972
CCR adopted, passed—To House 985
4th Reading 1010
Approved by GovernorMay 17, 1968

HB 1002—By Sandlin, et al, of the House and Smith of the Senate—An Act relating to political campaign contributions and expenditures; ***.

1st Reading 239
2d Reading 253
CR 367
Wd, re-referred 496
CR 616
Considered, advanced, 3d Reading, referred 788
Engrossed—To House 846
SAs rejected, Conference requested; HCs named 872
Conference granted, SCs appointed .. 872
CCR read, consideration deferred ... 1029
CCR adopted, passed—To House 1164
4th Reading 1175
Approved by Governor.....May 17, 1968

HB 1003—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act relating to livestock brands; *** and declaring an emergency.

1st Reading 343
2d Reading 359
CR 414
Considered, advanced, 3d Reading, passed 570
Withheld under Rule 20-c 570
Signed—To House 582
4th Reading 594
Approved by Governor April 1, 1968

HB 1004—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act *** abolishing the Division of Regulated Drug Enforcement; and declaring an emergency.

1st Reading	137
2d Reading	155
CR	472
Considered, advanced, 3d Reading, referred	588
Engrossed—To House	605
SAs concurred in, passed as amended	676
4th Reading	709
Approved by Governor	April 11, 1968

HB 1008—By Finch, et al—An Act relating to waters and water rights; *** and declaring an emergency.

1st Reading	275
2d Reading	293
CR	546
Considered, advanced, 3d Reading, referred	649
Signed—To House	650
4th Reading	669
Approved by Governor	April 8, 1968

HB 1011—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act *** prohibiting commitments of delinquent children to particular institutions; *** and declaring an emergency.

1st Reading	138
2d Reading	155
CR	225
Stricken	930

HB 1015—By Boren—An Act *** providing for selection of electee by lot in event of the vote in election for members of Boards of Education of school district and area school district for vocational and technical schools; and declaring an emergency.

1st Reading	412
2d Reading	423
CR	460
Considered, advanced, 3d Reading, passed	826
Withheld under Rule 20-c	826

Signed—To House	830
4th Reading	851
Approved by Governor	April 23, 1968

HB 1017—By Inhofe—An Act *** providing for fees to be charged by State Board of Health for furnishing certified copies of certain records; *** and declaring an emergency.

1st Reading	149
2d Reading	162
CR	206
Considered, advanced, 3d Reading, referred	562
Engrossed—To House	574
SAs concurred in, passed as amended	739
4th Reading	752
Approved by Governor	April 15, 1968

HB 1018—By Boren—An Act *** providing for sale of real property for delinquent taxes and special assessments; *** and declaring an emergency.

1st Reading	412
2d Reading	423
CR	546
Considered, advanced, 3d Reading, referred	869
Engrossed—To House	881
SAs rejected, Conference requested; HCs named	1014
Conference granted, SCs appointed ..	1014
CCR read, consideration deferred ...	1181
CCR adopted, passed—To House	1242
4th Reading	1278
Approved by Governor	May 17, 1968

HB 1019—By Smith (Norman) of the House and Smith of the Senate—An Act relating to Savings and Loan Associations; *** and declaring an emergency.

1st Reading	211
2d Reading	227
CR	266
Considered, advanced, 3d Reading, passed	554
Withheld under Rule 20-c	555
Signed—To House	556
4th Reading	569
Approved by Governor	April 1, 1968

HB 1020—By Goodfellow of the House and Martin of the Senate—An Act *** providing for use of X-rays by practitioner of the healing arts; and declaring an emergency.

1st Reading	392
2d Reading	401
CR	472
Considered, advanced, 3d Reading, passed	791
Withheld under Rule 20-c	791
Signed—To House	795
4th Reading	805
Approved by Governor	April 22, 1968

HB 1021—By Abbott, et al, of the House and Murphy of the Senate—An Act relating to public finance; *** and declaring an emergency.

1st Reading	167
2d Reading	185
CR	253
Considered, advanced, 3d Reading, passed—To House	854
4th Reading	870
Recalled from Governor (HCR 592) ..	965
House requests Senate to rescind 4th Reading and reconsider vote by which bill passed	1108
Senate rescinds 4th Reading, re- considers vote by which bill passed and advanced	1108
Considered, advanced, 3d Reading, referred	1172
Engrossed—To House	1233
SA concurred in, passed as amended	1249
4th Reading	1261
Approved by Governor	May 10, 1968

HB 1022—By Thompson—An Act *** providing exemption on franchise tax; *** and declaring an emergency.

1st Reading	400
2d Reading	414

HB 1024—By Hutchins (Walter)—An Act *** providing for *** motor vehicle license plates bearing certain special designations; *** and declaring an emergency.

1st Reading	420
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2d Reading	438
CR	546
Considered, advanced, 3d Reading, passed	575
Withheld under Rule 20-c	575
Signed—To House	582
4th Reading	594
Approved by Governor	April 1, 1968

HB 1025—By Odom (Martin), et al of the House and Payne of the Senate—An Act relating to the Oklahoma Aeronautics Commission *** and declaring an emergency.

1st Reading	63
2d Reading	69
CR	73
Considered, advanced, 3d Reading, passed	81
Withheld under Rule 20-c	81
Signed—To House	81
4th Reading	98
Approved by Governor	January 19, 1968

HB 1027—By Cox, et al—An Act relating to the Legislative Council; and declaring an emergency.

1st Reading	365
2d Reading	378
CR	438
Considered, advanced, 3d Reading, referred	601
Engrossed—To House	618
SAs rejected, Conference requested; HCs named	672
Conference granted, SCs appointed ..	672
CCR read, consideration deferred ..	1125
CCR adopted, passed—To House	1166
4th Reading	1174
Approved by Governor	May 9, 1968

HB 1032—By Willis, et al—An Act relating to taxation of cigarettes and tobacco products; *** and declaring an emergency.

1st Reading	435
2d Reading—To Calendar	450
Considered, advanced, 3d Reading, passed	473
Signed—To House	476
4th Reading	489
Approved by Governor	March 15, 1968

HB 1033—By Bernard, et al—An Act relating to guide dogs of blind persons; *** and declaring an emergency.

1st Reading	100
2d Reading	116
CR	151
Considered, advanced, 3d Reading, referred	186
Withheld under Rule 20-c	186
Signed—To House	191
4th Reading	194
Approved by Governor ..February 6, 1968	

HB 1036—By Abbott—An Act relating to the Division of Vocational Rehabilitation; making an appropriation; *** and declaring an emergency.

1st Reading	149
2d Reading	162

HB 1037—By Townsend, et al—An Act relating to elections; *** providing for selection and duties of counters; *** and declaring an emergency.

1st Reading	289
2d Reading	301
CR	569
Considered, advanced, 3d Reading, referred	620
Withheld under Rule 20-c	620
Signed—To House	638
4th Reading	754
Recalled from Governor (HCR 582) ..	721
House requests Senate rescind 4th Reading; reconsider vote by which bill passed	754
Senate rescinds 4th Reading, reconsiders vote by which bill passed, by which advanced	755
Considered, advanced, 3d Reading, referred	755
Engrossed—To House	763
SAs concurred in, passed as amended ..	829
4th Reading	851
Approved by Governor ..April 9, 1968	

HB 1040—By Sanguin, et al, of the House and Gee of the Senate—An Act relating to electronic data processing; *** and declaring an emergency.

1st Reading	138
2d Reading	155
CR	195
Considered, advanced, 3d Reading, referred	249
Engrossed—To House	253
SAs rejected, Conference requested; HCs named	285
Conference granted, SCs appointed ..	285
CCR read, consideration deferred ...	337
CCR adopted, passed—To House	351
4th Reading	367
Approved by Governor.....March 4, 1968	

HB 1041—By Willis, et al, of the House and Terrill, Berry, Payne, Massey and Howard of the Senate—An Act relating to schools; amending Section 10, Chapter 397, O. S. L. 1965 (70 O. S. Supp. 1967, § 18-10A); providing for a foundation aid salary schedule; *** and declaring an emergency.

1st Reading	181
2d Reading	196
CR; re-referred by previous order ..	266
Wd, to Calendar	280
Considered, advanced, 3d Reading, referred	295
Engrossed—To House	299
SAs rejected, Conference requested; HCs named	334
Conference granted, SCs appointed ..	334
CCR adopted, passed	353
ML; tabled—To House	355
4th Reading	356
Vetoed by Governor ...February 27, 1968	

HB 1044—By Peterson, et al, of the House and Grantham of the Senate—An Act *** providing for termination of obligations to make support payments upon death or remarriage of former spouse *** and declaring an emergency.

1st Reading	78
2d Reading	88
CR	588
Considered, advanced, 3d Reading, passed	678
Withheld under Rule 20-c	679
Signed—To House	688

4th Reading 709
 Approved by Governor April 11, 1968

HB 1045—By Peterson and Poulos of the House and Grantham of the Senate—An Act *** providing that any person *** who steals or embezzles a trade secret *** is guilty of larceny; *** and declaring an emergency.

1st Reading 420
 2d Reading 438
 CR 534
 Considered, advanced, 3d Reading,
 passed 575
 Withheld under Rule 20-c 576
 Signed—To House 582
 4th Reading 594
 Approved by Governor April 1, 1968

HB 1048—By Jones—An Act *** prohibiting the taking of fish by use of nets or seines; *** and declaring an emergency.

1st Reading 393
 2d Reading 401
 CR 516
 Stricken 930

HB 1050—By McCune, et al, of the House and Massad of the Senate—An Act *** providing certain methods and procedures of posting bail for traffic violation charges; ***.

1st Reading 149
 2d Reading 162
 CR 395
 Considered, advanced, 3d Reading,
 referred 669
 ML; tabled, passed 671; 678
 Rule 20-c suspended 671
 Engrossed—To House 710
 SAs concurred in, passed as amended 734
 4th Reading 752
 Approved by Governor April 15, 1968

HB 1052—By Odom (V. H.)—An Act *** providing for exemptions from the Documentary stamp tax; *** and declaring an emergency.

1st Reading 289
 2d Reading 301
 CR 395

Considered, advanced, 3d Reading,
 referred 553
 Engrossed—To House 560
 SAs concurred in, passed as amended 739
 4th Reading 752
 Approved by Governor April 15, 1968

HB 1053—By Trent, et al—An Act relating to water transportation service; *** and declaring an emergency.

1st Reading 211
 2d Reading 227
 Time Extended for CR 598

HB 1054—By Bengtson—An Act *** authorizing clerks of boards of education of any school district to destroy records and documents filed or stored longer than five (5) years; and declaring an emergency.

1st Reading 78
 2d Reading 88
 CR 94
 Considered, advanced, 3d Reading,
 referred 110
 Engrossed—To House 114
 SAs rejected, Conference requested;
 HCs named 146
 Conference granted, SCs appointed .. 146
 CCR read, consideration deferred ... 190
 CCR adopted, passed, withheld
 under Rule 20-c 624
 To House 638
 4th Reading 652
 Approved by Governor April 8, 1968

HB 1056—By Odom (Martin)—An Act relating to the division of the budget and division of central accounting and reporting; *** and declaring an emergency.

1st Reading 78
 2d Reading 88
 CR 130
 Considered, advanced, 3d Reading,
 passed 141
 Withheld under Rule 20-c 142
 Signed—To House 147
 4th Reading 150
 Approved by Governor .. January 26, 1968

HB 1058—By Hunter, et al, of the House

and Williams of the Senate—An Act relating to livestock brands; *** and declaring an emergency.

1st Reading	100
2d Reading	116
CR	130
Considered, advanced, 3d Reading, referred	187
Withheld under Rule 20-c	187
Signed—To House	191
4th Reading	194
Approved by Governor ..February 6, 1968	

HB 1062—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act relating to children in State institutions; *** and declaring an emergency.

1st Reading	457
2d Reading	472
CR	658
Considered, advanced, 3d Reading, referred	882
MsL	885
Engrossed—To House	987
SAs rejected, Conference requested; HCs named	1067
Conference granted, SCs appointed ..	1067
CCR adopted, passed—To House	1186
4th Reading	1239
Approved by GovernorMay 16, 1968	

HB 1064—By Willis, et al of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Legislature and making an appropriation; *** declaring an emergency.

1st Reading	63
2d Reading	69
CR	70
Considered, advanced, 3d Reading, passed	74
Rule 20-c suspended	74
Signed—To House	75
4th Reading	75
Approved by Governor ..January 10, 1968	

HB 1065—By Willis, et al of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma State Legislative Council; *** and declaring an emergency.

1st Reading	78
2d Reading	88
CR	213
Considered, advanced, 3d Reading, passed	243
Withheld under Rule 20-c	243
Signed—To House	251
4th Reading	265
Approved by Governor ..February 19, 1968	

HB 1066—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the office of the Lieutenant Governor and making an appropriation *** and declaring an emergency.

1st Reading	149
2d Reading	162
CR	213
Considered, advanced, 3d Reading, passed	243
Withheld under Rule 20-c	244
Signed—To House	252
4th Reading	265
Approved by Governor ..February 19, 1968	

HB 1067—By Willis et al, of the House and Baldwin and Miller of the Senate—An Act relating to the office of the Secretary of State ***.

1st Reading	240
2d Reading	253
CR	292
Considered, advanced, 3d Reading, referred	328
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred	832
CCR adopted, passed—To House	961
4th Reading	994
Approved by GovernorMay 3, 1968	

HB 1068—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the division of the budget and making an appropriation; *** and declaring an emergency.

1st Reading	97
2d Reading	101
CR	195

Considered, advanced, 3d Reading, passed	244
Withheld under Rule 20-c	244
Signed—To House	252
4th Reading	265
Approved by Governor ..February 19, 1968	

HB 1069—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Secretary of the State Election Board and making an appropriation; *** and declaring an emergency.

1st Reading	122
2d Reading	131
CR	213
Considered, advanced, 3d Reading, passed	244
Withheld under Rule 20-c	245
Signed—To House	252
4th Reading	265
Approved by Governor ..February 19, 1968	

HB 1070—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the office of the State Examiner and Inspector and making appropriations; *** and declaring an emergency.

1st Reading	149
2d Reading	162
CR	395
Wd, re-referred	496
CR	516
Wd, re-referred; CR	547; 600
Considered, advanced, 3d Reading, referred	662
Engrossed—To House	693
SAs rejected, Conference requested; HCs named	726
Conference granted, SCs appointed ..	726
CCR read, consideration deferred ...	1042
CCR adopted, passed—To House	1075
4th Reading	1108
Approved by Governor	May 9, 1968

HB 1071—By Willis, et al of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Tax Commission and making appropriation; *** and declaring an emergency.

1st Reading	150
2d Reading	162
CR	292

Considered, advanced, 3d Reading, referred	329
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred ...	1043
CCR adopted, passed—To House	1077
4th Reading	1168
Approved by Governor	May 9, 1968

HB 1073—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the State Department of Health and making an appropriation; *** and declaring an emergency.

1st Reading	167
2d Reading	185
CR	292

Considered, advanced, 3d Reading, referred	329
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred ...	1108
CCR adopted, passed—To House	1235
4th Reading	1261
Approved by Governor	May 10, 1968

HB 1074—By Willis, et al of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Human Rights Commission and making an appropriation; *** and declaring an emergency.

1st Reading	97
2d Reading	101
CR	195

Considered, advanced, 3d Reading, passed	245
Withheld under Rule 20-c	245
Signed—To House	252
4th Reading	265
Approved by Governor ..February 19, 1968	

HB 1075—By Willis, et al, of the House and Baldwin and Miller of the Senate—

An Act relating to the Oklahoma Indian Affairs Commission; making appropriations *** and declaring an emergency.

1st Reading	97
2d Reading	101
CR	213
Considered, advanced, 3d Reading, referred	245
Engrossed—To House	253
SAs concurred in, passed as amended	285
4th Reading	291
Approved by Governor ..February 19, 1968	

HB 1076—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Public Employees Retirement Fund and making an appropriation *** and declaring an emergency.

1st Reading	122
2d Reading	131
CR	213
Considered, advanced, 3d Reading, passed	246
Signed—To House	252
4th Reading	265
Approved by Governor ..February 19, 1968	

HB 1077—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Cerebral Palsy Center; making appropriation *** and declaring an emergency.

1st Reading	97
2d Reading	101
CR	213
Considered, advanced, 3d Reading, referred	246
Engrossed—To House	253
SAs rejected, Conference requested; HCs named	285
Conference granted, SCs appointed ..	285
CCR read, consideration deferred	832
CCR adopted, passed—To House	961
4th Reading	994
Approved by GovernorMay 3, 1968	

HB 1078—By Willis, et al of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Department of Public Safety ***.

1st Reading	240
2d Reading	254
CR	292
Considered, advanced, 3d Reading, referred	330
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred	1109
CCR adopted, passed—To House	1236
4th Reading	1261
Approved by GovernorMay 9, 1968	

HB 1079—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Office of the Banking Department and making an appropriation *** and declaring an emergency.

1st Reading	122
2d Reading	131
CR	291
Wd, re-referred	330
CR	368
Considered, advanced, 3d Reading, referred	380
Engrossed—To House	395
SAs rejected, Conference requested; HCs named	464
Conference granted, SCs appointed ..	464
CCR read, consideration deferred	1032
CCR adopted, passed—To House	1094
4th Reading	1168
Approved by GovernorMay 9, 1968	

HB 1080—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Aeronautics Commission and making an appropriation *** and declaring an emergency.

1st Reading	98
2d Reading	101
CR	266
Considered, advanced, 3d Reading, referred	283
Engrossed—To House	291
SAs rejected, Conference requested; HCs named	334
Conference granted, SCs appointed ..	334

CCR read, consideration deferred . . .	833
CCR adopted, passed—To House	962
4th Reading	994
Approved by Governor	May 3, 1968

HB 1081—By Willis, et al of the House and Baldwin and Miller of the Senate—An Act relating to the State Board for Property and Casualty Rates and making appropriations *** and declaring an emergency.

1st Reading	98
2d Reading	101
CR	213
Considered, advanced, 3d Reading, referred	247
Engrossed—To House	253
SAs concurred in, passed as amended	285
4th Reading	291
Approved by Governor	February 19, 1968

HB 1082—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the office of the Insurance Commissioner and making appropriation; *** and declaring an emergency.

1st Reading	159
2d Reading	170
CR	291
Considered, advanced, 3d Reading, referred	330
Withheld under Rule 20-c	331
Signed—To House	341
4th Reading	351
Approved by Governor	February 27, 1968

HB 1083—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the State Emergency Fund and making appropriation; *** and declaring an emergency.

1st Reading	78
2d Reading	88
CR	130
Considered, advanced, 3d Reading, passed	142
Withheld under Rule 20-c	142
Signed—To House	147
4th Reading	150
Approved by Governor	January 26, 1968

HB 1084—By Converse, et al, of the House and Nichols of the Senate—An Act *** defining dogs as personal property; and declaring an emergency.

1st Reading	458
2d Reading	472
CR	588
Considered, advanced, 3d Reading, passed	865
Signed—To House	865
4th Reading	880
Approved by Governor	April 29, 1968

HB 1086—By Smith (Norman)—An Act relating to credit unions; *** and declaring an emergency.

1st Reading	513
2d Reading	534
CR	546
Considered, advanced, 3d Reading, passed	681
Withheld under Rule 20-c	681
Signed—To House	688
4th Reading	709
Approved by Governor	April 15, 1968

HB 1087—By Odom (Martin)—An Act relating to school districts; *** and declaring an emergency.

1st Reading	289
2d Reading	301

HB 1088—By Connor, et al, of the House and Garrison of the Senate—An Act—*** providing for utilization of services of the Purchasing Division of the State Board of Public Affairs by County Commissioners; *** and declaring an emergency.

1st Reading	211
2d Reading	227
CR	438
Considered, advanced, 3d Reading, referred	926
Engrossed—To House	958
SAs rejected, Conference requested . . .	1226
Conference refused	1226

HB 1089—By Connor of the House and Garrison of the Senate—An Act *** excluding certain acquisitions from provis-

ions of the Oklahoma Central Purchasing Act; *** and declaring an emergency.

1st Reading	211
2d Reading	227
CR	438
Considered, advanced, 3d Reading, referred	590
Engrossed—To House	605
SAs concurred in, passed as amended	676
4th Reading	709
Approved by Governor	April 15, 1968

HB 1090—By Green, et al, of the House and Massad of the Senate—An Act relating to Traffic Arrest Bonds; *** and declaring an emergency.

1st Reading	150
2d Reading	162
CR	438
Considered, advanced, 3d Reading, referred	770
Engrossed—To House	790
SAs concurred in, passed as amended	853
4th Reading	870
Approved by Governor	April 24, 1968

HB 1091—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the State Department of Health; making an appropriation *** and declaring an emergency.

1st Reading	160
2d Reading	170
CR	395
Considered, advanced, 3d Reading, referred	601
Engrossed—To House	618
SAs rejected, Conference requested; HCs named	672
Conference granted, SCs appointed	672
CCR read, consideration deferred	1125
CCR adopted, passed—To House	1167
4th Reading	1175
Approved by Governor	May 5, 1968

HB 1092—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation; *** and declaring an emergency.

1st Reading	289
2d Reading	301
CR	600
Considered, advanced, 3d Reading, referred	662
Engrossed—To House	679
SAs rejected, Conference requested; HCs named	710
Conference granted, SCs appointed	710
CCR read, consideration deferred	1110
CCR adopted, passed—To House	1237
4th Reading	1261
Approved by Governor	May 9, 1968

HB 1093—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the State Department of Health and making an appropriation; *** and declaring an emergency.

1st Reading	79
2d Reading	88
CR	292
Considered, advanced, 3d Reading, referred	331
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed	367
CCR read, consideration deferred	1112
CCR adopted, passed—To House	1167
4th Reading	1175
Approved by Governor	May 9, 1968

HB 1094—By Raibourn, et al, of the House and Terrill of the Senate—An Act *** providing immunity from civil damages to licensed physicians, surgeons and dentists rendering emergency medical or dental care in certain instances; and declaring an emergency.

1st Reading	160
2d Reading	170
CR	345
Considered, advanced, 3d Reading referred	591
Engrossed—To House	605
SAs rejected, Conference requested; HCs named	629
Conference granted, SCs appointed	629
CCR read, adopted, passed—To House	1267

4th Reading 1278
 Approved by Governor May 17, 1968

HB 1096—By Camp, et al—An Act *** providing for the settlement of tort claims; and declaring an emergency.

1st Reading 100
 2d Reading 116
 CR 151
 Considered, advanced, 3d Reading,
 referred 721
 Engrossed—To House 729
 SAs concurred in, passed as amended 829
 4th Reading 851
 Approved by Governor April 23, 1968

HB 1099—By Thompson, et al, of the House and Gee of the Senate—An Act relating to courts; ***.

1st Reading 193
 2d Reading 207
 CR 292
 Considered, advanced, 3d Reading,
 referred 644
 Engrossed—To House 661
 SAs concurred in, passed as amended 710
 4th Reading 718
 Approved by Governor April 11, 1968

HB 1100—By Bickford, et al, of the House and Murphy, McGraw, Breckinridge and Howard of the Senate—An Act *** providing for exemption of aircraft motor fuel from certain motor fuel excise taxes; *** and declaring an emergency.

1st Reading 393
 2d Reading 401
 CR 437
 Considered, advanced, 3d Reading,
 passed 682
 Withheld under Rule 20-c 683
 Signed—To House 688
 4th Reading 709
 Approved by Governor April 15, 1968

HB 1101—By Tarwater—An Act *** imposing a tax on insurance policies issued by unauthorized insurers; *** and declaring an emergency.

1st Reading 343
 2d Reading 359

CR 546
 Considered, advanced, 3d Reading,
 passed 577
 Withheld under Rule 20-c 577
 Signed—To House 582
 4th Reading 594
 Approved by Governor April 1, 1968

HB 1105—By Hunter of the House and Williams of the Senate—An Act *** providing for Egg Dealer's License; fixing license fee; *** and declaring an emergency.

1st Reading 212
 2d Reading 227
 CR 414
 Considered, advanced, 3d Reading,
 referred 648; 668
 Engrossed—To House 679
 SAs rejected, Conference requested;
 HCs named 728
 Conference granted, SCs appointed .. 728
 CCR read, consideration deferred 829
 CCR adopted, passed—To House 851
 4th Reading 870
 Approved by Governor April 24, 1968

HB 1106—By Hunter of the House and Williams of the Senate—An Act *** fixing license fees for persons engaged in processing, manufacture, marketing or distribution of milk and dairy products; *** and declaring an emergency.

1st Reading 212
 2d Reading 227

HB 1107—By Hunter of the House and Williams of the Senate—An Act *** providing for inspection of Nursery Stock; *** and declaring an emergency.

1st Reading 240
 2d Reading 254
 CR 414
 Stricken 930

HB 1108—By Mountford—An Act relating to children; providing for appointment of counsel; *** and declaring an emergency.

1st Reading 365
 2d Reading 378

CR	599
Considered, advanced, 3d Reading, passed	685
Withheld under Rule 20-c	685
Signed—To House	688
4th Reading	709
Approved by Governor	April 11, 1968

HB 1109—By Mountford—An Act relating to securities; *** providing for denial, suspension or revocation of registration; *** and declaring an emergency.

1st Reading	420
2d Reading	438
CR	546
Considered, advanced, 3d Reading, referred	679
Engrossed—To House	693
SAs rejected, Conference requested, HCs named	779
Conference granted, SCs appointed ..	779
CCR read, consideration deferred ..	1086
CCR adopted, passed—To House ...	1222
4th Reading	1239
Approved by Governor	May 17, 1968

HB 1113—By Mountford, et al—An Act relating to counties, authorizing establishment of County Economic Development Program; *** and declaring an emergency.

1st Reading	340
2d Reading	347
CR	546
Considered, advanced, 3d Reading, passed	684
Withheld under Rule 20-c	685
Signed—To House	688
4th Reading	709
Approved by Governor	April 11, 1968

HB 1114—By Derryberry, et al—An Act *** providing for supervision and regulation of motor carriers by Corporation Commission, *** and declaring an emergency.

1st Reading	310
2d Reading	324
CR	547
Considered, advanced, 3d Reading, referred	619
Engrossed—To House	661

SAs concurred in, passed as amended	676
4th Reading	709
Approved by Governor	April 15, 1968

HB 1116—By Skeith of the House and Grantham of the Senate—An Act *** providing for the "Highway Advertising Control Act of 1968"; *** and declaring an emergency.

1st Reading	343
2d Reading	347
CR	395
Considered, advanced, 3d Reading, passed	694
Withheld under Rule 20c	695
Signed—To House	697
4th Reading	718
Approved by Governor	April 15, 1968

HB 1117—By Spearman, et al of the House and Gee of the Senate—An Act relating to elections of judicial officers; *** and declaring an emergency.

1st Reading	100
2d Reading	116
CR	400
Considered, advanced, 3d Reading, referred	558
Engrossed—To House	574
SAs concurred in, passed as amended	875
4th Reading	880
Vetoed by Governor	April 29, 1968

HB 1118—By Spearman, et al—An Act *** authorizing the Supreme Court to, by rule or order, provide for the election of a presiding judge in each Judicial Administrative District by the District Judges and Associate District Judges thereof;

1st Reading	100
2d Reading	116
CR	472
Considered, advanced, 3d Reading, referred	559
Engrossed—To House	574
SAs rejected, Conference requested; HCs named	672
Conference granted, SCs appointed...	672

HB 1119—By Spearman, et al—An Act

*** providing for the division of the State into Judicial administrative districts; ***.

1st Reading	100
2nd Reading	116
CR	276
Considered, advanced, 3d Reading, passed	361
Withheld under Rule 20-c	361
Signed—To House	362
4th Reading	374
Approved by Governor	March 1, 1968

HB 1120—By Spearman, et al—An Act *** providing for Supreme Court Judicial Districts embracing and including designated counties; and declaring an emergency.

1st Reading	114
2d Reading	123
CR	225
Considered, advanced, 3d Reading, passed	269
ML; tabled	270; 279
Signed—To House	279
4th Reading	291
Approved by Governor	February 19, 1968

HB 1121—By Spearman, et al—An Act *** providing for the appointment of special judges, under certain conditions; ***.

1st Reading	393
2d Reading	401
CR	472
Considered, advanced, 3d Reading, referred	592
Engrossed—To House	605
SAs rejected, Conference requested; HCs named	672
Conference granted, SCs appointed ..	672
CCR read, consideration deferred ..	1126
CCR adopted, passed—To House	1220
4th Reading	1239
Approved by Governor	May 9, 1968

HB 1124—By Willis, et al, of the House and Terrill, Berry, Payne, Massey, Howard, Atkinson, Baggett, Birdsong, Graves, Nichols, Garrison and Williams of the Senate—An Act relating to schools; *** to increase incentive aid; *** and ***

teachers' salaries; *** and declaring an emergency.

1st Reading	436
2d Reading—To Calendar	450
Considered, advanced, 3d Reading, passed	479
Signed—To House	479
4th Reading	489
Approved by Governor	March 15, 1968

HB 1125—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act relating to schools; and declaring an emergency.

1st Reading	343
2d Reading	359

HB 1127—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to public schools and the State Board of Education ***.

1st Reading	240
2d Reading	254
CR	516
Considered, advanced, 3d Reading, referred	553
Engrossed—To House	560
SAs rejected, Conference requested; HCs named	605
Conference granted, SCs appointed ..	605
CCR read, consideration deferred ..	1112
CCR rejected, further Conference requested	1163
Further Conference granted	1168
2d CCR read, consideration deferred ..	1178
2d CCR adopted, passed—To House ..	1236
4th Reading	1270
Approved by Governor	May 10, 1968

HB 1128—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Water Resources Board and making an appropriation *** and declaring an emergency.

1st Reading	122
2d Reading	131
CR	292
Considered, advanced, 3d Reading, referred	331
Engrossed—To House	351

SAs rejected, Conference requested, HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred ...	833
CCR adopted, passed—To House	962
4th Reading	994
Approved by Governor	May 3, 1968

HB 1129—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Supreme Court.

1st Reading	150
2d Reading	162
CR	292
Considered, advanced, 3d Reading, referred	332
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred ...	1044
CCR adopted, passed—To House	1095
4th Reading	1168
Approved by Governor	May 9, 1968

HB 1130—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Educational Television Authority and making an appropriation ***; and declaring an emergency.

1st Reading	122
2d Reading	131
CR	292
Considered, advanced, 3d Reading, referred	332
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred ...	1114
CCR adopted, passed—To House	1168
4th Reading	1175
Approved by Governor	May 9, 1968

HB 1131—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Commissioners of the Land Office and making an appropriation ***; and declaring an emergency.

1st Reading	150
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2d Reading	162
CR	600
Considered, advanced, 3d Reading, referred	663
Engrossed—To House	679
SAs rejected, Conference requested; HCs named	710
Conference granted, SCs appointed ..	710
CCR read, consideration deferred ...	1044
CCR adopted, passed—To House	1096
4th Reading	1168
Approved by Governor	May 9, 1968

HB 1132—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Office of the Superior Courts and making appropriation *** and declaring an emergency.

1st Reading	122
2d Reading	131
CR	292
Considered, advanced, 3d Reading, referred	333
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR adopted, passed—To House	1097
4th Reading	1168
Approved by Governor	May 9, 1968

HB 1133—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Office of the District Courts and making an appropriation *** and declaring an emergency.

1st Reading	122
2d Reading	131
CR	292
Considered, advanced, 3d Reading, referred	334
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred ...	1045
CCR adopted, passed—To House	1097
4th Reading	1168
Approved by Governor	May 9, 1968

HB 1134—By Willis, et al, of the House

and Baldwin and Miller of the Senate—An Act relating to the Office of the Court of Criminal Appeals and making an appropriation *** and declaring an emergency.

1st Reading	150
2d Reading	162
CR	292
Considered, advanced, 3d Reading, referred	334
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred ...	1045
CCR adopted, passed—To House	1098
4th Reading	1168
Approved by Governor	May 9, 1968

HB 1135—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the State Board of Education and making an appropriation *** and declaring an emergency.

1st Reading	160
2d Reading	170
CR	292
Considered, advanced, 3d Reading, referred	335
Engrossed—To House	351
SAs rejected, Conference requested; HCs named	367
Conference granted, SCs appointed ..	367
CCR read, consideration deferred ...	1046
CCR adopted, passed—To House	1104
4th Reading	1168
Approved by Governor	May 10, 1968

HB 1136—By Tabor and Bean—An Act *** vesting control of the State Department of Education in the State Board of Education; *** and declaring an emergency.

1st Reading	212
2d Reading	227
CR	266
Considered, advanced, 3d Reading, passed	360
ML	361
Signed—To House	397
4th Reading	410
Approved by Governor	March 7, 1968

HB 1137—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act *** providing for expenditures from the Department of Corrections Fund shall be in accordance with appropriations therefrom by the legislature; *** and declaring an emergency.

1st Reading	122
2d Reading	131
CR	516
Considered, advanced, 3d Reading, passed	602
Withheld under Rule 20-c	602
Signed—To House	613
4th Reading	652
Approved by Governor	April 8, 1968

HB 1138—By Howard, et al—An Act relating to oil and gas lands; *** and declaring an emergency.

1st Reading	194
2d Reading	207
CR	377
Considered, advanced, 3d Reading, referred	730
Engrossed—To House	747
SAs concurred in, passed as amended	853
4th Reading	870
Approved by Governor	April 24, 1968

HB 1139—By Frix of the House and Luton of the Senate—An Act *** prescribing punishment for conviction of larceny of merchandise held for sale in retail or wholesale establishments; and declaring an emergency.

1st Reading	275
2d Reading	293
CR	547
Considered, advanced, 3d Reading, referred	847
Engrossed—To House	862
SAs concurred in, passed as amended	944
4th Reading	958
Approved by Governor	April 30, 1968

HB 1141—By Bernard of the House and Luton of the Senate—An Act *** creating the Oklahoma Water Resources Board; *** and declaring an emergency.

1st Reading	321
2d Reading	347
CR	599
Stricken	930

HB 1142—By Bernard, et al, of the House and Luton of the Senate—An Act relating to soil and water conservation in general; *** and declaring an emergency.

1st Reading	321
2d Reading	347
CR	599
Stricken	930

HB 1143—By Briscoe, et al, of the House and Taliaferro, Smalley, Baggett, Birdsong, Dacus, Gee, Luton and Payne of the Senate—An Act relating to counties and county officers; *** making certain county officers Class A officers; *** and declaring an emergency.

1st Reading	436
2d Reading	450

HB 1144—By Willis, et al, of the House and Baggett, Terrill, Nichols and Smalley of the Senate—An Act relating to taxation of cigarettes and tobacco products; *** and declaring an emergency.

1st Reading	182
2d Reading	196
CR	311
Considered, advanced, 3d Reading, referred	349
ML; tabled	350
Rule 20-c suspended	350
Signed—To House	350
4th Reading	356
Vetoed by Governor.....	February 27, 1968

HB 1145—By Sanguin, et al, of the House and Stipe of the Senate—An Act relating to penal institutions; creating a Welfare and Recreational Fund in the Oklahoma State Penitentiary and the Oklahoma State Reformatory; *** and declaring an emergency.

1st Reading	365
2d Reading	378
CR	599
Stricken	930

HB 1146—By Patterson (Ruth), et al, of the House and Young of the Senate—An Act relating to courts; providing for appointment of court reporters; ***.

1st Reading	290
2d Reading	301
CR	600
Considered, advanced, 3d Reading, referred	732
Engrossed—To House	753
SAs concurred in, passed as amended	875
4th Reading	880
Approved by Governor	April 29, 1968

HB 1149—By Levergood, et al, of the House and Grantham of the Senate—An Act relating to criminal procedure; *** and declaring an emergency.

1st Reading	160
2d Reading	170

HB 1150—By Connor—An Act relating to sales and use taxes; *** and declaring an emergency.

1st Reading	340
2d Reading	347
CR	395
Considered, advanced, 3d Reading, passed	572
Withheld under Rule 20-c	572
Signed—to House	582
4th Reading	594
Approved by Governor	April 1, 1968

HB 1152—By Hunter of the House and Williams of the Senate—An Act *** providing for licensing of retail and wholesale seed dealers; *** and declaring an emergency.

1st Reading	212
2d Reading	227

HB 1155—By Boren, et al—An Act *** providing for county law libraries; ***.

1st Reading	212
2d Reading	227
CR	345
Considered, advanced, 3d Reading, referred	560
Engrossed—To House	574

SAs concurred in, passed as	
amended	639
4th Reading	652
Approved by Governor	April 8, 1968

HB 1157—By Abbott of the House and Miller of the Senate—An Act *** providing for care and custody of children after divorce; *** and declaring an emergency.

1st Reading	420
2d Reading	438
CR	534
Considered, advanced, 3d Reading,	
referred	739

Engrossed—To House	747
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SAs concurred in, passed as	
amended	829
4th Reading	851
Approved by Governor	April 23, 1968

HB 1159—By Inhofe of the House and Massey of the Senate—An Act relating to securities; *** and declaring an emergency.

1st Reading	160
2d Reading	170
CR	588
Stricken	930

HB 1161—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma State Regents for Higher Education ***.

1st Reading	240
2d Reading	254
CR	600

Considered, advanced, 3d Reading,	
referred	663

Engrossed—To House	679
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SAs rejected, Conference requested;	
HCs named	710

Conference granted, SCs appointed ..	710
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CCR read, consideration deferred	1047
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CCR adopted, passed—To House	1105
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4th Reading	1168
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Approved by Governor	May 9, 1968
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HB 1162—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Oklahoma Corporation Commission ***.

1st Reading	240
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2d Reading	254
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CR	600
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Considered, advanced, 3d Reading,	
referred	664

Engrossed—To House	679
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SAs rejected, Conference requested;	
HCs named	710

Conference granted, SCs appointed....	710
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CCR read, consideration deferred	1049
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CCR adopted, passed—To House ...	1105
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4th Reading	1175
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Approved by Governor	May 9, 1968
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HB 1163—By Odom (Martin), et al, of the House and Terrill, Payne, Nichols and Berry of the Senate—An Act relating to teachers ***.

1st Reading	264
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2d Reading	278
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CR	377
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Considered, advanced, 3d Reading,	
referred	605

Engrossed—To House	624
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SAs rejected, Conference requested;	
HCs named	672

Conference granted, SCs appointed....	672
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CCR read, consideration deferred	900
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CCR adopted, passed—To House.....	986
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4th Reading	1013
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Vetoed by Governor	April 30, 1968
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HB 1165—By Smith (Norman) of the House and Massey of the Senate—An Act relating to banks, trust companies and corporate trust businesses; *** and declaring an emergency.

1st Reading	240
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2d Reading	254
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CR	460
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Considered, advanced, 3d Reading,	
referred	570

Engrossed—To House	591
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SAs rejected, Conference requested;	
HCs named	728

Conference granted, SCs appointed...	728
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CCR read, consideration deferred	1034
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CCR adopted, passed—To House	1163
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4th Reading	1175
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Approved by Governor	May 17, 1968
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HB 1166—By Sanguin, et al, of the House and Smith and Boecher of the Senate—An Act *** creating the state legislative council; *** and declaring an emergency.

1st Reading	290
2d Reading	301
CR	490
Considered, advanced, 3d Reading, passed	559
Withheld under Rule 20-c	560
Signed—to House	565
4th Reading	584
Approved by Governor	April 1, 1968

HB 1170—By Hutchins (Walter)—An Act *** prohibiting excessive noise and requiring mufflers on all motor vehicles, including motorcycles, motor bikes and motor scooters; *** and declaring an emergency.

1st Reading	412
2d Reading	423
CR	546
Considered and advanced	791
Vote reconsidered by which advanced	965
Considered, advanced	967

HB 1172—By Raibourn, et al, of the House and Taliaferro of the Senate—An Act *** creating lien against judgment in personal injury action in favor of hospital rendering services to injured party; *** and declaring an emergency.

1st Reading	365
2d Reading	378

HB 1173—By Bernard, et al, of the House and Luton of the Senate—An Act *** providing for the "Oklahoma Water Pollution Control Act"; *** providing for powers and duties of the Oklahoma Water Resources Board; *** and declaring an emergency.

1st Reading	375
2d Reading	396
CR	600
Considered, advanced, 3d Reading, referred	818
Engrossed—to House	862
SAs concurred in, passed as amended	880

4th Reading	945
Approved by Governor	April 29, 1968

HB 1174—By Bamberger, et al—An Act relating to court costs and filing fees; *** and declaring an emergency.

1st Reading	240
2d Reading	254
CR	569
Considered, advanced, 3d Reading, referred	868
Engrossed—to House	881
SAs rejected, Conference requested; HCs named	1029
Conference granted, SCs appointed ..	1029
CCR read, adopted, passed—to House	1245
4th Reading	1278
Approved by Governor	May 9, 1968

HB 1175—By Bynum of the House and Smalley of the Senate—An Act *** providing for levy of excise tax upon alcoholic beverages; *** and declaring an emergency.

1st Reading	182
2d Reading	196
CR	311
Considered, advanced, 3d Reading, referred	348
ML; tabled	349
Rule 20-c suspended	349
Engrossed—to House	350
SAs concurred in, passed as amended	353
4th Reading	356
Vetoed by Governor	February 27, 1968

HB 1176—By Howard—An Act ***; providing procedure for leasing of mineral interests of owners who cannot be located; *** and declaring an emergency.

1st Reading	420
2d Reading	438
CR	547
Considered, advanced, 3d Reading, referred	750
Engrossed—to House	763
SAs concurred in, passed as amended	880
4th Reading	945
Approved by Governor	April 29, 1968

HB 1181—By Thompson—An Act ***

providing for designation of successor custodian of gifts to minors; and declaring an emergency.

1st Reading	290
2d Reading	301
CR	588
Considered, advanced, 3d Reading, referred	865
Engrossed—To House	881
SAs concurred in, passed as amended	944
4th Reading	958
Approved by Governor	April 30, 1968

HB 1182—By Thornhill—An Act *** providing for submission of purchase orders and contracts by county, school district and municipal officers; *** and declaring an emergency.

1st Reading	412
2d Reading	423
CR	599
Considered, advanced, 3d Reading, passed	801
Withheld under Rule 20-c	801
4th Reading	851
Vetoed by Governor	April 24, 1968

HB 1183—By Levergood—An Act *** providing exceptions to confidential vital statistics records; and declaring an emergency.

1st Reading	290
2d Reading	301
CR	323
Considered, advanced, 3d Reading, referred	382
Engrossed—To House	395
SAs concurred in, passed as amended	418
4th Reading	433
Approved by Governor	March 7, 1968

HB 1184—By Poulos, et al, of the House and Breckinridge of the Senate—An Act relating to junior colleges; ***.

1st Reading	264
2d Reading	278
CR	569
Considered, advanced, 3d Reading, referred	628
Engrossed—To House	646

SAs rejected, Conference requested;

HCs named	676
Conference granted, SCs appointed ..	711

HB 1185—By Poulos, et al, of the House and Breckinridge of the Senate—An Act relating to Junior Colleges; ***.

1st Reading	240
2d Reading	254
CR	395
Wd, re-referred	496
Wd, to Calendar	882
Considered, advanced, 3d Reading, referred	930
Engrossed—To House	958

SAs rejected, Conference requested;

HCs named	996
Conference granted, SCs appointed ..	996
CCR read, consideration deferred ...	1114
CCR adopted, passed—To House	1237
4th Reading	1270
Approved by Governor	May 9, 1968

HB 1186—By Cate, et al—An Act *** providing for the number of Associate District Judges to be elected or appointed in the several counties of the State; and declaring an emergency.

1st Reading	240
2d Reading	254
CR	345
Wd, re-referred	438
CR	472

Considered, advanced, 3d Reading,
referred

Engrossed—To House	774
Engrossed—To House	786

SAs rejected, Conference requested;

HCs named and instructed; instructions Wd	893; 1057
Conference granted, SCs appointed ..	893
CCR read, consideration deferred ...	1175
CCR adopted, passed—To House	1238
4th Reading—To House	1261
Approved by Governor	May 9, 1968

HB 1187—By Willis, et al, of the House and Baldwin and Miller of the Senate—An Act relating to the Legislative Council; *** and declaring an emergency.

1st Reading	264
2d Reading	278

Wd, re-referred	581
CR	600
Considered, advanced, 3d Reading, referred	664
Engrossed—To House	679
SAs rejected, Conference requested; HCs named	710
Conference granted, SCs appointed ..	710
CCR read, consideration deferred	834
CCR adopted, passed—To House	962
4th Reading	994
Approved by Governor	May 3, 1968

HB 1189—By Clemons—An Act ***; providing for partial payment of salaries by purchase of annuity contracts; *** and declaring an emergency.

1st Reading	310
2d Reading	324
CR	460
Considered, advanced, 3d Reading, passed	681
Rule 20-c suspended	682
Signed—To House	688
4th Reading	703
Approved by Governor	April 15, 1968

HB 1191—By Spearman, et al, *** providing for election of court clerks, sheriff, county clerk, county *** in general election; and declaring an emergency.

1st Reading	240
2d Reading	254
CR	377
Considered	752
Considered, advanced, 3d Reading, referred	753
Engrossed—To House	763
SAs rejected, Conference requested; HCs named	829
Conference granted, SCs appointed ..	860
CCR read, consideration deferred	1128
CCR adopted, passed—To House	1222
4th Reading	1239
Approved By Governor	May 10, 1968

HB 1192—By Greenhaw of the House and Payne of the Senate—An Act *** creating the "State Board for Property and Casualty Rates Fund"; *** and declaring an emergency.

1st Reading	365
2d Reading	378
CR	460
Considered, advanced, 3d Reading, passed	685
Withheld under Rule 20-c	685
Signed—To House	688
4th Reading	709
Approved by Governor	April 15, 1968

HB 1195—By Bengtson—An Act *** providing for investment of permanent school funds and other educational funds in mortgages on farm lands; *** and declaring an emergency.

1st Reading	376
2d Reading	396
CR	569
Stricken	930

HB 1196—By Sandlin, et al, of the House and Massad of the Senate—An Act *** providing for assistance in enforcement of child support laws and court orders involving children; *** and declaring an emergency.

1st Reading	365
2d Reading	378
CR	423
Considered, advanced, 3d Reading, passed	694
Withheld under Rule 20-c	695
Signed—to House	697
4th Reading	718
Approved by Governor	April 11, 1968

HB 1197—By Clemons—An Act *** creating the State Board for training for municipal clerks, treasurers and finance officers; *** and declaring an emergency.

1st Reading	436
2d Reading	450
CR	616
Considered, advanced, 3d Reading, failed	890

HB 1198—By McCune, et al—An Act *** providing for salaries of District Judges, Judges of the Industrial Court, Associate District Judges and Special Judges; ***.

1st Reading	400
2d Reading	414
CR	600
Considered, advanced, 3d Reading, referred	785
Engrossed—To House	846
SAs rejected, Conference requested; HCs named	872
Conference granted, SCs appointed ...	872
CCR read, consideration deferred	1089
CCR adopted, passed—To House	1239
4th Reading	1270
Approved by Governor	May 10, 1968

HB 1199—By McCune—An Act relating to the Oklahoma Tax Commission; *** providing for one additional attorney; and declaring an emergency.

1st Reading	458
2d Reading	472
CR	546
Considered, advanced, 3d Reading, passed	820
Withheld under Rule 20-c	820
Signed—To House	830
4th Reading	851
Approved by Governor	April 23, 1968

HB 1200—By Cate—An Act relating to *** the addition of blood products or tissues to the human body ***.

1st Reading	420
2d Reading	438
CR	472
Considered, advanced, 3d Reading, passed	752
Withheld under Rule 20-c	752
Signed—To House	761
4th Reading	786
Approved by Governor	April 22, 1968

HB 1201—By Skeith of the House and Grantham of the Senate—An Act *** providing for reimbursement to contractors of amounts paid as City Sales Taxes; and declaring an emergency.

1st Reading	344
2d Reading	359
CR	395
Considered, advanced, 3d Reading, referred	576

Engrossed—To House	591
SAs concurred in, passed as amended..	605
4th Reading	616
Approved by Governor	April 5, 1968

HB 1206—By Bamberger, et al—An Act *** requiring corporations to maintain registered agent within State; *** and declaring an emergency.

1st Reading	275
2d Reading	293

HB 1208—By McCune, et al—An Act relating to the organization of the Supreme Court of Oklahoma; *** and declaring an emergency.

1st Reading	366
2d Reading	378
CR	600
Considered, advanced, 3d Reading, referred	695
Engrossed—To House	710
SAs rejected, Conference requested; HCs named	741
Conference granted, SCs appointed ..	741
CCR read, consideration deferred ..	919
CCR adopted, passed—To House	1170
4th Reading	1175
Approved by Governor	May 10, 1968

HB 1209—By McCune, et al of the House and Smalley of the Senate—An Act *** providing for the issuance, sale, delivery and payment of general obligation bonds of the State, *** for the purpose of constructing new buildings and other capital improvements, *** and declaring an emergency.

1st Reading	264
2d Reading	278
CR	785
Considered, advanced, 3d Reading, referred	800
Engrossed—To House	868
SAs concurred in, passed as amended	880
4th Reading	945
Approved by Governor	April 29, 1968

HB 1210—By Mountford, et al—An Act *** providing for payment of employee's

wages in full upon discharge from employment; *** and declaring an emergency.

1st Reading	376
2d Reading	396
CR	546
Considered, advanced, 3d Reading, passed	929
Signed—To House	929
4th Reading	958
Approved by Governor	April 30, 1968

HB 1211—By Sandlin of the House and Gee of the Senate—An Act relating to public officers; *** an emergency.

1st Reading	322
2d Reading	347
CR	395
Considered, advanced, 3d Reading, referred	668
Engrossed—To House	693
SAs concurred in, passed as amended	717
4th Reading	734
Approved by Governor	April 15, 1968

HB 1212—By Clemons—An Act relating to school textbooks; *** and declaring an emergency.

1st Reading	290
2d Reading	301
CR	639
Considered, advanced, 3d Reading, referred	823
Engrossed—To House	868
SAs rejected, Conference requested; HCs named	944
Conference granted, SCs appointed ..	976
CCR read, consideration deferred ...	1038
CCR adopted, passed—To House	1069
4th Reading	1168
Approved by Governor	May 17, 1968

HB 1213—By Clemons—An Act *** providing for sick leave and emergency leave for teachers; *** and declaring an emergency.

1st Reading	340
2d Reading	347
CR	588
Considered, advanced, 3d Reading referred	682

Engrossed—To House	693
SAs concurred in, passed as amended	829
4th Reading	851
Returned by Governor, with request to clarify	965
Senate rescinds its 4th Reading at request of House	965
House rescinds its 4th Reading; reconsiders vote by which bill passed as amended, by which SAs concurred in	1108
SAs rejected, Conference requested; HCs named	1108
Conference granted, SCs appointed ..	1108
CCR read, consideration deferred ...	1175
CCR adopted, passed—To House	1241
4th Reading	1270
Approved by Governor	May 10, 1968

HB 1214—By Harrison—An Act relating to Sales Tax; *** providing exemptions on sale and purchase of feed; *** and declaring an emergency.

1st Reading	344
2d Reading	359
CR	395
Considered, advanced, 3d Reading, referred	590
Engrossed—To House	605
SAs concurred in, passed as amended	638
4th Reading	652
Approved by Governor	April 9, 1968

HB 1215—By Camp—An Act relating to tort liability of cities; *** and declaring an emergency.

1st Reading	366
2d Reading	378
CR	616
Considered, advanced, 3d Reading, referred	719
Engrossed—To House	729
SAs concurred in, passed as amended	829
4th Reading	851
Approved by Governor	April 23, 1968

HB 1216—By Mountford, et al, of the House and Luton and Terrill of the Senate—An Act *** establishing the "Public Accountancy Act of 1968"; *** and declaring an emergency.

1st Reading	412
2d Reading	423
CR	547
Considered, advanced, 3d Reading, referred	801
ML; tabled	802; 867
Engrossed—To House	867
SAs concurred in, passed as amended	880
4th Reading	945
Approved by Governor	April 30, 1968

HB 1217—By Peterson, et al—An Act ***; providing the clerk of the Supreme Court shall be appointed by the Supreme Court, perform such duties, and serve at the pleasure of the Supreme Court; ***.

1st Reading	344
2d Reading	359
CR	472
Considered, advanced, 3d Reading, passed	577
Withheld under Rule 20-c	577
Signed—To House	582
4th Reading	594
Approved by Governor	April 1, 1968

HB 1219—By Sandlin—An Act *** providing for assistants, investigators and other employees of District Attorney; *** and declaring an emergency.

1st Reading	322
2d Reading	347
CR	616
Considered, advanced, 3d Reading, referred	827
Engrossed—To House	862
SAs concurred in, passed as amended	880
4th Reading	945
Approved by Governor	April 30, 1968

HB 1220—By Hill, et al—An Act relating to crimes against public justice; *** and declaring an emergency.

1st Reading	340
2d Reading	347
CR	534
Stricken	930

HB 1221—By Hill, et al—An Act relating to jury trial instructions; *** and declaring an emergency.

1st Reading	341
2d Reading	347
CR	588
Considered, advanced, 3d Reading, referred	686
Engrossed—To House	693
SAs concurred in, passed as amended	745
4th Reading	771
Approved by Governor	April 19, 1968

HB 1226—By Thompson, et al—An Act *** providing definitions for terms pertaining to barbiturates and stimulants; ***; and declaring an emergency.

1st Reading	264
2d Reading	278
CR	377
Considered, advanced, 3d Reading, referred	659
ML; time extended; failed	659; 694; 716
Engrossed—To House	729
SAs rejected, Conference requested; HCs named	853; 893
Conference granted, SCs appointed ..	877
CCR read, consideration deferred ...	1139
CCR adopted, passed—To House ...	1242
4th Reading	1270
Approved by Governor	May 10, 1968

HB 1228—By Camp—An Act *** providing for suspension, revocation or cancellation of corporate charter ***; and declaring an emergency.

1st Reading	420
2d Reading	438
CR	569
Considered, advanced, 3d Reading, referred	720
Engrossed—To House	732
SAs rejected, Conference requested; HCs named	779
Conference granted, SCs appointed ..	779
CCR read, consideration deferred ...	1176
CCR adopted, passed—To House ...	1241
4th Reading	1270
Approved by Governor	May 10, 1968

HB 1229—By Odom (V. H.), et al—An Act *** providing for revaluation of taxable property by County Assessor; *** and declaring an emergency.

1st Reading	344
2d Reading	359
CR	546
Considered, advanced, 3d Reading, passed	622
Withheld under Rule 20-c	622
Signed—To House	638
4th Reading	652
Approved by Governor	April 9, 1968

HB 1230—By Odom (V. H.)—An Act *** creating the “Oklahoma Tax Commission Fund”; *** and declaring an emergency.

1st Reading	344
2d Reading	359
CR	395
Considered, advanced, 3d Reading, passed	839
Withheld under Rule 20-c	839
Rule 20-c suspended	850
Signed—To House	850
4th Reading	870
Approved by Governor	April 26, 1968

HB 1231—By Sandlin, et al—An Act relating to jurors; *** and declaring an emergency.

1st Reading	290
2d Reading	301
CR	588
Considered, advanced, 3d Reading, passed	889
Signed—To House	889
4th Reading	945
Approved by Governor	April 30, 1968

HB 1233—By Bamberger, et al—An Act *** providing clerks of district courts shall charge and collect a specified fee in prosecutions for violating traffic laws, *** and providing an effective date.

1st Reading	366
2d Reading	378
CR	472
Considered, advanced, 3d Reading, referred	871
Engrossed—To House	881
SAs rejected, Conference requested; HCs named	1028
Conference granted, SCs appointed ..	1029
CCR read, consideration deferred ...	1129

CCR adopted, passed—To House	1240
4th Reading	1278
Approved by Governor	May 10, 1968

HB 1234—By Spearman, et al—An Act relating to posting of bond for violations of game and fish laws, water safety laws and water pollution laws; ***.

1st Reading	366
2d Reading	378
CR	472
Considered, advanced, 3d Reading, passed	579
Withheld under Rule 20-c	579
Signed—To House	582
4th Reading	594
Approved by Governor	April 1, 1968

HB 1236—By Holaday—An Act relating *** providing qualifications for students in beauty schools; *** and declaring an emergency.

1st Reading	393
2d Reading	401

HB 1237—By Holaday, et al, of the House and Atkinson of the Senate—An Act *** creating the State Board of Cosmetology; *** and declaring an emergency.

1st Reading	393
2d Reading	401
CR	460
Considered, advanced, 3d Reading, referred	718
Engrossed—To House	732
SAs rejected, Conference requested; HCs named	853
Conference granted, SCs appointed ..	877
CCR read, consideration deferred ...	976
CCR adopted, passed—To House	992
4th Reading	1010
Approved by Governor	May 7, 1968

HB 1238—By Sanguin of the House and Stipe of the Senate—An Act *** establishing the “Commissioner of Charities and Corrections Fund”; *** and declaring an emergency.

1st Reading	265
2d Reading	278
CR	395

Considered, advanced, 3d Reading, referred	603
Engrossed—To House	618
SAs rejected, Conference requested; HCs named	672
Conference granted, SCs appointed ..	672
CCR read, consideration deferred ...	1052
CCR adopted, passed—To House	1106
4th Reading	1168
Approved by Governor	May 17, 1968

HB 1239—By Hopkins of the House and Stipe of the Senate—An Act *** authorizing purchase of motor vehicle liability coverage on motor vehicles owned or used by the police department and by the fire department; *** and declaring an emergency.

1st Reading	458
2d Reading	472
CR	546
Considered, advanced, 3d Reading, referred	776
ML; Wd	777; 786
Engrossed—To House	786
SAs concurred in, passed as amended ..	829
4th Reading	851
Approved by Governor	April 23, 1968

HB 1243—By Hill, et al—An Act relating to the Supreme Court; ***.

1st Reading	341
2d Reading	347

HB 1244—By Hill, et al—An Act relating to the court of criminal appeals; ***.

1st Reading	341
2d Reading	347

HB 1245—By Wolfe (Stephen), et al—An Act *** providing for admissibility of depositions under specified conditions; *** and declaring an emergency.

1st Reading	290
2d Reading	301
CR	547
Considered, advanced, 3d Reading, referred	572
Engrossed—To House	591
SAs concurred in, passed as amended ..	734

4th Reading	752
Approved by Governor	April 15, 1968

HB 1246—By Smith (Vondel), et al—An Act *** making it unlawful to bribe or offer bribes to public officers or employees; *** making it unlawful for public officers or employees to receive or request bribes; *** and declaring an emergency.

1st Reading	412
2d Reading	423
CR	588
Stricken	930

HB 1248—By Bernard—An Act relating to insurance; *** prescribing fees and charges; and declaring an emergency.

1st Reading	366
2d Reading	378
CR	546
Considered, advanced, 3d Reading, referred	579
Engrossed—To House	591
SAs rejected, Conference requested; HCs named	639
Conference granted, SCs appointed ..	639
CCR read, consideration deferred	745
CCR adopted, passed—To House	851
4th Reading	870
Approved by Governor	April 24, 1968

HB 1252—By Hopkins of the House and Stipe of the Senate—An Act *** providing for Board of Trustees of Police Pension and Retirement System; *** and declaring an emergency.

1st Reading	276
2d Reading	293
CR	490
Considered, advanced, 3d Reading, referred	776
Withheld under Rule 20-c	776
Signed—To House	780
4th Reading	786
Approved by Governor	April 22, 1968

HB 1257—By Odom (Martin)—An Act *** authorizing Metropolitan Library Commission to provide retirement plan for employees; and declaring an emergency.

1st Reading	400
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2d Reading	414
CR	599
Considered, advanced, 3d Reading, passed	684
Withheld under Rule 20-c	684
Signed—To House	688
4th Reading	709
Approved by Governor.....	April 15, 1968

HB 1260—By Camp, et al—An Act relating to county officers; *** and declaring an emergency.

1st Reading	291
2d Reading	301
CR	547
Considered, advanced, 3d Reading, referred	574
Engrossed—To House	591
SAs concurred in, passed as amended	829
4th Reading	851
Approved by Governor	April 23, 1968

HB 1262—By Wolf (Leland)—An Act relating to historic sites; *** and declaring an emergency.

1st Reading	393
2d Reading	401
CR	599
Considered, advanced, 3d Reading, referred	641
Withheld under Rule 20-c	641
Signed—To House	650
4th Reading	669
Approved by Governor	April 8, 1968

HB 1263—By McCune, et al, of the House and Smalley of the Senate—An Act appropriating *** to the Oklahoma State Regents for Higher Education; *** to the Department of Mental Health; *** to the State Department of Health; and *** to the Oklahoma Department of Libraries; *** and declaring an emergency.

1st Reading	265
2d Reading	278
CR	616
Considered, advanced, 3d Reading, referred	644
Engrossed—To House	661
SAs concurred in, passed as amended	880

4th Reading	945
Approved by Governor	April 30, 1968

HB 1267—By Spearman, et al—An Act *** amending 26 O. S. 1961, § 226, to provide names of candidates for judicial office to appear on separate nonpartisan ballots; *** and declaring an emergency.

1st Reading	322
2d Reading	347
CR	490
Considered, advanced, 3d Reading, referred	643
Engrossed—To House	661
SAs rejected, Conference requested; HCs named	872
Conference granted, SCs appointed	872; 893
CCR read, adopted, passed— To House	1098
4th Reading	1158
Vetoed by Governor	May 2, 1968
Veto read, over-ridden by Senate— To House	1248

HB 1268—By Spearman, et al—An Act relating to election of District Judges and Associate District Judges; *** and declaring an emergency.

1st Reading	322
2d Reading	347
CR	472
Wd, re-referred	555
CR	569
Considered, advanced, 3d Reading, referred	643
Engrossed—To House	661
SAs concurred in, passed as amended	875
4th Reading	880
Vetoed by Governor	April 29, 1968

HB 1269—By Cox, et al—An Act relating to the Oklahoma Adjutant General; and declaring an emergency.

1st Reading	344
2d Reading	359
CR	395
Considered, advanced, 3d Reading, referred	589
Engrossed—To House	605

SAs rejected, Conference requested,	
HCs named	636
Conference granted, SCs appointed ..	636
CCR read, consideration deferred ...	1176
CCR adopted passed—To House	1239
4th Reading	1277
Approved by Governor	May 17, 1968

HB 1270—By Grey of the House and Martin of the Senate—An Act *** authorizing collection of fees by county, district, cooperative and city-county health departments for nonphysician services; *** and declaring an emergency.

1st Reading	458
2d Reading	472
CR	588
Considered, advanced, 3d Reading,	
passed	865
Signed—To House	866
4th Reading	880
Approved by Governor	April 29, 1968

HB 1271—By Vann—An Act relating to *** which holidays the county offices will be closed; and declaring an emergency.

1st Reading	420
2d Reading	438
CR	600
Considered, advanced, 3d Reading,	
referred	852
Engrossed—To House	862
SAs concurred in, passed as amended	880
4th Reading	945
Approved by Governor	April 30, 1968

HB 1273—By Smith (E. W.)—An Act relating to professions and occupations; declaring an emergency.

1st Reading	458
2d Reading	473
CR	546
Considered, advanced, 3d Reading,	
referred	750
Engrossed—To House	763
SAs concurred in, passed as amended	829
House reconsiders vote by which	
passed; by which SAs concurred in	860
SAs rejected, Conference requested,	
HCs named	860
Conference granted, SCs appointed ..	877

CCR read, consideration deferred ...	975
CCR adopted, passed—To House	990
4th Reading	1278
Approved by Governor	May 10, 1968

HB 1277—By Smith (Vondel), et al—An Act designating the Barite Rose as the official State Rock; *** and declaring an emergency.

1st Reading	420
2d Reading	438
CR	599
Considered, advanced, 3d Reading,	
passed	659
Withheld under Rule 20-c	660
Signed—To House	674
4th Reading	676
Approved by Governor	April 8, 1968

HB 1278—By Watkins, et al, of the House and Boecher of the Senate—An Act relating to community junior colleges; *** and declaring an emergency.

1st Reading	265
2d Reading	278
CR	569
Considered, advanced, 3d Reading,	
passed	683
Withheld under Rule 20-c	684
Signed—To House	688
4th Reading	709
Approved by Governor	April 12, 1968

HB 1279—By Sandlin, et al, of the House and Nichols, Terrill and Miller of the Senate—An Act *** providing for expenditure of funds by State Highway Commission for purpose of eliminating hazards on State roads and highways; and declaring an emergency.

1st Reading	240
2d Reading	254
CR	395
Considered, advanced, 3d Reading,	
referred	645
Engrossed—To House	661
SAs rejected, Conference requested;	
HCs named	728
Conference granted, SCs appointed ..	728
CCR read, consideration deferred ...	921
CCR adopted, passed—To House	949

4th Reading 958
 Approved by Governor.....April 30, 1968

HB 1280—By Wolfe (Leland)—An Act relating to anthropology and paleontology; * and declaring an emergency.**

1st Reading 393
 2d Reading 401
 CR 599
 Considered, advanced, 3d Reading,
 passed 641
 Withheld under Rule 20-c 642
 Signed—To House 650
 4th Reading 669
 Approved by Governor.....April 8, 1968

HB 1281—By Hill—An Act * providing for pronouncement of judgment upon conviction of a misdemeanor in absence of defendant if his attorney be present; and declaring an emergency.**

1st Reading 393
 2d Reading 401
 CR 616
 Considered, advanced, 3d Reading,
 referred 717
 Engrossed—To House 729
 SAs concurred in, passed as amended 745
 4th Reading 771
 Approved by Governor.....April 19, 1968

HB 1282—By Patterson (Ruth), et al—An Act * relating to the determination of heirship by the County Court; ***.**

1st Reading 344
 2d Reading 359

HB 1285—By Trent, et al—An Act * authorizing the reproduction of records, papers, or documents kept by any public officer, to be photographed, microphotographed or reproduced on film; *** and declaring an emergency.**

1st Reading 413
 2d Reading 423
 CR 534
 Considered, advanced, 3d Reading,
 passed 578
 Withheld under Rule 20-c 578
 Signed—To House 582

4th Reading 594
 Approved by Governor.....April 1, 1968

HB 1286—By Camp, et al—An Act * providing protection for private citizens aiding police officers or other officers of the law while in the performance of their duties; and declaring an emergency.**

1st Reading 366
 2d Reading 378
 CR 600
 Considered, advanced, 3d Reading,
 referred 929
 Engrossed—To House 958
 SAs rejected, Conference requested;
 HCs named 1107
 Conference granted, SCs appointed.. 1107
 CCR read, consideration deferred.... 1185
 CCR adopted, passed—To House..... 1242
 4th Reading 1270
 Approved by Governor.....May 9, 1968

HB 1288—By Bernard—An Act relating to the Department of Pollution Control.

1st Reading 265
 2d Reading 278
 CR 600
 Considered, advanced, 3d Reading,
 referred 665
 Engrossed—To House 679
 SAs rejected, Conference requested;
 HCs named 710
 Conference granted, SCs appointed .. 710
 CCR read, consideration deferred ... 1115
 CCR adopted, passed—To House.... 1168
 4th Reading—To House 1261
 Approved by Governor.....May 9, 1968

HB 1290—By Blankenship, et al—An Act relating to the Oklahoma Industrial Development and Park Department; and declaring an emergency.

1st Reading 344
 2d Reading 359
 CR 600
 Considered, advanced, 3d Reading,
 referred 666
 Engrossed—To House 679
 SAs rejected, Conference requested;
 HCs named 710
 Conference granted, SCs appointed.. 710

CCR read, consideration deferred....	1131
CCR adopted, passed—To House.....	1169
4th Reading	1174
Approved by Governor.....	May 9, 1968

HB 1293—By Allard of the House and Young of the Senate—An Act relating to newspapers; *** and declaring an emergency.

1st Reading	241
2d Reading	254
CR	345
Considered, advanced, 3d Reading, referred	369
Engrossed—To House	376
SAs concurred in, passed as amended	399
4th Reading	410
Approved by Governor.....	March 7, 1968

HB 1296—By Johnson—An Act relating to secured transactions; *** and declaring an emergency.

1st Reading	436
2d Reading	450

HB 1299—By Wolf (Leland), et al, of the House and Smalley of the Senate—An Act relating to the Oklahoma State Regents for Higher Education.

1st Reading	265
2d Reading	278
CR	438
Considered, advanced, 3d Reading, referred	552
Engrossed—To House	560
SAs rejected, Conference requested; HCs named	605
Conference granted, SCs appointed....	605
CCR read, consideration deferred....	1132
CCR adopted, passed—To House.....	1237
4th Reading	1270
Approved by Governor.....	May 9, 1968

HB 1301—By Vann—An Act *** providing payment of travel expenses of county officers and deputies and payment of extra help in their offices *** and declaring an emergency.

1st Reading	458
2d Reading	473
CR	600

Considered, advanced, 3d Reading, referred	885
Engrossed—To House	927
SAs concurred in, passed as amended	1009
4th Reading	1010
Approved by Governor.....	May 7, 1968

HB 1302—By Poulos, et al, of the House and Howard, Hargrave and Breckinridge of the Senate—An Act relating to State agencies; commissions, authorities and regulatory bodies; *** and declaring an emergency.

1st Reading	458
2d Reading	473

HB 1307—By Johnson—An Act ***; providing contracts of the state for public works shall contain a non-discrimination clause; and declaring an emergency.

1st Reading	413
2d Reading	423
CR	570

Considered, advanced, 3d Reading, referred	680
Engrossed—To House	693
SAs concurred in, passed as amended	944
4th Reading	958
Approved by Governor	April 30, 1968

HB 1309—By Cate of the House and Smalley of the Senate—An Act *** creating the Medical Research Commission; *** and declaring an emergency.

1st Reading	366
2d Reading	378
CR	588

Considered, advanced, 3d Reading, referred	775
Engrossed—To House	790
SAs rejected, Conference requested; HCs named	829
Conference granted, SCs appointed ..	860
CCR read, consideration deferred	1140
CCR adopted, passed—To House	1221
4th Reading	1239
Approved by Governor	May 10, 1968

HB 1310—By Levergood—An Act ***; providing authority to guardian to borrow money by mortgaging estate of minor,

incompetent or mentally ill person; ***
and declaring an emergency.

1st Reading	367
2d Reading	378
CR	534
Considered, advanced, 3d Reading, referred	578
Engrossed—To House	591
SAs concurred in, passed as amended	638
4th Reading	652
Approved by Governor	April 9, 1968

HB 1311—By Bengtson—An Act *** re-
quiring audits of financial affairs and
activities of public schools; and declaring
an emergency.

1st Reading	367
2d Reading	378
CR	588
Considered, advanced, 3d Reading, referred	789
Engrossed—To House	846
SAs rejected, Conference requested; HCs named	872
Conference granted, SCs appointed ..	872
CCR rejected by House, further Conference requested	1107
Further Conference granted	1107
2d CCR read, adopted, passed —To House	1205
4th Reading	1239
Approved by Governor	May 17, 1968

HB 1313—By Watkins, et al—An Act ***
requiring permit for the carrying of cer-
tain weapons; *** and declaring an emer-
gency.

1st Reading	420
2d Reading	438

HB 1316—By Poulos of the House and
Howard of the Senate—An Act *** pro-
viding all agencies and departments use
Central Purchasing; *** and declaring an
emergency.

1st Reading	436
2d Reading	450
CR	676
Stricken	930

HB 1318—By Sanguin, et al of the House
and Birdsong of the Senate—An Act re-

lating to motor vehicles; setting minimum
and maximum salaries; declaring an
emergency.

1st Reading	291
2d Reading	301
CR	600
Considered, advanced, 3d Reading, referred	666
Engrossed—To House	679
SAs rejected, Conference requested; HCs named	710
Conference granted, SCs appointed ..	710
CCR read, consideration deferred ...	1052
CCR adopted, passed—To House	1106
4th Reading	1168
Approved by Governor	May 9, 1968

HB 1322—By Connor of the House and
Garrison of the Senate—An Act *** pro-
viding for transfer of proceeds accruing
in the "Motor Vehicle Act Enforcement
Fund" to the Department of Public Safety;
*** and declaring an emergency.

1st Reading	367
2d Reading	379

HB 1323—By McCune, et al—An Act re-
lating to the court fund; providing the
county treasurer shall act as agent of the
State as to the court fund ***; and declar-
ing an emergency.

1st Reading	469
2d Reading	490
CR	658
Considered, advanced, 3d Reading, referred	825
Rule 20-c suspended	826
ML; tabled	828; 840
Signed—To House	862
SAs rejected, Conference requested; HCs named	1014
Conference granted, SCs appointed ..	1014
CCR read, consideration deferred ...	1089
CCR adopted, passed—To House	1171
4th Reading	1226
Approved by Governor	May 17, 1968

HB 1325—By Finch of the House and
Young and McSpadden of the Senate—An
Act *** prescribing eligibility of candi-

dates for District School Boards; *** and declaring an emergency.

1st Reading	458
2d Reading	473
CR	588
Considered, advanced, 3d Reading, failed	686
ML; adopted, passed, referred 686;	715
Engrossed—To House	729
SAs concurred in, passed as amended	853
4th Reading	870
Vetoed by Governor	April 26, 1968

HB 1326—By Bickford—An Act *** prescribing duties of certain divisions of the industrial development and park department; and declaring an emergency.

1st Reading	458
2d Reading	473
Wd, re-referred	492
CR	547
Considered, advanced, 3d Reading, passed	826
Withheld under Rule 20-c	827
Signed—To House	830
4th Reading	851
Approved by Governor	April 23, 1968

HB 1328—By McCune, et al—An Act relating to the operation of the district courts; ***.

1st Reading	413
2d Reading	423
CR	472
Considered, advanced, 3d Reading, passed	552
Withheld under Rule 20-c	552
Signed—To House	556
4th Reading	569
Approved by Governor	April 1, 1968

HB 1329—By Barr of the House and McGraw of the Senate—An Act relating to bail bonds; *** providing for property bond; making such bonds a lien against property listed; *** and declaring an emergency.

1st Reading	413
2d Reading	423
CR	569

Considered, advanced	722
3d Reading, failed	1025

HB 1330—By Hopkins, et al of the House and Howard of the Senate—An Act *** providing qualifications for eligibility for benefits in county retirement system; *** and declaring an emergency.

1st Reading	413
2d Reading	423
CR	547
Considered, advanced, 3d Reading, passed	854
Signed—To House	854
4th Reading	870
Approved by Governor	April 26, 1968

HB 1331—By Watkins—An Act *** providing deed to property must be recorded on January 1 in order for person owning to have been Record Owner on said date; *** and declaring an emergency.

1st Reading	458
2d Reading	473
CR; stricken	547; 680

HB 1333—By Green, et al—An Act relating to abandoned motor vehicles; *** and declaring an emergency.

1st Reading	413
2d Reading	423
CR	547
Considered, advanced, 3d Reading, passed	686
Withheld under Rule 20-c	686
Signed—To House	688
4th Reading	709
Approved by Governor	April 11, 1968

HB 1335—By Vann—An Act relating to District Attorneys; *** providing for appointment and compensation of assistants and other personnel; *** and declaring an emergency.

1st Reading	413
2d Reading	423

HB 1339—By Inhofe—An Act relating to insurance; *** pertaining to agents' identification cards; and declaring an emergency.

1st Reading	413
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2d Reading	423
CR	547
Considered, advanced, 3d Reading, passed	576
Withheld under Rule 20-c	577
Signed—To House	582
4th Reading	594
Approved by Governor	April 1, 1968

HB 1341—By Thornhill—An Act relating to motor vehicles; *** probationary operator's licenses *** and declaring an emergency.

1st Reading	420
2d Reading	438

HB 1342—By Cate, et al—An Act relating to the Oklahoma State Regents; and declaring an emergency.

1st Reading	344
2d Reading	359
CR	600
Considered, advanced, 3d Reading, referred	667
Engrossed—To House	679
SAs rejected, Conference requested; HCs named	710
Conference granted, SCs appointed ..	710
CCR read, consideration deferred ...	1178
CCR adopted, passed—To House	1238
4th Reading	1277
Approved by Governor	May 9, 1968

HB 1343—By Bernard of the House and Luton of the Senate—An Act *** providing for organization of irrigation districts; *** and declaring an emergency.

1st Reading	393
2d Reading	401
CR	599
Stricken	930

HB 1344—By Bernard of the House and Luton of the Senate—An Act *** providing for the "Water Rights Administrative Act of 1968"; *** and declaring an emergency.

1st Reading	394
2d Reading	401
CR	600
Stricken	930

HB 1347 By McCune—An Act *** chang-

ing the delinquency date of petroleum excise tax to make same correspond with delinquency date of gross production tax; *** and declaring an emergency.

1st Reading	458
2d Reading	473
CR	547
Considered, advanced, 3d Reading, passed	647
Withheld under Rule 20-c	647
Signed—To House	650
4th Reading	669
Approved by Governor	April 8, 1968

HB 1348—By McCune—An Act *** for the purpose of changing the delinquency date as to gross production tax payments; *** and declaring an emergency.

1st Reading	459
2d Reading	473
CR	547
Considered, advanced, 3d Reading, passed	647
Withheld under Rule 20-c	648
Signed—To House	650
4th Reading	669
Approved by Governor	April 9, 1968

HB 1350—By Witt—An Act *** providing it shall be unlawful to start fires except under certain conditions and times; *** and declaring an emergency.

1st Reading	459
2d Reading	473
CR	570
Considered, advanced, 3d Reading, referred	642
Engrossed—To House	661
SAs concurred in, passed as amended	676
4th Reading	709
Approved by Governor	April 11, 1968

HB 1351—By McCune—An Act relating to trials by jury; repealing House Joint Resolution 511, *** and declaring an emergency.

1st Reading	459
2d Reading	473
CR	588
Considered, advanced, 3d Reading, referred	620

Withheld under Rule 20-c	621
Signed—To House	638
4th Reading	652
Approved by Governor	April 9, 1968

HB 1353—By Nigh, et al, of the House and Luton of the Senate—An Act relating to legislative districts; *** and declaring an emergency.

1st Reading	459
2d Reading	473
CR	569
Considered, advanced, 3d Reading, referred	623
Engrossed—To House	646
SAs concurred in, passed as amended	676
4th Reading	709
Approved by Governor	April 11, 1968

HB 1354—By Connor—An Act relating to the Oklahoma Turnpike Authority; *** and declaring an emergency.

1st Reading	513
2d Reading	534
CR	600
Considered, advanced, 3d Reading, referred	927
MsL	928
Engrossed—To House	1007
SAs concurred in, passed as amended	1015
4th Reading	1067
Approved by Governor	May 2, 1968

HB 1355—By Mountford, et al—An Act relating to the Pardon and Parole Board; *** and declaring an emergency.

1st Reading	513
2d Reading	534
CR	616
Considered, advanced, 3d Reading, passed	785
Withheld under Rule 20-c	785
Signed—To House	795
4th Reading	805
Approved by Governor	April 22, 1968

HB 1356—By Andrews, et al—An Act relating to public housing; *** and declaring an emergency.

1st Reading	792
2d Reading	799
CR	805
Considered, advanced, 3d Reading,...	866
Signed—To House	867
4th Reading	880
Approved by Governor	April 26, 1968

HB 1357—By Employment Committee—An Act relating to legislature; *** temporary employees of the House of Representatives; *** and *** compensation of permanent employees; *** and declaring an emergency.

1st Reading	1015
2d Reading—To Calendar	1058
Considered, advanced, 3d Reading,...	1171
Signed—To House	1171
4th Reading	1174
Approved by Governor	May 9, 1968

PART VI

HOUSE JOINT RESOLUTIONS

Titles in full shown on page numbers opposite
“1st Reading”.

The Senate and House records of CARRY-OVER Measures, designated herein by an asterisk (*), may be found in the respective 1967 Permanent Journals of the 1st Regular Session of the 31st Legislature.

* **HJR 505**—By Poulos—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** a prohibiting levy of *** tax in lieu of ad valorem tax on intangible personal property *** and ordering a special election.

CR	460
Considered	724; 739; 749; 757
Set for Special Order	759
Considered, advanced	769
Reported engrossed	786
3d Reading, referred	803
MsL	805
Engrossed—To House	921
SAs rejected, Conference requested, HCs named	972
Conference granted, SCs appointed..	972
CCR read, consideration deferred....	996
CCR adopted, passed—To House	1022
CCR amended—agreed to by House and Senate	1070
4th Reading	1108

* **HJR 517**—By Briscoe et al of the House and Dacus of the Senate—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** relating to valuation of property for taxation ***

CR	616
Considered, advanced, 3d Reading, failed	890

HJR 536—By Hutchens (David) et al of the House and McSpadden of the Senate—A Joint Resolution relating to a Bond Issue for vocational and technical education. Special Election.

1st Reading	459
2d Reading	473
CR	600
Considered, advanced, 3d Reading, referred	886
Engrossed—To House	927
SAs rejected, Conference requested, HCs named	998
Conference granted, SCs appointed..	999

HJR 538—By Fine of the House and Hamilton of the Senate—A Resolution waiving the immunity of the State from liability for damages resulting from tortious Acts of its employees; *** and declaring an emergency.

1st Reading	114
2d Reading	123
CR	377
Considered, advanced, 3d Reading, referred	621
Engrossed—To House	646
SAs concurred in, passed as amended..	745
4th Reading	771
Approved by Governor.....	April 19, 1968

HJR 541—By Bamberger, et al—A Joint Resolution directing the Secretary of State

to refer to the people *** a proposed amendment *** making registered voters instead of resident taxpayers eligible to sign a petition for a Grand Jury *** and ordering a Special Election.

1st Reading	322
2d Reading	347
CR	616
Considered, advanced, 3d Reading, referred	722
Withheld under Rule 20-c	724
Signed—To House	728
4th Reading	752

HJR 542—By Sparkman, et al, of the House and Graves of the Senate—A Joint Resolution providing for increases in payments of Old Age Assistance, Aid to Blind, and Aid to Permanently and Totally Disabled; *** and declaring an emergency.

1st Reading	178
2d Reading	185
CR	206
Considered, advanced, 3d Reading, referred	228
Engrossed—To House	241
SAs concurred in, passed as amended	272
4th Reading	280
Approved by Governor..February 19, 1968	

HJR 543—By Watkins et al, of the House and Boecher of the Senate—A resolution waiving the immunity of the State from liability for damages resulting from tortious acts of its employees; *** and declaring an emergency.

1st Reading	276
2d Reading	293
CR	534
Considered, advanced, 3d Reading, referred	621
Engrossed—To House	646
SAs concurred in, passed as amended	717
4th Reading	734
Recalled from Governor pursuant to HCR 588	830
Received from House for further consideration by the Senate	830
Stricken	926

HJR 545—By Mountford et al, of the

House and McSpadden of the Senate—A Joint Resolution authorizing the State Board of Public Affairs to acquire by gift, an oil derrick or derricks for display as a historical monument; and declaring an emergency.

1st Reading	276
2d Reading	294
CR	490
Considered, advanced, 3d Reading, passed	888
Signed—To House	888
4th Reading	945
Approved by Governor.....April 29, 1968	

HJR 547—By Finch—A Joint Resolution relating to the Alcoholic Beverage control Board; *** and declaring an emergency.

1st Reading	459
2d Reading	473

HJR 548—By Watkins—A Joint Resolution designating Yukon, Oklahoma, as the “Czech Capital of Oklahoma”;

1st Reading	341
2d Reading	348
CR	367
Considered, advanced, 3d Reading, passed	640
Withheld under Rule 20-c	640
Signed—To House	650
4th Reading	669
Approved by Governor.....April 8, 1968	

HJR 551—By Connor et al, of the House and Garrison of the Senate—A Joint Resolution directing the Secretary of State to refer to the people a proposed Constitutional Amendment requiring State Board of Equalization to make itemized estimate of revenues to be received by the State during next ensuing fiscal year; *** and ordering Special Election.

1st Reading	436
2d Reading—To Calendar	450
Considered, advanced, 3d Reading, passed	481
Signed—To House	485
4th Reading	489

HJR 557—By Ford of the House and Gee

of the Senate—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** creating the Board on Legislative Compensation; *** and ordering a Special Election.

1st Reading	322
2d Reading	348
CR	490
Considered, advanced, 3d Reading, referred	847
Engrossed—To House	862
SAs rejected, Conference requested, HCs named	893
Conference granted, SCs appointed ..	893
CCR read, consideration deferred ...	1053
CCR adopted, passed—To House	1161
4th Reading	1174

HJR 559—By McCune—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** providing the right of trial by jury shall remain inviolate except in civil cases involving less than twenty dollars or in criminal cases wherein the offense charged is punishable by fine only, not exceeding twenty dollars; *** and ordering a Special Election.

1st Reading	459
2d Reading	473
CR	616
Considered, advanced, 3d Reading, referred	820
ML, tabled	823; 875
Engrossed—To House	875
SAs concurred in, passed as amended..	944
4th Reading	958

HJR 560—By Lawson—A Resolution waiving the immunity of the State from liability for damages resulting from tortious Acts of its employees; *** and declaring an emergency.

1st Reading	459
2d Reading	473

HJR 561—By Connor, et al—A Joint Resolution designating additional names for the Department of Public Welfare, Oklahoma Public Welfare Commission and Director of Public Welfare; *** and declaring an emergency.

1st Reading	497
2d Reading	516
CR	588
Considered, advanced, 3d Reading, failed	640
ML; adopted, passed, referred ..641;	646
Engrossed—To House	679
SAs concurred in, passed as amended	742
4th Reading	752
Approved by Governor April 15, 1968	

HJR 562—By Cox, et al, of the House and Ferrell of the Senate—A Joint Resolution designating Prague, Oklahoma, as "The Kolache Capital of Oklahoma"; ***.

1st Reading	497
2d Reading	516
CR	616
Considered, advanced, 3d Reading, passed	640
Withheld under Rule 20-c	640
Signed—To House	650
4th Reading	669
Approved by Governor April 8, 1968	

HJR 563—By Smith (E. W.)—A Joint Resolution designating November 16 of each year as the official Oklahoma State Flag Day; ***; and declaring an emergency.

1st Reading	792
2d Reading	799
CR	805
Considered, advanced, 3d Reading, passed	889
Signed—To House	889
4th Reading	945
Approved by Governor April 29, 1968	

PART VII

HOUSE CONCURRENT RESOLUTIONS

HCR 548—By Townsend, et al—A Resolution requesting that the Speaker of the House of Representatives and the President Pro Tempore of the Senate be authorized to seek federal funds for a feasibility study of rapid transit ***.

Received	56
Adopted—To House	56
Enrolled copy signed—To House ...	73

HCR 549—By Patterson (Ruth), et al—A Concurrent Resolution requesting the Oklahoma Regents for Higher Education to assist in the development and approval of a court of study in court reporting ***.

Received	272
Adopted—To House	287
Enrolled copy signed—To House	291

HCR 550—By Goodfellow, et al—A Concurrent Resolution memorializing the Congress of the United States to present to the various States for ratification a proposed amendment to Section 1, Article III of the Constitution of the United States to provide for limitations in the tenure of office of Judges of Federal Courts; ***.

Received	112
Adopted—To House	119
Enrolled copy signed—To House	138

HCR 551—By Skeith of the House and Stipe of the Senate—A Concurrent Resolution declaring the week of October 7, 1968 through October 12, 1968, "Indian Week" in Oklahoma.

Received	112
Adopted—To House	119
Enrolled copy signed—To House	138

HCR 552—By Watkins, et al, of the

House and Boecher of the Senate—A Concurrent Resolution requesting the State Board of Public Affairs to require all operators of concession stands in the State Capital Building and in all State Office Buildings, selling soft drinks in containers, to sell bottled soft drinks and to prohibit the sale of soft drinks in cans.

Received	119
Considered	135
Stricken	926

HCR 553—By Hopkins, et al—A Concurrent Resolution *** requesting annual football game played between the University of Oklahoma football team and the University of Texas football team on a home-and-home basis.

Received	146
Referred to Committee	152

HCR 554—By Hutchins (Walter), et al, of the House and Terrill and Taliaferro of the Senate—A Concurrent Resolution requesting the State Auditor and others to release to the City of Lawton the original State Warrant in remittance of the first apportionment of the city sales tax for custodial purposes and as a museum item; and directing distribution.

Received	146
Adopted—To House	243
Enrolled copy signed—To House	265

HCR 555—By Harrison, et al, of the House and Williams of the Senate—A Concurrent Resolution expressing profound regret and sorrow for the death of Homer P. Covey of Fargo, Oklahoma, *** last surviving delegate to the 1906 State Constitutional Convention; ***.

Received	152
Adopted—To House	152
Enrolled copy signed—To House ...	165

HCR 556—By Poulos, et al—A Concurrent Resolution commending Bob Dickson for his many contributions to amateur golf; ***.

Received	179
Adopted—To House	215
Enrolled copy signed—To House	241

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Received 341
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Received 487
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HCR 572—By Abbott of the House and Miller of the Senate—A Concurrent Resolution congratulating and commending the coaches and officials of Byng High School, Byng, Oklahoma, ***.

Received 487
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HCR 573—By Thompson, et al, of the House and Baggett of the Senate—A Concurrent Resolution expressing the regret *** for the demise of Paul C. Duncan, Sr.; ***.

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HCR 574—By Allard, et al, of the House and Young of the Senate—A Concurrent Resolution commending the Oklahoma Federation of Democratic Women's Clubs ***.

Received 551
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Received 673
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Received 673
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HCR 578—By Watkins, et al—A Concurrent Resolution commending Richard Homan, National Senior Vice Commander in Chief of the Veterans of Foreign Wars; ***.

Received 687
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HCR 579—By Patterson (Ruth), et al, of the House and Ferrell of the Senate—A Concurrent Resolution noting the significance of the anniversary of the opening for settlement of the Territory of Oklahoma; ***.

Received 727

HCR 580—By Boren, et al, of the House and Nichols of the Senate—A Concurrent Resolution recognizing the contributions of the Seminole Indian Nation in the civic and cultural life of Oklahoma; proclaiming April 17 as Seminole National Day; ***.

Received 727
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HCR 581—By Cole of the House and McSpadden of the Senate—A Concurrent Resolution requesting the Executive Committee *** to refer *** the subject of the probable decline in tax collection due to the anticipated decline of oil production ***.

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Received 721

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Received 864
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- Co-Author: **SBs** 625, 645, 653, 674, 729, 753, 757; **SJR**s 50, 62, 63; **SCR**s 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 94, 96, 101, 110, 112, 114, 115, 116; **HB**s 1033, 1056, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1091, 1092, 1093, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1137, 1161, 1162, 1187; **HJR**s 548, 562; **HCR**s 555, 558, 561, 563, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 584, 586, 590, 591, 595, 596.
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- Co-Author: **SBs** 464, 466, 508, 542, 548, 549, 550, 582, 638, 645, 708, 729, 753; **SJR**s 50, 62, 63; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 49, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 75, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 114, 115, 116; **HB**s 714, 971, 1045, 1101, 1124, 1161, 1163; **HJR**s 505, 548, 562; **HCR**s 550, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.
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Co-Author: SBs 25, 459, 464, 467, 493, 532, 603, 607, 645, 658, 702, 729, 734;
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SCs under GCCA.

—Committee (CONFERENCE other than GCCA):

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—Committee (GCCA—Alternate) 779

—Committee (SPECIAL):

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To escort Brig. Gen. Franklin A. Nichols to President's desk 310

To invite and escort Governor to President's desk 1269

—Committees (STANDING—Rule 22-f, 1st Session):

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Appropriations and Budget 2

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Co-Author: **SBs** 464, 466, 472, 474, 484, 492, 503, 505, 508, 509, 525, 528, 542, 548, 549, 550, 582, 583, 594, 595, 599, 603, 611, 623, 624, 638, 643, 645, 653, 657, 676, 690, 714, 729, 753, 756; **SJR**s 50, 62; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 67, 69, 70, 71, 72, 76, 78, 80, 84, 85, 86; **SR**s 60, 63, 65, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 92, 93, 94, 95, 96, 99, 101, 106, 110, 112, 114, 115, 116; **HB**s 501, 528, 540, 864, 905, 961, 971, 983, 984, 1033, 1037, 1045, 1058, 1078, 1105, 1114, 1116, 1124, 1128, 1143, 1161, 1163, 1170, 1173, 1182, 1192, 1199, 1212, 1213, 1216, 1278, 1279; **HJR**s 517, 528, 548, 562; **HCR**s 548, 550, 551, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 587, 590, 591, 595, 596.

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Author: SBs 495, 705, 763.

Co-Author: SBs 452, 455, 458, 464, 467, 479, 481, 500, 522, 568, 603, 611, 617, 618, 620, 638, 641, 645, 733, 753, 761; SJRs 45, 50, 68; SCRs 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 49, 50, 51, 52, 55, 56, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; SRs 60, 63, 65, 67, 69, 70, 72, 78, 79, 80, 81, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; HBs 547, 802, 1000, 1015, 1017, 1050, 1088, 1100, 1113, 1114, 1150, 1173, 1176, 1182, 1199, 1214, 1230, 1269, 1279; HJRs 517, 548, 562; HCRs 548, 549, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 576, 577, 578, 579, 583, 586, 587, 590, 591, 595, 596.

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—Committees (STANDING—Rule 22-f, 1st Session):

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—Committee (UNDER)

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Author: **SBs** 568, 573, 574, 600; **SCR** 36.

Co-Author: **SBs** 559, 603, 621, 641, 645, 681, 729, 761; **SJR**s 50, 62, 63; **SCR**s 34, 35, 37, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 501, 834, 905, 1189, 1279, 1339; **HJR**s 542, 548, 562; **HCR**s 550, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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—Committees (SPECIAL):

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—Committees (STANDING—Rule 22-f, 1st Session):

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Author: **SBs** 524, 598, 660, 703; **SCR**s 72.

Co-Author: **SBs** 454, 455, 464, 467, 559, 625, 634, 639, 645, 670, 673, 753; **SJR**s 45, 46, 50; **SCR**s 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 56, 57, 58, 61, 62, 69, 70, 71, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 75, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 741, 1033, 1138, 1176, 1237, 1339; **HJR**s 505, 548, 562; **HCR**s 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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GARRETT, Senator John L.:

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—Committees (CONFERENCE other than GCCA):

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—Committee (GCCA) 779

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Author: **SB 702.**

Co-Author: **SBs** 493, 600, 617, 645, 659, 704, 711, 729; **SJR**s 50, 51; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 74, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 795, 905, 1050, 1120, 1121, 1196, 1220, 1234, 1260, 1267, 1285; **HJR**s 548, 562; **HCR**s 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

GARRISON, Senator Denzil D.:

Continues to serve as Minority Leader for 2d Session of 31st Legislature, as provided under Rule 22-f of 1st Session.

Appointments—Committees (CONFERENCE—GGCA):

See p 1292 for Bills and/or Resolutions referred to and considered by SCs under GCCA.

—Committees (CONFERENCE other than GCCA):

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SB 402 p 679	SB 761 p 845	HB 1309 p 860
SB 561 p 757	HB 547 p 672	HJR 557 p 893
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Author: **SB**s 444, 450, 452, 453, 454, 455, 456, 457, 458, 459, 462, 463, 464, 465, 466, 467, 468, 591, 594, 624, 625, 753; **SJR**s 46, 47, 49, 61; **SCR**s 34, 39, 57, 59, 69, 70; **SR** 63.

Co-Author: **SBs** 479, 493, 530, 559, 622, 645, 646, 647, 675, 687, 701, 711, 728, 729, 736, 749; **SJR**s 45, 50, 69, 70; **SCR**s 35, 36, 37, 38, 40, 42, 44, 46, 47, 51, 52, 55, 58, 61, 62, 71, 72, 76, 77, 78, 80, 84, 86; **SR**s 60, 67, 69, 70, 72, 74, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 547, 802, 978, 980, 981, 987, 992, 993, 995, 996, 1003, 1004, 1011, 1045, 1088, 1089, 1105, 1118, 1121, 1124, 1125, 1138, 1157, 1198, 1268, 1269, 1322, 1328; **HJR**s 548, 551, 562; **HCR**s 550, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 576, 577, 578, 582, 583, 586, 587, 590, 591, 595, 596.

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GEE, Senator Robert S.:

Appointments—Committees (CONFERENCE—GCCA):

See p 1292 for Bills and/or Resolutions referred to and considered by SCs under GCCA.

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SB 270 p 679; 1261	SB 586 p 711	HB 1118 p 672
SB 318 p 679	SB 588 p 627	HB 1174 p 1029
SB 343 p 549	SB 602 p 712	HB 1186 p 893
SB 402 p 679	SB 604 p 843	HB 1191 p 860
SB 530 p 551	SB 612 p 548	HB 1198 p 872
SB 536 p 984	SB 628 p 754	HB 1208 p 742
SB 538 p 711	SB 656 p 627	HB 1233 p 1029
SB 539 p 627	SB 717 p 679	HB 1267 p 893
SB 540 p 605; 709	HB 797 p 728	HB 1323 p 1014
SB 556 p 843; 998	HB 1040 p 285	HJR 557 p 893
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—Committee (GCCA) 779

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Executive Committee—Legislative Council (Re-appointed) 1284

—Committee (SPECIAL):

To notify House RE Sine Die Adjournment 1283

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Author: **SB**s 270, 469, 536, 537, 538, 539, 556, 557, 586, 587, 589, 612, 614, 626, 627, 636, 677; **SJR** 48; **SCR** 48.

Co-Author: **SB**s 48, 318, 447, 479, 505, 531, 540, 559, 569, 588, 590, 602, 605, 628, 645, 653, 673, 674, 681, 697; **SJR**s 2, 26, 34, 45, 50, 51, 60, 62; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 54, 55, 57, 58, 59, 61, 62, 69, 70, 71, 72, 76, 78, 80, 82, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 97, 101, 110, 112, 114, 115; **HB**s 547, 881, 912, 970, 972, 980, 981, 985, 1008, 1017, 1040, 1045, 1099, 1100, 1108, 1113, 1117, 1118, 1119, 1121, 1143, 1155, 1174, 1186, 1191, 1198, 1211, 1234, 1267, 1268, 1279, 1285, 1307, 1323, 1328, 1351, 1354, 1355; **HJR**s 505, 545, 548, 557, 559, 562; **HCR**s 550, 555, 557, 558, 560, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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SB 538 p 711	SB 722 p 893	HB 1279 p 728
—Committee (GCCA)		779
—Committee (SPECIAL):		
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—Committees (STANDING—Rule 22-f, 1st Session):		
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Judiciary		3
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Author: SBs 484, 578, 603, 669, 701, 722, 727, 734; SJR 66; SCR 85.		
Co-Author: SBs 48, 450, 479, 508, 521, 528, 568, 607, 645, 695, 714, 729, 761; SJRs 50, 62; SCRs 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; SRs 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 105, 110, 112, 114, 115, 116; HBs 802, 970, 978, 980, 1044, 1045, 1114, 1116, 1121, 1149, 1186, 1201, 1217, 1268, 1279, 1281, 1290, 1310, 1323, 1328; HJRs 541, 548, 562; HCRs 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 575, 576, 577, 578, 583, 586, 590, 591, 595, 596.		
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—Committees (CONFERENCE other than GCCA):		
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—Committee (GCCA—Alternate)		779
—Committees (STANDING—Rule 22-f, 1st Session):		
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Author: SBs 446, 530, 638, 643, 659, 681; SJR 60; SCRs 58, 73, 76.	
Co-Author: SBs 484, 639, 640, 645, 653, 675, 679, 729, 753; SJR s 50, 62, 68; SCRs 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 61, 62, 69, 70, 71, 72, 78, 80, 84, 86; SRs 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; HBs 714, 961, 978, 1000, 1017, 1041, 1124, 1183, 1196; HJR s 542, 548, 561, 562; HCRs 548, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.	
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Author: **SBs** 505, 765, 766.

Co-Author: **SBs** 479, 548, 550, 614, 645, 753; **SJR**s 50, 62; **SCRs** 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 56, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SRs** 60, 63, 67, 69, 70, 71, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HBs** 501, 795, 881, 972, 981, 983, 1021, 1170, 1197, 1301, 1323; **HJR**s 542, 545, 548, 562; **HCRs** 548, 550, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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SB 569 p 754	HB 1062 p 1068	HB 1212 p 976
SB 637 p 844; 1253	HB 1105 p 728	HB 1213 p 1108
SB 729 p 839	HB 1163 p 672	HB 1311 p 872; 1107
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—Committee (SPECIAL):	
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—Committees (STANDING):	
Agriculture, Consumer Affairs and Wildlife	50
Education	50
Roads, Highways and Public Safety	50
Author: SBs 473, 475, 476, 479, 480, 481, 560, 577, 629, 632, 633, 678, 716, 728, 729, 749; SRs 65, 97, 101, 114.	
Co-Author: SBs 510, 559, 568, 581, 583, 638, 645; SJR s 43, 62; SCR s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 56, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; SR s 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 110, 112, 115, 116; HB s 881, 973, 1062, 1105, 1162, 1163, 1212, 1231, 1278, 1279, 1290, 1350, 1354; HJR s 538, 542, 548, 562; HCR s 548, 550, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.	
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Author: SB 718; SCR s 65, 66.	
Co-Author: SB s 318, 447, 462, 484, 487, 488, 493, 505, 563, 571, 627, 630, 638, 639, 645, 658, 681, 717, 722, 728, 738; SJR s 50, 60, 62; SCR s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 50, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; SR s 60, 63, 66, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 105, 110, 112, 114, 115, 116; HB s 795, 961, 980, 988, 1018, 1099, 1117, 1119, 1146, 1185, 1302; HJR s 548, 562; HCR s 555, 556, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 580, 583, 586, 587, 590, 591, 595, 596.	
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SR 109 p 1173

Author: SBs 684, 685, 686; SCR 46; SR 111.

Co-Author: SBs 464, 611, 645, 729; SJRs 50, 60, 62, 70; SCRs 34, 35, 36, 38, 39, 40, 42, 44, 47, 51, 52, 55, 56, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; SRs 60, 63, 67, 69, 70, 72, 74, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; HBs 501, 1086, 1323; HJRs 548, 562; HCRs 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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—Committees (UNDER):

SR 95-A p 780 SB 109 p 1173

Author: SBs 48, 531; SCRs 45, 55, 56.

Co-Author: SBs 508, 540, 548, 568, 600, 637, 673, 679, 729, 761; SJR 50; SCRs

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HOWARD, Senator Gene C.:

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—Committee (INTERIM):

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—Committees (UNDER):

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Author: **SBs** 449, 588, 602, 605, 619, 628, 655, 692, 741; **SJR**s 45, 65; **SCR** 63; **SRs** 66, 98.

Co-Author: **SBs** 25, 48, 493, 596, 617, 634, 645, 658, 679, 703, 729; **SJR**s 50, 62; **SCRs** 34, 35, 36, 38, 39, 40, 41, 42, 44, 46, 47, 50, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SRs** 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 111, 112, 114, 115, 116; **HBs** 972, 1041, 1100, 1124, 1146, 1163, 1174, 1185, 1186, 1196, 1198, 1233, 1267, 1268, 1302, 1316, 1330; **HJR**s 505, 548, 562; **HCRs** 555, 558, 560, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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Author: SBs 719, 731.

Co-Author: SBs 336, 466, 479, 493, 619, 634, 643, 645, 704, 721, 729, 747; SJRs 50, 62; SCRs 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; SRs 60, 63, 67, 69, 70, 72, 74, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; HBs 501, 802, 1000, 1050, 1116, 1157, 1210, 1260, 1279, 1333; HJRs 548, 562; HCRs 550, 551, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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Author: SBs 617, 714, 735, 755; SCRs 51, 84.

Co-Author: SBs 479, 555, 563, 596, 597, 644, 645, 653, 658, 729, 744; SJRs 45, 50, 62; SCRs 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 52, 54, 55, 56, 57, 58, 61, 62, 69, 70, 71, 72, 73, 76, 78, 80, 86; SRs 60, 63, 67, 69, 70, 72, 75, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; HBs 547, 741, 881, 905, 970, 980, 981, 983, 990, 1033, 1139, 1141, 1142, 1143, 1163, 1173, 1198, 1216, 1237, 1279, 1307, 1343, 1344, 1353; HJRs 542, 548, 562; HCRs 555, 556, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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Author: SJR 50; SCR 35.

Co-Author: SBs 474, 645, 729; SJRs 62, 63; SCRs 34, 36, 38, 39, 40, 42, 43, 44,

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—Committees (STANDING—Rule 22-f, 1st Session):

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Author: **SBs** 474, 592; **SCR** 50.

Co-Author: **SBs** 25, 459, 467, 479, 493, 524, 525, 569, 600, 634, 638, 645, 659, 679, 682, 702, 711, 722, 725, 734, 753; **SJR**s 2, 26, 45, 50, 60; **SCR**s 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 51, 52, 54, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 75, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 501, 524, 547, 969, 980, 981, 993, 995, 1002, 1040, 1088, 1089, 1100, 1124, 1182, 1184, 1216, 1278, 1307, 1329; **HJR**s 536, 545, 548, 551, 562; **HCR**s 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 576, 577, 578, 583, 586, 587, 590, 591, 595, 596.

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Author: **SBs** 451, 540, 593, 637, 666, 706, 707; **SJR**s 69, 70; **SCR**s 52, 60, 89; **SR**s 60, 61, 62, 67, 76, 81, 83, 89, 95-A, 109, 110, 116.

Co-Author: **SBs** 493, 503, 505, 524, 596, 607, 639, 640, 645, 646, 647, 653, 659, 681, 727, 729, 734, 768; **SJR**s 50, 60; **SCR**s 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 51, 54, 55, 57, 58, 61, 62, 63, 69, 70, 71, 72, 76, 78, 80, 82, 83, 84, 86; **SR**s 69, 70, 72, 78, 79, 80, 82, 84, 85, 88, 92, 93, 94, 95, 96, 97, 101, 112, 114, 115; **HB**s 554, 610, 783, 1114, 1279, 1325, 1354; **HJR**s 536, 542, 545, 548, 562; **HCR**s 550, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 581, 583, 586, 587, 590, 591, 595, 596.

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—Committees (CONFERENCE other than GCCA):

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—Committee (GCCA) 779

—Committee (SPECIAL):

To notify Governor RE Joint Session 12

—Committees (STANDING—Rule 22-f, 1st Session):

Conservation and Economic Development 2

Health, Welfare and Veterans' Affairs, V Chm 3

Roads, Highways and Public Safety 3

Author: SBs 496, 675, 704, 708; SJR 56.

Co-Author: SBs 493, 603, 638, 640, 645, 729; SJR 50, 62, 63; SCR 34, 35, 36,
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—Committees (SPECIAL):

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Author: SBs 472, 492, 494, 503, 504, 641, 657; SCR 83; SRs 69, 72, 106.

Co-Author: SBs 318, 559, 568, 577, 607, 612, 645, 653, 729, 739, 753; SJRs 50,
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—Committees (CONFERENCE other than GCCA):

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—Committee (GCCA) 779

—Committee (INTERIM):

Executive Committee—Legislative Council (Re-Appointed) 1284

—Committee (SPECIAL):

To notify Governor RE Joint Session 12

—Committees (STANDING—Rule 22-f, 1st Session):

Appropriations and Budget 2

Conservation and Economic Development 2

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Author: SBs 670, 674; SCR 43.

Co-Author: SBs 508, 573, 596, 645, 651, 666, 727; SJRs 50, 63, 68; SCRs 34, 35,
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—Committee (INTERIM):

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—Committee (SPECIAL):

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—Committees (STANDING—Rule 22-f, 1st Session):

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Author: **SBs** 470, 471, 478, 570, 618, 635; **SJR** 68; **SCR** 37; **SR** 71.

Co-Author: **SBs** 447, 461, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 525, 526, 527, 528, 529, 534, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 558, 559, 581, 582, 583, 638, 639, 640, 642, 644, 645, 651, 652, 653, 659, 666, 673, 674, 704, 722, 727, 734; **SJR**s 50, 60, 62, 66; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 501, 984, 999, 1000, 1037, 1056, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1091, 1092, 1093, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1157, 1161, 1162, 1163, 1187, 1196, 1263, 1269, 1270, 1279, 1311; **HJR**s 542, 548, 561, 562; **HCR**s 550, 555, 558, 560, 561, 566, 567, 568, 569, 570, 571, 572, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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—Committee (GCCA—Alternate) 779

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Author: **SBs** 502, 571, 601, 615, 616, 651, 737, 740; **SCR**s 62, 64, 68, 79; **SR**s 80, 82.

Co-Author: **SBs** 465, 485, 487, 505, 559, 572, 603, 640, 645, 658, 667, 681, 704, 708, 721, 752, 761; **SJR**s 34, 50, 62, 66, 70; **SCR**s 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 681, 802, 983, 995, 1008, 1021, 1099, 1100, 1113, 1189, 1263, 1279, 1354; **HJR**s 505, 548, 562; **HCR**s 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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—Committees (CONFERENCE other than GCCA):

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—Committee (INTERIM):

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Author: **SJR**s 34, 54; **SCR** 77.

Co-Author: **SB**s 479, 493, 505, 561, 569, 596, 597, 637, 639, 640, 645, 681, 708, 721, 729; **SJR**s 50, 52, 60, 62, 68; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 54, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 97, 101, 110, 112, 114, 115, 116; **HB**s 501, 905, 1015, 1041, 1045, 1050, 1084, 1099, 1105, 1119, 1120, 1124, 1144, 1146, 1163, 1186, 1198, 1219, 1260, 1279, 1307, 1323, 1328; **HJR**s 542, 548, 562; **HCR**s 550, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 580, 583, 586, 587, 590, 591, 595, 596.

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Author: SBs 606, 609, 688; SCR 86; SR 84.	
Co-Author: SBs 568, 596, 597, 645, 653, 679, 729, 753; SJRs 50, 51, 62; SCRs 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 50, 51, 52, 54, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84; SRs 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; HBs 714, 795, 981, 1017, 1025, 1041, 1045, 1113, 1124, 1143, 1163, 1192, 1196, 1213; HJRs 542, 548, 562; HCRs 548, 550, 552, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 587, 590, 591, 595, 596.	
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Author: SBs 673, 680, 694, 700, 717, 764; SJR 67; SRs 85, 107.	
Co-Author: SB 729; SJRs 50, 62; SCRs 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; SRs 60, 63 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; HBs 968, 1017, 1198, 1220, 1307; HJRs 542, 548, 562; HCRs 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.	
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—Committee (CONFERENCE other than GCCA):

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—Committees (STANDING—Rule 22-f, 1st Session):

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Author: **SBs** 445, 489, 490, 572, 683, 757; **SJR** 55.

Co-Author: **SBs** 171, 566, 577, 645, 701, 729; **SJR** 50; **SCRs** 34, 35, 36, 38, 39,
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—Committees (CONFERENCE other than GCCA):

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SB 457 p 581	SB 493 p 486	HB 1184 p 711

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—Committee (UNDER):

SB 109 p 1173

Author: **SBs** 491, 493, 658, 691, 695, 710; **SRs** 91, 104.

Co-Author: **SBs** 25, 315, 446, 464, 467, 505, 508, 509, 525, 528, 571, 581, 593, 600, 603, 630, 634, 638, 645, 701, 725, 727, 734, 753; **SJR**s 50, 62; **SCR**s 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 51, 52, 54, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 501, 547, 834, 970, 1000, 1008, 1079, 1088, 1146, 1185, 1307; **HJR**s 548, 562; **HCR**s 555, 558, 561, 563, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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—Committees (STANDING—Rule 22-f, 1st Session):

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Author: **SBs** 402, 460, 498, 499, 500, 501, 654, 687, 752, 767; **SJR** 59; **SRs** 75, 86, 87.

Co-Author: **SBs** 444, 453, 454, 479, 645, 704, 722, 729, 753; **SJR**s 2, 26, 45, 49, 50; **SCR**s 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 74, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 105, 110, 112, 114, 115, 116; **HB**s 547, 741, 952, 980, 981, 1002, 1040, 1050, 1088, 1096, 1120, 1121, 1124, 1146, 1174, 1181, 1186, 1228, 1245, 1260, 1267, 1286, 1307, 1316,

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Author: **SB**s 461, 482, 483, 564, 656, 696, 711, 726, 730, 750; **SCR**s 78, 80; **SR**s 79, 96.

Co-Author: **SB**s 336, 465, 509, 515, 520, 559, 561, 625, 640, 645, 674, 679, 753; **SJR**s 50, 52, 60; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 101, 110, 112, 114, 115, 116; **HB**s 501, 594, 743, 936, 1021, 1032, 1040, 1052, 1077, 1089, 1121, 1143, 1144, 1175, 1197, 1200, 1209, 1262, 1263, 1277, 1280, 1299, 1309, 1342, 1355; **HJR**s 505, 541, 545, 548, 562; **HCR**s 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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Author: **SBs** 447, 486, 487, 523, 532, 565, 566, 567, 569, 575, 576, 590, 623, 645, 668, 689, 724, 725, 733, 742, 743, 744, 751, 768; **SCRs** 41, 53, 54, 61, 67, 74, 81, 87, 88; **SRs** 64, 73, 90.

Co-Author: **SBs** 191, 318, 336, 451, 455, 462, 488, 493, 505, 533, 561, 600, 634, 658, 665, 701, 729, 747; **SJR**s 2, 26, 45, 50, 52, 66; **SCRs** 34, 35, 36, 37, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 59, 62, 69, 70, 71, 72, 73, 76, 78, 80, 84, 86, 89; **SRs** 60, 63, 66, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 98, 101, 110, 112, 114, 115, 116; **HBs** 547, 610, 802, 881, 905, 969, 970, 972, 980, 983, 985, 1002, 1019, 1040, 1045, 1084, 1088, 1096, 1117, 1119, 1120, 1163, 1166, 1185, 1186, 1198, 1215, 1229, 1267, 1268, 1307, 1347, 1348; **HJR**s 505, 541, 545, 548, 562; **HCRs** 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 594, 595, 596.

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—Committee (UNDER):

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Author: **SB** 639; **SR** 70.

Co-Author: **SBs** 477, 659, 699; **SJR** 50; **SCRs** 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 49, 51, 52, 54, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SRs** 60, 63, 67, 69, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB** 1197; **HJR**s 505, 548, 562; **HCRs** 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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Author: **SBs** 477, 563, 610, 699, 736; **SCRs** 38, 40, 71; **SR** 103.

Co-Author: **SBs** 455, 465, 484, 645, 653, 729; **SJR**s 50, 63; **SCR**s 34, 35, 36, 39, 42, 44, 46, 47, 51, 52, 54, 55, 56, 57, 58, 61, 62, 69, 70, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 731, 881, 972, 1048, 1100, 1145, 1210, 1238, 1239, 1252; **HJR**s 542, 548, 562; **HCR**s 551, 555, 556, 558, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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Author: **SBs** 562, 579, 599, 747, 761; **SR** 88.

Co-Author: **SBs** 509, 528, 607, 645, 648, 653, 681, 711, 723, 727, 744, 762; **SJR**s 50, 62; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57,

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Author: **SBs** 596, 597, 607, 648, 693, 712, 723, 739, 746, 759, 760, 762; **SJR**s 62, 64; **SCR** 75.

Co-Author: **SBs** 504, 559, 561, 573, 574, 599, 600, 645, 651, 653, 729, 747; **SJR**s 50, 52; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 54, 55, 57, 58, 61, 62, 69, 70, 71, 72, 73, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 88, 89, 92, 93, 94, 95, 96, 101, 110, 111, 112, 114, 115, 116; **HB**s 970, 978, 1041, 1062, 1090, 1094, 1114, 1124, 1144, 1163, 1189, 1213, 1216, 1278, 1279, 1333; **HJR**s 548, 562; **HCR**s 550, 554, 555, 558, 559, 561, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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Author: **SBs** 535, 620, 621, 622, 634; **SCR** 49.

Co-Author: **SBs** 452, 453, 454, 455, 456, 457, 458, 459, 463, 464, 465, 466, 467, 468, 568, 641, 645, 687, 729, 753; **SJR**s 46, 49, 50, 63; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 74, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 94, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 547, 873, 961, 962, 992, 993, 995, 996, 1003, 1004, 1011, 1021, 1058, 1106, 1107, 1124, 1125, 1152, 1182; **HJR**s 548, 562; **HCR**s 550, 555, 558, 561, 566, 567, 568, 569, 570, 571, 573, 576, 577, 578, 583, 586, 590, 591, 593, 595, 596.

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—Committee (INTERIM):

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—Committees (STANDING—Rule 22-f, 1st Session):

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Author: **SBs** 613, 664, 667, 697, 698, 715, 732, 738, 754; **SJR** 63; **SR**s 68, 94, 102.

Co-Author: **SBs** 479, 493, 494, 503, 566, 580, 638, 639, 645, 659, 729; **SJR**s 50, 62, 66, 68; **SCR**s 34, 35, 36, 38, 39, 40, 42, 44, 46, 47, 51, 52, 55, 57, 58, 61, 62, 69, 70, 71, 72, 76, 78, 80, 84, 86; **SR**s 60, 63, 67, 69, 70, 72, 78, 79, 80, 82, 83, 84, 85, 89, 92, 93, 95, 96, 101, 110, 112, 114, 115, 116; **HB**s 560, 795, 972, 983, 1040, 1120, 1146, 1208, 1221, 1267, 1268, 1293, 1325; **HJR**s 548, 562; **HCR**s 555, 558, 561, 564, 566, 567, 568, 569, 570, 571, 573, 574, 576, 577, 578, 583, 586, 590, 591, 595, 596.

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PART X

**Disposition of Legislation
Passed by the Second Session
of the 31st Legislature
1968**

SENATE BILLS

*—Denotes CARRY-OVER Bills from First Session

APPROVED BY GOVERNOR:

* 31	450	488	524	557	605	651	721
* 46	451	489	525	558	610	652	722
* 48	453	491	526	559	611	656	724
*135	454	492	527	560	612	657	725
*150	455	493	528	561	614	659	727
*171	457	494	529	562	615	661	728
*185	458	496	530	563	617	667	729
*188	459	503	534	566	618	668	732
*191	461	504	536	569	620	669	735
*225	463	505	537	573	624	670	736
*270	464	506	538	574	625	674	740
*288	465	507	539	577	626	676	741
*291	466	508	540	580	627	677	742
*315	467	509	541	581	628	679	743
*318	471	510	542	582	629	681	744
*343	472	511	543	583	630	682	746
*346	473	512	544	585	634	689	748
*351	474	513	545	586	635	690	751
*367	478	514	546	588	636	697	753
*416	479	515	547	590	638	705	765
*422	480	516	548	593	639	706	766
*427	481	517	549	594	641	707	768
*434	482	518	550	595	643	711	
444	484	519	551	600	644	712	
445	485	520	552	602	645	716	
446	486	521	553	603	646	717	
447	487	522	554	604	647	719	

SENATE JOINT RESOLUTIONS

50 56 57 58 62 68 70

FILED WITH SECRETARY OF STATE:

* 18 * 46 49 52 60 71

SENATE BILLS**VETOED BY GOVERNOR:**

*355 599 665 761

HOUSE BILLS

*—Denotes CARRY-OVER Bills from First Session.

APPROVED BY GOVERNOR:

*501	985	1045	1084	1131	1191	1237	1307
*518	988	1050	1086	1132	1192	1238	1309
*540	992	1052	1089	1133	1196	1239	1310
547	993	1054	1090	1134	1198	1245	1311
*594	995	1056	1091	1135	1199	1248	1318
*655	996	1058	1092	1136	1200	1252	1323
714	999	1062	1093	1137	1201	1257	1326
*730	1000	1064	1094	1138	1208	1260	1238
*741	1002	1065	1096	1139	1209	1262	1330
*743	1003	1066	1099	1146	1210	1263	1333
*759	1004	1067	1100	1150	1211	1269	1339
*783	1008	1068	1101	1155	1212	1270	1342
*797	1015	1069	1105	1157	1213	1271	1347
802	1017	1070	1108	1161	1214	1273	1348
*864	1018	1071	1109	1162	1215	1277	1350
873	1019	1073	1113	1165	1216	1278	1351
905	1020	1074	1114	1166	1217	1279	1353
*912	1021	1075	1116	1173	1219	1280	1354
952	1024	1076	1119	1174	1221	1281	1355
969	1025	1077	1120	1176	1226	1283	1356
970	1027	1078	1121	1181	1228	1286	1357
978	1032	1079	1124	1183	1229	1288	
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984	1044	1083	1130	1189	1234	1301	

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FILED WITH SECRETARY OF STATE:						
*505	541	551	557	559		

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VETOED BY GOVERNOR:

554	1041	1144	1175	1182	**1267	1268	1325
*592	1117	1163					

** Veto overridden by Legislature.

