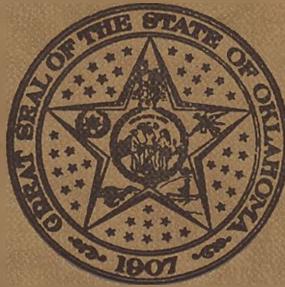

SENATE JOURNAL

FIRST REGULAR SESSION

Thirty-second Legislature of Oklahoma

1969



SENATE JOURNAL

FIRST REGULAR SESSION

**Thirty-second Legislature
of Oklahoma**

1969

Convened January 8, 1969

Adjourned April 29, 1969



JOURNAL

of the

SENATE

FIRST REGULAR SESSION
THIRTY-SECOND LEGISLATURE
1969



Convened January 7, 1969

Adjourned April 29, 1969

OFFICERS OF THE SENATE

1st Regular Session

32nd LEGISLATURE

1969

GEORGE NIGH, Oklahoma City.....	PRESIDENT
FINIS W. SMITH, Tulsa	PRESIDENT PRO TEMPORE
AL TERRILL, Lawton	MAJORITY FLOOR LEADER
JIMMY BIRDSONG, Oklahoma City	ASSISTANT MAJORITY FLOOR LEADER
PHIL SMALLEY, Norman	MAJORITY WHIP
DENZIL D. GARRISON, Bartlesville	MINORITY FLOOR LEADER
G. O. WILLIAMS, Woodward	ASSISTANT MINORITY FLOOR LEADER
JACK M. SHORT, Oklahoma City	MINORITY WHIP
BASIL R. WILSON, Mangum	SECRETARY
Miss W. E. (Bill) SHIPLEY, Oklahoma City.....	CHIEF CLERK
VERA AGENT, Oklahoma City.....	JOURNAL CLERK
BOBBY STEENBERGEN, Bethany	CALENDAR CLERK
RUTH SMITH, Oklahoma City	CHIEF ENG. and ENR. CLERK
FRANK TRUEL, Oklahoma City.....	SERGEANT-AT-ARMS
REVEREND JOE DICKENS, Tulsa (1st Week)	CHAPLAIN
(Pastor of the John Calvin Presbyterian Church, Tulsa)	

In Memoriam

THE OKLAHOMA STATE SENATE



Name	Born-Died	Dist.	Legislative Sessions
LUTTRELL, JOHN E.	1889-1969	19	9, 10
RIZLEY, ROSS	1892-1969	1	13, 14
SIMMONS, FELIX F. (Unexpired Term)	1893-1969	26	11
SMITH, J. J.	1889-1968	30	6, 7

MEN HONORED BY THOSE WHO KNEW THEM BEST

CALENDAR MONTHS OF THE FIRST REGULAR SESSION 32nd LEGISLATURE — 1969

Convened January 7, 1969 — Adjourned April 29, 1969

(Legislative Days shown in BOLD FACE type)

1969	JANUARY							1969
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			

1969		FEBRUARY					1969	
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			

1969	MARCH						1969
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						

1969		APRIL					1969	
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					

(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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CAUCUSES

DEMOCRAT and REPUBLICAN

and

INTERIM COMMITTEES

(Immediately preceding Page 1)

SENATE STANDING COMMITTEES

Page 1021

MEMBERSHIP OF SENATE

(Terms expire 1970)

D I S T R I C T	P O S T	C O U N T Y
T NAME	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

MEMBERSHIP OF SENATE

(Terms expire 1972)

D		P	
I		O	
S			
T	NAME	L	ADDRESS
			COUNTIES COMPRISING DISTRICT
1	William Fred Phillips	D	Miami
			Craig, Nowata, Ottawa
3	Robert P. Medearis	D	Tahlequah
			Adair, Cherokee, Wagoner
5	Jimmie Lane	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	Herschel Crow	D	Altus
			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 W. Bradley	D	Tulsa
			Tulsa
35	James M. Inhofe	R	Tulsa
			Tulsa
37	Finis W. Smith	D	Tulsa
			Tulsa
39	Joseph R. McGraw, Jr.	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	John R. McCune	R	Oklahoma City
			Oklahoma

DEMOCRATIC CAUCUS

(Majority)

November 13, 1968

Chairman: Allen G. Nichols, Wewoka

Secretary: Wayne M. Holden, Duncan

REPUBLICAN CAUCUS

(Minority)

Chairman: Richard E. Romang, Enid

INTERIM COMMITTEE APPOINTMENTS

by

President Pro Tempore Finis W. Smith

(Made during and/or following the First Regular Session of the
32nd Legislature)

EXECUTIVE COMMITTEE—Legislative Council (74 § 456 O.S. 1961 as amended):

Atkinson, H. B., Midwest City
Baggett, Bryce, Oklahoma City
Berrong, Ed., Weatherford
Birdsong, Jimmy, Oklahoma City
Garrison, Denzil D., Bartlesville
Holden, Wayne M., Duncan
Howard, Gene C., Tulsa
Luton, John D., Muskogee
McSpadden, Clem, Claremore
Miller, George A., Ada
Murphy, Robert M., Stillwater
Smalley, Phil, Norman
Taliaferro, Jim, Lawton
Terrill, Al, Lawton
Young, John W., Sapulpa

UNDER SCR 35—Directing study of current laws, regulations and requirements relating to administration and control of Nurse education and training:

Taliaferro, Jim, Lawton
Nichols, Allen G., Wewoka
Luton, John D., Muskogee
Berrong, Ed., Weatherford
Miller, George A., Ada

UNDER SR 16—To make an investigation of county finances (Time for Report extended under SR 37):

Young, John W., Sapulpa
Garrison, Denzil D., Bartlesville
Berrong, Ed., Weatherford
Garrett, John L., Del City
Martin, Ernest D., Ardmore

UNDER HB 980—31st Legislature—74 § 1410 Supp. 1968—Joint Legislative Ethics Committee:

Garrison, Denzil D., Bartlesville
Grantham, Roy E., Ponca City
Miller, George A., Ada

MEMORANDUM FOR THE RECORD

1

Subject: [Illegible]

[Illegible text]

1. [Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

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2. [Illegible text]

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[Illegible text]

3. [Illegible text]

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4. [Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

Senate Journal

of the First Regular Session of the Thirty-second Legislature
of the State of Oklahoma

First Legislative Day, Tuesday, January 7, 1969

Pursuant to Article 5, Section 26, of the Constitution of the State of Oklahoma, the Senate of the First Session of the Thirty-second Legislature assembled in its Chamber at 12:00 o'clock Noon, and was called to order by its President, Lieutenant Governor George Nigh.

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

Present: Atkinson, Boecher, Breckin-

ridge, Dacus, Ferrell, Field, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McSpadden, Martin, Massey, Payne, Short, Smalley, Stansberry, Terrill, Williams, Young.—23.

Excused: Porter.—1.

COMMUNICATION

The following Communication from the State Election Board was read:

November 18, 1968

TO THE PRESIDENT
OKLAHOMA SENATE
THIRTY-SECOND LEGISLATURE

Sir:

Upon the face of the returns of the General Election, held November 5, 1968, as certified to this office by the several County Election Boards of the State of Oklahoma and as verified by the State Election Board, the following named appear to have been regularly elected to membership in the Senate of Oklahoma from the several Senatorial Districts, as indicated, and accordingly Certificates of Election have heretofore been issued to them by this Board, entitling each to participate in the preliminary organization of the Senate of the Thirty-Second Legislature:

NAME	POL.	ADDRESS	DIST. NO.
William Fred Phillips	D	Miami	1
Robert P. Medearis	D	Tahlequah	3
Jimmie Lane	D	Idabel	5
Gene Stipe	D	McAlester	7
John D. Luton	D	Muskogee	9
Allen G. Nichols	D	Wewoka	11
George A. Miller	D	Ada	13
Glen Ham	D	Pauls Valley	15
Ralph W. Graves	D	Shawnee	17
Richard E. Romang	R	Enid	19
Robert M. Murphy	D	Stillwater	21
Don Baldwin	D	Anadarko	23
Herschel Crow	D	Altus	25
Ed Berrong	D	Weatherford	27
Denzil D. Garrison	R	Bartlesville	29
Jim Taliaferro	D	Lawton	31

Ed W. Bradley	D	Tulsa	33
James M. Inhofe	R	Tulsa	35
Finis W. Smith	D	Tulsa	37
Joseph R. McGraw, Jr.	R	Tulsa	39
Bryce Baggett	D	Oklahoma City	41
John L. Garrett	D	Del City	43
Jimmy Birdsong	D	Oklahoma City	45
John R. McCune	R	Oklahoma City	47

Respectfully submitted,
 BASIL R. WILSON,
 Secretary

The President announced that even though the official oath of office was administered to the newly elected members on November 20, 1968, as required under Section 2, Article 15, of the Constitution of Oklahoma, it would again be administered by Vice Chief Justice Pat Irwin, former member of the State Senate. The roll was ordered called and resulted as follows:

Present: Baggett, Baldwin, Berrong, Birdsong, Bradley, Crow, Garrett, Garrison, Graves, Ham, Inhofe, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Phillips, Romang, Smith, Stipe, Taliaferro.—23.

Excused: Nichols.—1.

The President ordered the roll called of the entire membership of the Senate for the First Session of the Thirty-second Legislature, and it resulted as follows:

Present: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Excused: Nichols, Porter.—2.

The President declared a quorum present.

Prayer was offered by the Senate Chaplain, the Reverend Joe Dickens, Pastor

of the John Calvin Presbyterian Church, Tulsa.

RE: SENATE RULES

Senator Baldwin asked unanimous consent that the Senate Rules for the Thirty-first Legislature, with the following amendments thereto, be adopted as the Temporary Rules of the Senate of the Thirty-second Legislature, which was the order:

Rule 7. By inserting as the 4th choice in seating arrangements the words, "Majority Whip", and by renumbering the following subsections.

Rule 9. By striking reference to "Committee on Committees and Rules" and substituting therefor reference to "Committee on Rules."

Rule 9. By striking the names of Standing Committees, totaling 12, and substituting therefor the following: 1) Agriculture; 2) Appropriations and Budget; 3) Business Relations; 4) Conservation and Economic Development; 5) Constitutional Revisions and Regulatory Services; 6) Education; 7) Finance and Commerce; 8) Governmental Affairs; 9) Judiciary; 10) Municipal Government; 11) Public Affairs; 12) Public Health; 13) Revenue and Taxation; 14) Roads and Highways; 15) Rules.

Rule 22. By inserting after the words "The Assistant Majority Floor Leader" and "The Assistant Minority Floor Leader" the words "Majority Whip" and "Minority Whip" respectively.

Rule 30 (b)—Adjournment: By striking the figures and letters "10:00 a.m." and substituting therefor the figures and letters "1:00 p.m."

ELECTION OF SENATE OFFICERS

Pursuant to the action of the Democratic Caucus, held November 13, 1968, the election of certain Officers for the Senate of the First Session of the 32nd Legislature was called for and proceeded with.

Senator Baldwin moved that Senator Finis W. Smith be elected President Pro Tempore of the Senate for the Thirty-second Legislature, which motion was seconded by Senators McSpadden and Garrison.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Nichols, Porter.—2.

Passed: Smith.—1.

Senator Baldwin moved that the President appoint a Committee to escort President Pro Tempore Smith to the President's desk, which motion was declared adopted, the President appointing Senators Luton, Atkinson and Boecher as members of said Committee.

The President, after offering his congratulations to Senator Smith, handed the Gavel to the newly elected President Pro Tempore, following which, in accepting the important office of President Pro Tempore, Senator Smith in expressing his gratitude and appreciation, spoke in substance as follows:

Mr. President, Members of the Senate, my Friends and my Family:

I think that probably all of you in the Senate here today can visualize the great honor and feeling of pride, the feeling of humbleness and the sincere desire, at a moment like this, to do a great job; but I have just discovered that there are only three members in the Senate today who really know, and have experienced, this feeling—Senators Baldwin, Boecher and McSpadden—they really know just how I feel!

You really can't visualize—you can't even dream of the deep feeling of emotion you feel at this particular moment, and above all is the feeling of gratitude and of humble appreciation for the greatest honor that could ever be paid in being designated by you, my fellow Senators, for this great honor.

I do want to beg the indulgence of the Senate for one violation of the Rules—I promise not to do it regularly, but there are some people here of whom I am most proud—people who are responsible for my being where I am today, and I would like to take this opportunity of introducing my father, mother, wife and sister. I would also like to express my appreciation to all of my friends who are here who have helped me so much and worked so diligently in my past campaign for re-election to the State Senate.

It seems to me, from looking over Journals of past sessions that arrangements, perhaps along this line would go appropriate—the thing that makes our form of Government different—that makes it a democracy. One ingredient given is the fact that we have a legislative body—we have representatives of the people assembled in a legislative body and as a deliberating body who are direct representatives of the voters, the taxpayers and the people of the State. I think we have one unique distinction—the one thing that makes for a democracy. We should perhaps recall that the only arm, the only agency, the

only body of Government that is creative, that can be creative, is the Legislature—not the Executive, not the Judiciary—but the Legislature, and it is the only body that can be creative for the good of the citizen, and the interests of the State as a whole; and we will always have the grave responsibility that comes with that distinction. I know this Body of fine men in the Senate of the State of Oklahoma—I have worked with nearly all of you and know that you are men of leadership, responsibility, and with talents to meet the responsibility of being creative, and of having the ability of carrying the interests of the State forward.

I am so glad you have given me the opportunity of being your leader; and, in that position, I hope I can be of service to you—that you will let me serve—and in so doing, that we will make this a great session. I thank you for this great honor.

President Pro Tempore Smith presiding.

Senator Taliaferro moved that Senator Al Terrill be elected as Majority Floor Leader, which motion was seconded by Senator Williams.

Senator Birdsong moved that nominations cease for the office of Majority Floor Leader and that Senator Terrill be elected by acclamation, which motion was declared adopted.

Senator Baggett moved that Senator Jimmy Birdsong be elected Assistant Majority Floor Leader, which motion was seconded by Senators Horn and Dacus.

Senator Terrill moved that nominations for Assistant Majority Floor Leader cease and that Senator Birdsong be elected by acclamation, which motion was declared adopted.

Senator Miller moved that Senator Phil Smalley be elected as Majority Whip, which motion was seconded by Senator Massey.

Senator Terrill moved that nominations for Majority Whip cease and that Senator

Smalley be elected by acclamation, which motion was declared adopted.

Senator Field moved that Basil R. Wilson be elected Secretary of the Senate.

Senator Terrill moved that nominations for Secretary of the Senate cease and that Basil R. Wilson be elected by acclamation, which motion was declared adopted.

Senator Dacus moved that Miss W. E. (Bill) Shipley be elected Chief Clerk of the Senate.

Senator Terrill moved that nominations for Chief Clerk cease and "Miss Bill" be elected by acclamation, which motion was declared adopted.

Senator Payne moved that Mrs. Vera Agent be elected Journal Clerk of the Senate.

Senator Terrill moved that nominations for Journal Clerk cease and that Vera Agent be elected by acclamation, which motion was declared adopted.

Senator Porter asked to be shown present, which was the order.

Senator Holden moved that Frank Truel be elected Chief Sergeant-at-Arms of the Senate, which motion was seconded by Senators Field, Baldwin and Smalley.

Senator Terrill moved that nominations for Chief Sergeant-at-Arms cease and that Frank Truel be elected by acclamation, which motion was declared adopted.

Senator Terrill moved that a Committee on Permanent Seating Arrangements of the members of the Senate be appointed, which motion was adopted, the President Pro Tempore appointing Senators McSpadden, Smalley and Short as members of said committee.

The Senate was declared at ease.

The Senate was called to order by President Nigh.

COMMITTEE REPORT

Senator McSpadden, on behalf of the Permanent Seating Arrangements Com-

mittee submitted the following Report, which was adopted upon his motion, and the seating of the members of the Senate was proceeded with:

Mr. President: We, your Committee on Seating Arrangements for members of the Senate of the First Session of the 32d Legislature, having considered the same, wish to report that the seating of the members of the Senate shall be proceeded with in accordance with SENATE RULE 7, the ten (10) members of the Minority Party to be assigned seats on the north side of the Senate Chamber.

Clem McSpadden, Chairman

MINORITY PARTY OFFICERS ANNOUNCED

Senator Garrison announced the following Minority Party members as the Minority Party Officers for the Senate of the Thirty-second Legislature:

MINORITY FLOOR LEADER — Denzil D. Garrison

ASSISTANT MINORITY FLOOR LEADER — G. O. Williams

MINORITY WHIP — Jack M. Short

CAUCUS CHAIRMAN — Richard E. Romang

President Pro Tempore Smith presiding.

Senator Terrill moved that a Committee of three 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, McGraw and Crow as such Committee.

Upon motion of Senator Terrill, President Pro Tempore Smith appointed Senators Smalley, Breckinridge and Field as a Committee to notify the Honorable House the Senate is organized and ready to transact business and further to arrange for a Joint Session.

Senator Terrill moved, as provided under Rule 9-a, that a Committee on Rules

be appointed, which motion was declared adopted.

President Pro Tempore Smith announced Senators Dacus, Baldwin and Boecher as members of the Senate with most seniority to be members of the Committee on Rules, with Senator Baldwin as Chairman of said Committee, and announced the appointment of the 12 remaining members as follows: Baggett, Birdsong, Bradley, Garrison, Luton, McSpadden, Miller, Murphy, Nichols, Smalley, Terrill and Young.

Senator Terrill moved that the above named 15 members of the Senate be elected as members of the Committee on Rules, as provided under Rule 9-a, which motion was declared adopted.

COMMITTEE REPORT

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

Senator Terrill moved that a Committee on Mileage allowances for members of the Senate be appointed, which motion was declared adopted, President Pro Tempore Smith appointing Senators Bradley, Dacus and Porter as members of said Committee.

COMMITTEE REPORT

Senator Smalley, on behalf of the Committee appointed to confer with a like Committee from the Honorable House in arranging for a Joint Session of the First Session of the 32nd 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.

Senator Terrill moved that a Special Committee be appointed for the purpose of considering requests for Lobby Permits, which motion was declared adopted, President Pro Tempore Smith ap-

pointing Senators Bradley, Grantham and Berrong as members of such Committee.

A Committee from the Honorable House, composed of Representatives Tabor, Wiedemann, Atkins and Hatchett was received, which Committee advised that the Honorable House is organized and ready to meet with the Senate in Joint Session at 2:00 p.m.

The hour of 2:00 p.m., having arrived for the convening of the First Session of the 32nd Legislature in Joint Session, it was upon motion of Senator Terrill 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 32nd Legislature was called to order by Lieutenant Governor George Nigh, President of the Senate.

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

Present: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—47.

Excused: Nichols.—1.

President Nigh 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, Atkins, Bamberger, Barker, Bean, Beauchamp, Bengtson, Bernard, Bickford, Boren, Bradley, Briscoe, Browers, Camp, Cate, Clemons, Coffin, Cole, Conaghan, Connor, Converse, Cox, Derryberry, Doornbos, Dunn, Ferguson, Ferrell, Finch, Fine, Ford, Gooden, Goodfellow, Green, Greenhaw, Hancock, Hargrave, Harrison, Hatchett, Hesser, Hill (Archibald), Hill (Ben), Holaday, Hopkins, Howard, Hunter, Hutchens, Johnson, Jones, Kamas, Levergood, Lindstrom, McCune, McKee, Miskelly, Monks, Mountford, Murphy, Musgrave, Nance, Odom (Martin), Odom (V. H.), Patterson, Payne, Peterson, Poulos, Raibourn, Robinson, Rogers, Sandlin, Sanguin, Skeith, Smith (E. W.), Smith (Norman), Smithey, Sparkman, Spearman, Stratton, Sullivan, Tabor, Taggart, Tarwater, Thompson, Thornhill, Townsend, Trent, Vann, Whorton, Wiedemann, Williams, Williamson, Willis, Witt, Wixson, Wolf (Leland), Wolfe (Stephen), York, Mr. Speaker.—99.

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

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

Invocation was by the Reverend Joe Dickens, Pastor of the John Calvin Presbyterian Church, Tulsa, Oklahoma.

Upon motion of Representative Wolf, the Joint Rules of the Thirty-first Legislature were amended by inserting the following language in Rule 12: "The Joint Rules may be adopted by a Concurrent Resolution by a majority vote of the membership of each House."

Representative Wolf moved that the Joint Rules of the Thirty-first Legislature, as amended, be adopted as the temporary Joint Rules of the Thirty-second Legislature, which motion was declared adopted.

Speaker Privett presiding.

COMMUNICATION

November 12, 1968

To the Honorable Speaker
House of Representatives
32nd Oklahoma Legislature
BUILDING

Dear Sir:

I hereby certify that the attached compilation is a complete list of the names of all candidates voted for at the General Election held November 5, 1968, for the offices indicated, and that the figures set opposite the names represent the sum of the total vote cast for each, as certified to this office by the several county election boards of the State.

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

RESOLUTION

WHEREAS, on November 12, 1968, at the hour of 3:30 P.M., the State Election Board met at its offices in the State Capitol Building, Oklahoma City, Oklahoma, for the purpose of certifying the canvass of the returns made to the State Election Board by the various County Election Boards of the State of Oklahoma; and

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

NOW THEREFORE, BE IT RESOLVED by the State Election Board that the persons named in the schedule hereto attached have received at said election the number of votes set opposite their names in the said schedule.

BE IT FURTHER RESOLVED that a certified copy of this Resolution, together with copy of schedule hereto attached be sealed up and transmitted by the State Election Board to the Secretary of State

of the State of Oklahoma, directed to the Speaker of the House of Representatives, for the purpose of opening and publishing the same and taking such further action relative thereto as is provided by the Constitution and Laws of the State of Oklahoma.

DONE at Oklahoma City, Oklahoma, this 12th day of November, 1968.

STATE ELECTION BOARD

s/ GENE F. BLAKE,

Chairman

s/ WILLIAM H. MATTOON,

Vice Chairman

s/ BASIL R. WILSON,

Secretary

FOR CORPORATION COMMISSIONER
Charles Nesbitt

Dem, Oklahoma City 500,581

I. E. Chenoweth

Rep., Tulsa 308,302

The Speaker declared CHARLES NESBITT duly elected Corporation Commissioner.

JUDICIAL OFFICERS
(Retention Ballot)

FOR JUSTICE OF SUPREME COURT
Office No. 2:

Ralph B. Hodges

Durant 463,383 yes
173,930 no

The Speaker declared RALPH B. HODGES retained as Justice of the Supreme Court—Office No. 2.

FOR JUSTICE OF SUPREME COURT
Office No. 5:

Ben T. Williams

Pauls Valley 435,184 yes
175,723 no

The Speaker declared BEN T. WILLIAMS retained as Justice of the Supreme Court—Office No. 5.

FOR JUSTICE OF SUPREME COURT
—Office No. 8:

Denver Davison

Ada 419,615 yes
179,375 no

The Speaker declared DENVER DAVISON retained as Justice of the Supreme Court—Office No. 8.

FOR JUSTICE OF THE
COURT OF CRIMINAL APPEALS
Office No. 1:

Kirksey Nix
McAlester 340,714 yes
315,772 no

The Speaker declared KIRKSEY NIX retained as Judge of the Court of Criminal Appeals—Office No. 1.

ASSOCIATE DISTRICT JUDGE
(Non-Partisan)

FOR ASSOCIATE DISTRICT JUDGE
—Adair County:

Herbert T. Williams
Stilwell 3,109
L. T. Spray, Stilwell 1,731

The Speaker declared HERBERT T. WILLIAMS duly elected Associate District Judge of Adair County.

FOR ASSOCIATE DISTRICT JUDGE
—Alfalfa County:

W. L. Owen
Cherokee Unopposed

The Speaker declared W. L. OWEN duly elected Associate District Judge of Alfalfa County.

FOR ASSOCIATE DISTRICT JUDGE
—Atoka County:

Gilbert W. Daney, Atoka 2,955
Merline Bonner
Atoka 1,066

The Speaker declared GILBERT W. DANEY duly elected Associate District Judge of Atoka County.

FOR ASSOCIATE DISTRICT JUDGE
—Beaver County:

James F. Lane
Beaver Unopposed

The Speaker declared JAMES F. LANE duly elected Associate District Judge of Beaver County.

FOR ASSOCIATE DISTRICT JUDGE
—Beckham County:

Gray P. McGinn
Elk City 3,738
Robert L. Minton
Sayre 2,714

The Speaker declared GARY P. McGINN duly elected Associate District Judge of Beckham County.

FOR ASSOCIATE DISTRICT JUDGE
—Blaine County:

Allan Falkenstine
Watonga Unopposed

The Speaker declared ALLAN FALKENSTINE duly elected Associate District Judge of Blaine County.

FOR ASSOCIATE DISTRICT JUDGE
—Bryan County:

P. L. Pat Phelps
Durant Unopposed

The Speaker declared P. L. PAT PHELPS duly elected Associate District Judge of Bryan County.

FOR ASSOCIATE DISTRICT JUDGE
—Caddo County:

Dewey E. Hodges
Anadarko Unopposed

The Speaker declared DEWEY E. HODGES duly elected Associate District Judge of Caddo County.

FOR ASSOCIATE DISTRICT JUDGE
—Canadian County:

Virgil M. Shaw
El Reno Unopposed

The Speaker declared VIRGIL M. SHAW duly elected Associate District Judge of Canadian County.

FOR ASSOCIATE DISTRICT JUDGE
—Carter County:

James H. Dillard
Ardmore 8,457

Earl A. Brown
Ardmore 5,591

The Speaker declared JAMES H. DILLARD duly elected Associate District Judge of Carter County.

FOR ASSOCIATE DISTRICT JUDGE

—Cherokee County:

Ira A. Miller**Tahlequah** **Unopposed**

The Speaker declared IRA A. MILLER duly elected Associate District Judge of Cherokee County.

FOR ASSOCIATE DISTRICT JUDGE

—Choctaw County:

Ralph K. Jenner**Boswell** **Unopposed**

The Speaker declared RALPH K. JENNER duly elected Associate District Judge of Choctaw County.

FOR ASSOCIATE DISTRICT JUDGE

—Cimarron County:

Edwin B. McMahan**Boise City** **Unopposed**

The Speaker declared EDWIN B. McMAHAN duly elected Associate District Judge of Cimarron County.

FOR ASSOCIATE DISTRICT JUDGE

—Cleveland County:

J. David Rambo**Norman** **Unopposed**

The Speaker declared J. DAVID RAMBO duly elected Associate District Judge of Cleveland County.

FOR ASSOCIATE DISTRICT JUDGE

—Coal County:

Dennis H. Petty**Coalgate** **Unopposed**

The Speaker declared DENNIS H. PETTY duly elected Associate District Judge of Coal County.

FOR ASSOCIATE DISTRICT JUDGE

—Comanche County:

John P. Fullerton**Lawton** **12,419****Lewis F. Oerke****Lawton** **9,555**

The Speaker declared JOHN P. FULLERTON duly elected Associate District Judge of Comanche County.

FOR ASSOCIATE DISTRICT JUDGE

—Cotton County:

Carl Dolman**Walters** **Unopposed**

The Speaker declared CARL DOLMAN duly elected Associate District Judge of Cotton County.

FOR ASSOCIATE DISTRICT JUDGE

—Craig County:

William J. Whistler**Vinita** **Unopposed**

The Speaker declared WILLIAM J. WHISTLER duly elected Associate District Judge of Craig County.

FOR ASSOCIATE DISTRICT JUDGE

—Creek County:

Wesley Whittlesey**Sapulpa** **Unopposed**

The Speaker declared WESLEY WHITTLESEY duly elected Associate District Judge of Creek County.

FOR ASSOCIATE DISTRICT JUDGE

—Custer County:

Joe F. Gibson**Clinton** **Unopposed**

The Speaker declared JOE F. GIBSON duly elected Associate District Judge of Custer County.

FOR ASSOCIATE DISTRICT JUDGE

—Delaware County:

Frieden Lee Machesney**Jay** **3,282****Richard W. Lock****Grove** **3,069**

The Speaker declared FRIEDEN LEE MACHESNEY duly elected Associate District Judge of Delaware County.

FOR ASSOCIATE DISTRICT JUDGE

—Dewey County:

Robert W. Collier**Taloga** **Unopposed**

The Speaker declared ROBERT W. COLLIER duly elected Associate District Judge of Dewey County.

FOR ASSOCIATE DISTRICT JUDGE

—Ellis County:

Charley W. Barton

Arnett **Unopposed**

The Speaker declared CHARLEY W. BARTON duly elected Associate District Judge of Ellis County.

FOR ASSOCIATE DISTRICT JUDGE

—Garfield County:

Park W. Lamerton

Enid **11,452**

Gerald L. Nurdin

Enid **10,990**

The Speaker declared PARK W. LAMERTON duly elected Associate District Judge of Garfield County.

FOR ASSOCIATE DISTRICT JUDGE

—Garvin County:

Haskell Paul

Pauls Valley **5,497**

Garland H. Hope

Pauls Valley **4,615**

The Speaker declared HASKELL PAUL duly elected Associate District Judge of Garvin County.

FOR ASSOCIATE DISTRICT JUDGE

—Grady County:

Chas. V. Collins

Chickasha **Unopposed**

The Speaker declared CHAS. V. COLLINS duly elected Associate District Judge of Grady County.

FOR ASSOCIATE DISTRICT JUDGE

—Grant County:

Joseph S. Warzyn

Medford **Unopposed**

The Speaker declared JOSEPH S. WARZYN duly elected Associate District Judge of Grant County.

FOR ASSOCIATE DISTRICT JUDGE

—Greer County:

Hollis Arnett

Mangum **2,364**

Jack Sasseeen

Mangum **1,025**

The Speaker declared HOLLIS ARNETT duly elected Associate District Judge of Greer County.

FOR ASSOCIATE DISTRICT JUDGE

—Harmon County:

Harry C. Hicks

Hollis **Unopposed**

The Speaker declared HARRY C. HICKS duly elected Associate District Judge of Harmon County.

FOR ASSOCIATE DISTRICT JUDGE

—Harper County:

Richard W. Pickens

Buffalo **1,243**

Earl F. 'Camp

Buffalo **980**

The Speaker declared RICHARD W. PICKENS duly elected Associate District Judge of Harper County.

FOR ASSOCIATE DISTRICT JUDGE

—Haskell County:

Nat Henderson

Stigler **Unopposed**

The Speaker declared NAT HENDERSON duly elected Associate District Judge of Haskell County.

FOR ASSOCIATE DISTRICT JUDGE

—Hughes County:

Bob Rives

Holdenville **2,919**

John R. Turner

Holdenville **2,400**

The Speaker declared BOB RIVES duly elected Associate District Judge of Hughes County.

FOR ASSOCIATE DISTRICT JUDGE

—Jackson County:

Loys Criswell

Altus **4,691**

Stansell Whiteside

Altus **2,224**

The Speaker declared LOYS CRISWELL duly elected Associate District Judge of Jackson County.

FOR ASSOCIATE DISTRICT JUDGE

—Jefferson County:

P. C. Largent, Jr.**Waurika** 2,245

Richard D. Stone

Waurika 649

The Speaker declared P. C. LARGENT, JR. duly elected Associate District Judge of Jefferson County.

FOR ASSOCIATE DISTRICT JUDGE

—Johnston County:

James C. Mathers**Tishomingo** Unopposed

The Speaker declared JAMES C. MATHERS duly elected Associate District Judge of Johnston County.

FOR ASSOCIATE DISTRICT JUDGE

—Kay County:

Lowell Doggett**Ponca City** Unopposed

The Speaker declared LOWELL DOGETT duly elected Associate District Judge of Kay County.

FOR ASSOCIATE DISTRICT JUDGE

—Kingfisher County:

Wayne B. Smith**Kingfisher** 2,704

Francis J. Borelli

Okarche 2,663

The Speaker declared WAYNE B. SMITH duly elected Associate District Judge of Kingfisher County.

FOR ASSOCIATE DISTRICT JUDGE

—Kiowa County:

Clarence W. Hunter**Hobart** Unopposed

The Speaker declared CLARENCE W. HUNTER duly elected Associate District Judge of Kiowa County.

FOR ASSOCIATE DISTRICT JUDGE

—Latimer County:

Bill Welch**Wilburton** Unopposed

The Speaker declared BILL WELCH duly elected Associate District Judge of Latimer County.

FOR ASSOCIATE DISTRICT JUDGE

—LeFlore County:

Pat Pate**Poteau** 5,623

D. G. Hart

Poteau 4,725

The Speaker declared PAT PATE duly elected Associate District Judge of LeFlore County.

FOR ASSOCIATE DISTRICT JUDGE

—Lincoln County:

Robert L. Foster**Chandler** 5,464

C. C. Curry

Chandler 2,229

The Speaker declared ROBERT L. FOSTER duly elected Associate District Judge of Lincoln County.

FOR ASSOCIATE DISTRICT JUDGE

—Logan County:

Mildred L. Patterson**Guthrie** Unopposed

The Speaker declared MILDRED L. PATTERSON duly elected Associate District Judge of Logan County.

FOR ASSOCIATE DISTRICT JUDGE

—Love County:

Chester C. Wilkins**Marietta** Unopposed

The Speaker declared CHESTER C. WILKINS duly elected Associate District Judge of Love County.

FOR ASSOCIATE DISTRICT JUDGE

—McClain County:

Ray G. Wilson**Purcell** Unopposed

The Speaker declared RAY G. WILSON duly elected Associate District Judge of McClain County.

FOR ASSOCIATE DISTRICT JUDGE

—McCurtain County:

Reid K. Mayfield**Idabel** Unopposed

The Speaker declared REID K. MAY-

FIELD duly elected Associate District Judge of McCurtain County.

FOR ASSOCIATE DISTRICT JUDGE
—McIntosh County:

Madeline Matthews

Eufaula **Unopposed**

The Speaker declared MADELINE MATTHEWS duly elected Associate District Judge of McIntosh County.

FOR ASSOCIATE DISTRICT JUDGE
—Major County:

John Butler

Fairview **Unopposed**

The Speaker declared JOHN BUTLER duly elected Associate District Judge of Major County.

FOR ASSOCIATE DISTRICT JUDGE
—Marshall County:

John A. Butler

Kingston **2,000**

George L. Sneed

Madill **1,179**

The Speaker declared JOHN A. BUTLER duly elected Associate District Judge of Marshall County.

FOR ASSOCIATE DISTRICT JUDGE
—Mayes County:

Edwin M. Moore

Pryor **Unopposed**

The Speaker declared EDWIN M. MOORE duly elected Associate District Judge of Mayes County.

FOR ASSOCIATE DISTRICT JUDGE
—Murray County:

G. Dixie Colbert

Sulphur **2,105**

Marie Dunn

Davis **2,010**

The Speaker declared G. DIXIE COLBERT duly elected Associate District Judge of Murray County.

FOR ASSOCIATE DISTRICT JUDGE
—Muskogee County:

John W. Porter, Jr.

Muskogee **13,678**

James W. Goodwin

Muskogee **6,325**

The Speaker declared JOHN W. PORTER, JR. duly elected Associate District Judge of Muskogee County.

FOR ASSOCIATE DISTRICT JUDGE
—Noble County:

Henry Dolezal

Perry **2,871**

Robert R. McCubbins

Perry **1,961**

The Speaker declared HENRY DOLEZAL duly elected Associate District Judge of Noble County.

FOR ASSOCIATE DISTRICT JUDGE
—Nowata County:

Leslie J. Coffman

Nowata **Unopposed**

The Speaker declared LESLIE J. COFFMAN duly elected Associate District Judge of Nowata County.

FOR ASSOCIATE DISTRICT JUDGE
—Okfuskee County:

O. C. Craig

Okemah **Unopposed**

The Speaker declared O. C. CRAIG duly elected Associate District Judge of Okfuskee County.

FOR ASSOCIATE DISTRICT JUDGE
—Oklahoma County—Office No. 1:

C. J. Blinn

Oklahoma City **55,918**

E. B. Lee

Oklahoma City **51,168**

The Speaker declared C. J. BLINN duly elected Associate District Judge of Oklahoma County—Office No. 1.

FOR ASSOCIATE DISTRICT JUDGE
—Oklahoma County—Office No. 2:

John M. Amick

Oklahoma City **55,878**

Bruno H. Miller

Oklahoma City **37,525**

The Speaker declared JOHN M. AMICK

duly elected Associate District Judge of Oklahoma County—Office No. 2.

FOR ASSOCIATE DISTRICT JUDGE
—Okmulgee County:

Mary Bailey Romine
Okmulgee **Unopposed**

The Speaker declared MARY BAILEY ROMINE duly elected Associate District Judge of Okmulgee County.

FOR ASSOCIATE DISTRICT JUDGE
—Osage County:

Charles H. Lohah
Hominy **Unopposed**

The Speaker declared CHARLES H. LOHAH duly elected Associate District Judge of Osage County.

FOR ASSOCIATE DISTRICT JUDGE
—Ottawa County:

George G. Russell
Miami **Unopposed**

The Speaker declared GEORGE G. RUSSELL duly elected Associate District Judge of Ottawa County.

FOR ASSOCIATE DISTRICT JUDGE
—Pawnee County:

O. S. Palmer
Pawnee **Unopposed**

The Speaker declared O. S. PALMER duly elected Associate District Judge of Pawnee County.

FOR ASSOCIATE DISTRICT JUDGE
—Payne County:

Leon J. York
Stillwater **Unopposed**

The Speaker declared LEON J. YORK duly elected Associate District Judge of Payne County.

FOR ASSOCIATE DISTRICT JUDGE
—Pittsburg:

Richard Penix
McAlester **Unopposed**

The Speaker declared RICHARD PENIX duly elected Associate District Judge of Pittsburg County.

FOR ASSOCIATE DISTRICT JUDGE
—Pontotoc County:

Duard C. Willoughby
Ada **Unopposed**

The Speaker declared DUARD C. WILLOUGHBY duly elected Associate District Judge of Pontotoc County.

FOR ASSOCIATE DISTRICT JUDGE
—Pottawatomie County:

Glenn Dale Carter
Tecumseh **Unopposed**

The Speaker declared GLENN DALE CARTER duly elected Associate District Judge of Pottawatomie County.

FOR ASSOCIATE DISTRICT JUDGE
—Pushmataha County:

Burton Duncan
Antlers **Unopposed**

The Speaker declared BURTON DUNCAN duly elected Associate District Judge of Pushmataha County.

FOR ASSOCIATE DISTRICT JUDGE
—Roger Mills County:

Giles C. Peterson
Cheyenne **Unopposed**

The Speaker declared GILES C. PETERSON duly elected Associate District Judge of Roger Mills County.

FOR ASSOCIATE DISTRICT JUDGE
—Rogers County:

Ava Powell
Claremore **Unopposed**

The Speaker declared AVA POWELL duly elected Associate District Judge of Rogers County.

FOR ASSOCIATE DISTRICT JUDGE
—Seminole County:

Frank H. Seay
Seminole **5,610**

Charles S. Carl
Wewoka **3,609**

The Speaker declared FRANK H. SEAY duly elected Associate District Judge of Seminole County.

FOR ASSOCIATE DISTRICT JUDGE

—Sequoyah County:

W. S. Agent

Sallisaw 4,001

R. O. Ingle

Sallisaw 3,014

The Speaker declared **W. S. AGENT** duly elected Associate District Judge of

Sallisaw 3,014

FOR ASSOCIATE DISTRICT JUDGE

—Stephens County:

Will H. Willis

Duncan 7,413

Edward L. Bond

Duncan 6,128

The Speaker declared **WILL H. WILLIS** duly elected Associate District Judge of Stephens County.

FOR ASSOCIATE DISTRICT JUDGE

—Texas County:

Don Dale

Guymon 3,155

Fred King

Guymon 2,537

The Speaker declared **DON DALE** duly elected Associate District Judge of Texas County.

FOR ASSOCIATE DISTRICT JUDGE

—Tillman County:

Harrison Roe

Frederick 2,404

Haskell A. Holloman

Frederick 2,329

The Speaker declared **HARRISON ROE** duly elected Associate District Judge of Tillman County.

FOR ASSOCIATE DISTRICT JUDGE

—Tulsa County:

Whit Y. Mauzy

Tulsa **Unopposed**

The Speaker declared **WHIT Y. MAUZY** duly elected Associate District Judge of Tulsa County.

FOR ASSOCIATE DISTRICT JUDGE

—Wagoner County:

Angelyn A. Jones

Wagoner **Unopposed**

The Speaker declared **ANGELYN A. JONES** duly elected Associate District Judge of Wagoner County.

FOR ASSOCIATE DISTRICT JUDGE

—Washington County:

Arthur J. Boose

Bartlesville 13,343

D. E. Hodges

Bartlesville 6,135

The Speaker declared **ARTHUR J. BOOSE** duly elected Associate District Judge of Washington County.

FOR ASSOCIATE DISTRICT JUDGE

—Washita County:

John Charles Edwards

Cordell **Unopposed**

The Speaker declared **JOHN CHARLES EDWARDS** duly elected Associate District Judge of Washita County.

FOR ASSOCIATE DISTRICT JUDGE

—Woods County:

Ray Dean Linder

Alva **Unopposed**

The Speaker declared **RAY DEAN LINDER** duly elected Associate District Judge of Woods County.

FOR ASSOCIATE DISTRICT JUDGE

—Woodward County:

James G. Young

Woodward **Unopposed**

The Speaker declared **JAMES G. YOUNG** duly elected Associate District Judge of Woodward County.

The President of the Senate presiding.

Senator Terrill moved that the President and the Speaker appoint Committees from the Senate and the Honorable House, respectively, as a Joint Committee to notify the Governor the 32nd 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: Field, Atkinson, Phillips, Garrison and Williams.

FOR THE HOUSE: Connor, Green, Taggart, Mountford and Robinson.

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, where he read his prepared Message.

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

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

Senator Terrill 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:

Mr. President

Mr. Speaker and

Members of the 32d Legislature:

STATE OF THE STATE

When I appeared before you in May, I jokingly said I was glad to see you go.

Let me say that I'm glad you're back. There is much to be done, and we must be about doing it.

I offer you my full cooperation and I know I will receive yours. I recognize we will on occasion disagree. I recognize, as I know you do, that disagreement frequently leads to agreement, agreement which results in constructive legislation.

Working together, we can continue to move Oklahoma forward.

Working together, this can and should be the shortest session in many years.

I am optimistic about the State of our State.

Our economy is growing rapidly.

Our industrial development progressed more in 1968 than in any previous year. 1969 should develop into an even greater year.

In 1968, industry invested an estimated \$148 million dollars in construction of new plants and expanded facilities and created 7,682 new jobs for Oklahomans.

For 1969, we already have announced an additional investment of \$135 million dollars in construction of new plants and expansions, creating 2,186 new jobs—and the year is only seven days old.

More and better jobs has been and will continue to be one of the primary goals of this administration.

Personal income in Oklahoma is up 11.1 per cent over a year ago, ranking our state 14th nationwide in gain of income.

Total employment within the state is up 21,000 over last year.

We are moving ahead. We are making progress. You will be asked to help further in this effort by enacting legislation which I consider essential to attract new industry and more and better jobs.

Much of our work in this area has been done by mobilizing Oklahoma's great sales force—its citizens.

They have responded to the call for help with enthusiasm and pride in our great state.

Using the "Okie" program—that's Oklahoma, key to industrial expansion; Oklahoma, key to intelligence and enterprise, and Oklahoma, key to individual enthusiasm—as a theme, we have lured former Okies back through the "bring back our Okies" program; we have asked our church congregations to "help an Okie," and we have attempted to involve every citizen in the building of Oklahoma.

Oklahoma industry, working with the help of our Full Employment Commission, and the Oklahoma Employment Security Commission, has continued to open job opportunities for the unemployed and underemployed. A nationwide, experimental job training project, funded by the Ford Foundation, will test the merits of the Full Employment Commission's Loan Program to the disadvantaged.

We recognize the value of minority ownership and management of business enterprises. To facilitate minority involvement in private enterprise, we propose, within the framework of higher education in Oklahoma, the establishment of a National Center for the development of business management skills for members of minority races.

The State of the State, we know, is not dependent upon industry alone. I want now to report on other aspects of state government:

Through your Legislative Action and Executive Order many recommendations of the Management Study Committee have resulted in more efficient and economic state government, throughout state government there is a new sense of pride and accomplishment.

Tax collections in the first five months of this fiscal year have increased \$27.2 million dollars over the first five months of the last fiscal year. This indicates a strong economy as well as improved methods of collecting state taxes.

Highway deaths were cut dramatically in 1968. Oklahoma was second of the 50 states in traffic death toll improvement. This is a great accomplishment, one which we can attribute to our dedicated law enforcement officers. In addition, by enacting more traffic legislation than any other state, you laid the ground work for this achievement.

The people approved the \$99.8 million dollar building bond issue to provide added health, mental health, education, medical facilities and other state facilities.

This was a great step forward, and I salute each of you for your efforts in securing passage.

The merit system has been extended to include the Board of Education, the Corporation Commission and the State Crime Bureau.

Through your efforts court reform has been accomplished.

Continued optimism about our state is reflected in my proposed budget, which is on your desks.

While I acknowledge the assistance of many of you in its preparation, I want it clearly understood that the full responsibility for this budget rests on my shoulders, and I know that better than any of you.

Before discussing the budget, I wish to make certain observations regarding it.

I first recommend those increases made necessary by existing laws, such as the teacher pay raise, social security requirements, and others.

Next, I recommend an increase for each department sufficient to raise the salaries of all state employees to the minimum amount recommended by the merit system board. This complies with House Bill 1000 of the 1968 session.

I then recommend for most departments a minimum increase of five per cent to meet increased operational costs.

No increases are recommended for those departments which did not request one.

Believe it or not, the Will Rogers Memorial Commission actually requested a decrease. Needless to say, I followed this recommendation, and I wish to compliment its members.

Next, I recommend you create a supplemental appropriation reserve fund of \$2 million, the purpose of which is to assure cash funds being available to satisfy emergency needs when you convene in January, 1970. if you fail to

establish this fund, you will have no cash funds for supplemental appropriations.

The remainder of the money is recommended for division between departments based on their respective needs.

I have not recommended any appropriation for Teacher Retirement in the budget. This is not an oversight. I can not intelligently recommend an appropriation to finance Teacher Retirement until such time as your study report is completed. We must, however, pass a sound Teacher Retirement program which we can finance. After I have studied the report, I will have some recommendations to your leaders regarding the method we can use to finance Teacher Retirement.

I will summarize the budget:

PUBLIC SCHOOLS

Last year you appropriated \$83.5 million for public schools. I propose an appropriation of \$93.8 million, an increase of \$10.3 million. In the last session, we raised the pay of teachers by \$500 per year which resulted in a statewide average increase of \$600 per year. This year, the law requires that teacher pay be raised by an additional \$400. An additional \$400 raise is provided next year.

I further propose an increase of approximately \$900,000 for vocational-technical education.

HIGHER EDUCATION

I propose an increase of \$5.7 million. As you know, our colleges and universities last year used much of their additional funds for faculty salary increases, resulting in an average increase of \$1,003. I again support a bill providing that Section 13 funds may be used for faculty salary increases and other educational expenses, rather than capital improvements alone.

HIGHWAYS

I propose an increase of \$5.5 million.

PUBLIC HEALTH

I propose an increase of \$700,000.

MENTAL HEALTH

I propose an increase of \$1.6 million.

OTHER RECOMMENDED LEGISLATION ELECTION REFORM

Free and honest elections are the cornerstones of our society. Even more importantly, the people must believe that their elections are being conducted fairly and impartially. With this in mind I recommend the adoption of several election reforms.

First, I ask that you enact legislation to completely reorganize state and county election boards, with a view toward removing them as far as possible from the political arena. Legislation designed to accomplish this purpose has been introduced by my floor leaders today.

Next, I recommend you enact legislation prohibiting straight party voting general elections throughout Oklahoma, in every county.

I urge you to submit to the people a proposal that the Governor and Lieutenant Governor be elected jointly.

Finally, I ask that you refer to the people the question of lowering the voting age from 21 to 19.

ECONOMY AND EFFICIENCY

I recommend that you enact legislation abolishing the office of County Superintendent of Schools, and I further recommend that you place responsibility of that office with the State Board of Education.

I recommend, as I did in 1968, that you enact legislation to provide for the employment of an investment specialist for State Government.

I recommend, as I did in 1968, that Boards of County Commissioners be brought under the State Central Purchasing Act. I further recommend that the Central Purchasing Act be extended to allow cities and towns to benefit from its dollar-saving potential if they so desire.

I recommend that you approve a joint

Resolution calling for the establishment of an interagency mailing service for the state government.

I ask that you withdraw Oklahoma from the Southern Regional Education Compact.

REORGANIZATION OF GOVERNMENT

I ask that you increase the salaries of certain state officials.

I ask that you refer to the people the questions of abolishing the offices of Commissioner of Charities and Corrections, State Labor Commissioner and State Auditor.

I ask that you submit to the people a resolution calling for a constitutional convention to convene on the first Tuesday in September, 1971.

I suggest that you continue and expand the voting membership in the constitutional study commission with one-third of its members appointed by the Legislature, one-third by our highest courts and one-third by the Governor so that the study of the entire constitution will be completed during the 1969 interim.

I support a realistic conflict-of-interest code for state officials.

I support constructive changes in laws relating to workmen's compensation.

I support legislation providing for sound planning for the development of the Arkansas River Navigation Project. I also support legislation for boat and water safety on our lakes and waterways.

I have outlined to you my proposed budget and program. I hope you will give it careful consideration and improve upon it wherever possible.

I look forward to considering your legislation and working with you so that we will continue to move Oklahoma forward.

I assure you of my continued cooperation as I seek yours.

Thank you.

Senator Birdsong moved that the President Pro Tempore be authorized and di-

rected to approve expense claims for members of the Committee on Rules who attended meetings prior to the convening of the 32nd Legislature, which motion was declared adopted.

Senator Birdsong moved that the President Pro Tempore be authorized and directed to approve claim in payment of postage, providing each member of the Senate with necessary postage, and providing each Senator with one (1) roll of six-cent (6c) stamps immediately, which motion was declared adopted.

Senator Birdsong moved that each member of the Senate be allowed \$250.00 for the expense of purchasing personal stationery, supplies and materials, which motion was declared adopted.

COMMUNICATION

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

January 7, 1969

Honorable George Nigh
President of the Senate
First Session
Thirty-second 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 December 3, 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, according to the provisions of Article 10, Section 23, of the Oklahoma Constitution, as amended April 16, 1968, "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, the First (1967) Session and the Second (1968) Session of the 31st Oklahoma Legislature enacted laws — House Bill 535, First Session (1967), House Bill

1032, Second Session (1968), House Bill 532, First Session 31st Legislature (1967) as amended by Senate Bill 625, Second Session 31st Legislature (1968), House Bill 805, First Session (1967), Senate Bill 711, Second Session (1968), Senate Bill 291, Second Session (1968), Senate Bill 454, Second Session (1968), and Senate Bill 453, Second Session (1968), which provide additional revenues for the State, other than ad valorem taxes; and,

WHEREAS, on this 3rd day of December, 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 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 fund for the next ensuing fiscal year ending June 30, 1970.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BOARD OF EQUALIZATION: That the sums and amounts on Page One (marked Exhibit "1") of the detailed estimate of revenues and available surplus, General Revenue \$228,318, 646.65 and Special Funds (Not Dedicated) \$3,326,504.01, in the Grand Total of \$231,645,150.66 as herein set forth be, and they are hereby adopted and fixed by this Board as the official amount of revenue available to the 1st Session of the 32nd Legislature for appropriation for the ensuing fiscal year ending June 30, 1970.

BE IT FURTHER RESOLVED BY THE STATE BOARD OF EQUALIZATION: That the amounts for each of the special funds as shown on Page Two (marked Exhibit "2") in the right hand column (the amount of money collected in each of these special funds in the 1968 fiscal year) as herein set forth be, and they

are hereby adopted and fixed by this Board as the official amount for each special fund for appropriation for the ensuing fiscal year ending June 30, 1970.

BE IT FURTHER RESOLVED, that a duly authenticated duplicate original of this Resolution, adopted, as evidenced by the signatures subscribed hereto, be delivered to the Governor, the President of the Senate and the Speaker of the House of Representatives, as provided by the State Constitution.

Adopted this 3rd day of December, 1968.

Dewey F. Bartlett
Governor and Chairman

John M. Rogers
State Examiner and Inspector
and Vice Chairman

James N. Ballinger
President of State Board of Agriculture

G. T. Blankenship
Attorney General

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

DECEMBER 3, 1968

GENERAL REVENUE COLLECTIONS
FISCAL YEAR 1968

Taxes	\$167,008,624.97
Licenses, Permits and Fees	6,175,299.15
Use of Money and Property	2,933,407.05
Miscellaneous Income	113,359.07
Collection of Special Fund Above Appropriations	2,705,204.11
TOTAL	\$178,935,894.35

ANALYSIS OF THE 1968 SURPLUS

1968 Collections	\$178,935,894.35
Less 1968 Appropriations	148,695,876.33
Income in excess of 1968 Appropriations	\$ 30,240,018.02
Bond Sinking & Reserve Funds (HB 911 1st Session 31st Leg.)	1,282,877.16
Lapsed Appropriations	973,074.69
1967 Income Credited to 1968 Collections	182,934.00
Statutory Cancellations	2,365.09
1968 Surplus	\$ 32,681,268.96

FUNDS AVAILABLE FOR APPROPRIATION BY
1st SESSION OF THE 32nd LEGISLATURE

GENERAL REVENUE

Income of Preceding Fiscal Year	\$178,935,894.35
1968 Surplus	32,681,268.96
Estimated Revenue of 5c Cigarette Tax (H. B. 1032, 2nd Session 31st Leg.)	13,560,136.20
Estimated Revenue of Tobacco Tax (H. B. 1032, 2nd Session 31st Leg.)	1,055,942.16
Estimated Revenue of Unclaimed Property Act (S. B. 625, 2nd Session 31st Leg.)*	60,744.00
Estimated Revenue of Alcoholic Brand Licenses (S. B. 711, 2nd Session 31st Leg.)	125,000.00
Estimated Revenue of Boat & Motor Licenses (H. B. 805, 1st Session 31st Leg.)	279,846.07
Estimated Revenue of Driver's Licenses Increase (S. B. 291, 2nd Session 31st Leg.)	1,579,814.91
Estimated Revenue of Securities Registration (S. B. 454, 2nd Session 31st Leg.)	22,000.00
Estimated Revenue from Boiler Inspection Fees (S. B. 453, 2nd Session 31st Leg.)	18,000.00
	<hr/>
TOTAL GENERAL REVENUE	\$228,318,646.65

SPECIAL FUNDS (Not Dedicated)

Technical & Scientific Education Special Fund

Estimated Revenue	\$ 900,000.00
1968 Surplus	138,404.57
	<hr/>

TOTAL	\$ 1,038,404.57
1968 Bond Sinking Fund	2,288,099.44
	<hr/>
GRAND TOTAL	\$231,645,150.66
	<hr/> <hr/>

* House Bill 532, 1st Session 31st Legislature (1967) as amended by Senate Bill 625, 2nd Session 31st Legislature (1968).

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

DECEMBER 3, 1968

SPECIAL FUNDS (DEDICATED) AVAILABLE FOR APPROPRIATION
BY FIRST SESSION OF THE THIRTY-SECOND LEGISLATURE

	Available 1970
ALCOHOLIC BEVERAGE FUND	
Income of Preceding Year	\$ 514,545.00
STATE EXAMINER AND INSPECTOR FUND	
Income of Preceding Year	410,352.86
PROPERTY & CASUALTY RATES BOARD FUND	
Income of Preceding Year	503,123.77
INSURANCE DEPARTMENT FUND	
Income of Preceding Year	743,030.01
LIQUEFIED PETROLEUM GAS FUND	
Income of Preceding Year	114,653.50
OKLAHOMA TAX COMMISSION FUND	
Income of Preceding Year	7,637,739.44
INDUSTRIAL COURT FUND	
Income of Preceding Year	33,240.00
HIGHWAY CONSTRUCTION AND MAINTENANCE FUND	
Preceding year	\$44,017,004.62
Surplus of Preceding Year	4,020,491.62
Total	\$48,037,496.24
PUBLIC BUILDING FUND	
Income of Preceding Year	238,112.83
Surplus of Preceding Year	60,874.88
Total	\$ 298,987.71

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE GENERAL REVENUE FUND FOR THE FIRST
FOUR MONTHS OF THE FISCAL YEARS 1968 AND 1969 AND AN ESTIMATED TOTAL FOR 1969 AND 1970

GENERAL REVENUE FUND

	First Four Months 1968	First Four Months 1969	Estimated Fiscal Year 1969	Estimated Fiscal Year 1970	Preceding Fiscal Year 1968
Alcoholic Beverage Excise Tax	\$ 1,903,611.22	\$ 2,142,618.88	\$ 5,500,000.00	\$ 5,750,000.00	\$ 5,249,255.61
Beverage Tax	2,812,790.08	3,100,289.85	7,972,000.00	8,375,000.00	7,579,782.18
Cigarette Tax	3,146,968.84	6,096,952.91	29,500,000.00*	30,400,000.00*	17,307,210.38
Franchise Tax	4,793,084.16	5,028,577.74	5,250,000.00	5,600,000.00	4,970,673.17
Freight Car Tax	236,584.29	248,054.22	250,000.00	280,000.00	240,719.10
Fuel Excise Tax	337,406.11	361,352.78	990,000.00	1,020,000.00	953,498.21
Gift Tax	96,871.75	65,465.05	1,200,000.00	1,200,000.00	1,283,134.91
Gross Production Tax	8,871,148.55	9,233,481.03	26,000,000.00	26,000,000.00	26,000,626.74
Income Tax	21,007,007.62	22,293,247.02	64,000,000.00	67,000,000.00	61,591,357.99
Inheritance & Estate Tax	3,453,568.44	4,042,568.96	11,600,000.00	11,600,000.00	11,625,073.41
Insurance Premium	158,480.87	18,029.83	12,300,000.00	12,600,000.00	12,125,339.72
Motor Vehicle Excise Tax	3,238,438.95	4,694,604.85	12,200,000.00	12,600,000.00	11,836,152.98
Tobacco Products	514,777.29	996,640.52	3,430,000.00*	3,630,000.00*	2,375,869.86
Use Tax	936,046.33	1,443,193.37	4,000,000.00	4,250,000.00	3,869,930.71
Coin Devise Licenses	136,951.00	111,664.18	440,000.00	440,000.00	469,264.85
Driver's Licenses	801,965.55	1,075,275.83	4,600,000.00*	4,800,000.00*	2,959,629.82
Oversize Truck Permits	97,920.00	159,645.00	450,000.00	500,000.00	409,980.00
Title Fees	201,554.27	294,393.05	950,000.00	1,200,000.00	888,381.33
Other Licenses, Permits and Fees	475,498.75	526,371.35	1,550,000.00*	1,700,000.00*	1,478,043.15
Interest on Bank Deposits	661,964.94	800,624.47	3,300,000.00	3,300,000.00	2,901,040.10
Other Use of Money & Property	10,350.76	11,353.13	30,000.00	30,000.00	32,266.95
Other Receipts	37,571.76	42,654.49	120,000.00	125,000.00	113,359.07
Boat & Motor Licenses	-0-	24,426.79	290,000.00*	300,000.00*	-0-
Unclaimed Property	-0-	904,166.53	1,160,000.00*	75,000.00*	-0-
Alcoholic Brand Licenses	-0-	110,400.00	125,000.00*	125,000.00*	-0-
Transfer of Special Funds	2,705,401.11	1,782,326.56	1,800,000.00	1,800,000.00	2,705,204.11
TOTAL	\$ 56,634,765.64	\$ 65,608,378.39	\$ 199,007,000.00	\$ 204,380,000.00	\$ 178,935,894.35

*Includes estimated income from new taxes.

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
FOUR MONTHS OF THE FISCAL YEARS 1968 AND 1969 AND AN ESTIMATED TOTAL FOR 1969 AND 1970

SPECIAL FUNDS	First Four Months 1968	First Four Months 1969	Estimated Fiscal Year 1969	Estimated Fiscal Year 1970	Preceding Fiscal Year 1968
ALCOHOLIC BEVERAGE FUND					
Licenses	\$ 70,000.00	\$ 30,000.00	\$ 520,000.00	\$ 530,000.00	\$ 514,545.00
STATE EXAMINER AND INSPECTOR FUND					
Fees	\$ 114,036.37	\$ 129,978.64	\$ 420,000.00	\$ 430,000.00	\$ 410,352.86
PROPERTY & CASUALTY RATES BOARD FUND					
Insurance Premium	\$ 242,626.13	\$ 260,497.64	\$ 510,000.00	\$ 520,000.00	\$ 503,123.77
INSURANCE DEPARTMENT FUND					
Insurance Premium	\$ 125,218.62	\$ 361,365.81	\$ 800,000.00	\$ 860,000.00	\$ 743,030.01
LIQUEFIED PETROLEUM GAS BOARD					
Licenses, Permits & Fees	\$ 91,926.00	\$ 92,191.00	\$ 118,000.00	\$ 120,000.00	\$ 114,653.50
OKLAHOMA TAX COMMISSION FUND					
Percentage of Taxes Collected	\$ 1,738,599.51	\$ 1,917,389.74	\$ 7,780,000.00	\$ 7,900,000.00	\$ 7,637,739.44
INDUSTRIAL COURT FUND					
Filing Fees	\$ 10,555.00	\$ 14,435.00	\$ 33,000.00	\$ 33,000.00	\$ 33,240.00

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
FOUR MONTHS OF THE FISCAL YEARS 1968 AND 1969 AND AN ESTIMATED TOTAL FOR 1969 AND 1970

SPECIAL FUNDS	First Four Months 1968	First Four Months 1969	Estimated Fiscal Year 1969	Estimated Fiscal Year 1970	Preceding Fiscal Year 1968
HIGHWAY CONSTRUCTION & MAINTENANCE FUND					
Gasoline Excise Tax	\$ 10,680,043.76	\$ 14,695,637.74	\$ 41,000,000.00	\$ 42,200,000.00	\$ 39,887,760.30
Special Fuel Tax	915,752.57	1,333,098.41	3,900,000.00	4,100,000.00	3,755,501.56
Others	15,633.03	54,562.52	450,000.00	490,000.00	373,742.76
TOTAL	\$ 11,611,429.36	\$ 16,083,298.67	\$ 45,350,000.00	\$ 46,790,000.00	\$ 44,017,004.62
PUBLIC BUILDING FUND					
Income on Investment	\$ 90,613.06	\$ 87,149.42	\$ 180,000.00	\$ 180,000.00	\$ 189,461.58
Royalties, Gas	218.22	323.13	800.00	800.00	854.18
Royalties, Oil	15,491.21	14,215.38	47,000.00	47,000.00	47,000.00
TOTAL	\$ 106,322.49	\$ 101,687.93	\$ 227,800.00	\$ 227,800.00	\$ 238,112.83
TECHNICAL & SCIENTIFIC EDUCATION SPECIAL FUND					
Stamps	\$ —0—	\$ 304,849.18	\$ 900,000.00	\$ 900,000.00	\$ 343,521.57 *
1968 BOND RESERVE FUND					
Cigarette Tax	\$ —0—	\$ —0—	\$ —0—	\$ —0—	\$ 2,288,099.44**

* 6 Months of Collections.

** 5c Cigarette Tax for period April-June, 1968 not appropriated for fiscal year 1969.

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

December 3, 1968

SPECIAL FUNDS (DEDICATED)

UNENCUMBERED CASH BALANCES AS OF JULY 1, 1968

ALCOHOLIC BEVERAGE FUND

Balance	\$515,670.60
Statutory Reserve not to exceed	295,638.00

STATE EXAMINER AND INSPECTOR FUND

Balance	\$ 39,933.74
Statutory Reserve not to exceed	50,000.00

PROPERTY & CASUALTY RATES BOARD FUND

Balance	\$539,373.81
Statutory Reserve not to exceed	100,000.00

INSURANCE DEPARTMENT FUND

Balance	\$660,595.46
Statutory Reserve not to exceed	200,000.00

LIQUEFIED PETROLEUM GAS FUND

Balance	\$ 3,871.10
Statutory Reserve not to exceed	10,000.00

OKLAHOMA TAX COMMISSION FUND

Balance	\$600,000.00
Statutory Reserve not to exceed	600,000.00

INDUSTRIAL COURT FUND

Balance	\$ 3,232.56
Statutory Reserve not to exceed	-0-

REQUEST FOR LOBBY PERMIT

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

Mr. President:

We, your Committee on Rules, wish to make the following report for appointment on the Senate Standing Committees for the 32nd Legislative Session, attached.

DON BALDWIN, Chairman.

STANDING and Sub-COMMITTEES**32d LEGISLATURE**

(* Denotes activated Sub-Committees)

AGRICULTURE—8

Field, Chairman

Dacus, Vice-Chairman

Atkinson Hamilton

Boecher Lane

Crow Williams

Sub-Committees:

*A. Agronomy and

Forestry Hamilton

B. Animal

Husbandry

*C. Wildlife Atkinson

APPROPRIATIONS AND BUDGET—17

McSpadden, Chairman

Massey, Vice-Chairman

Atkinson Medearis

Baldwin Miller

Berrong Murphy

Dacus Phillips

Hamilton Short

Horn Stipe

Inhofe Taliaferro

Lane

Sub-Committees:

A. Departments

B. Institutions

BUSINESS RELATIONS—9

Luton, Chairman

Payne, Vice-Chairman

Berrong Romang

Birdsong Stipe

Inhofe Young

Phillips

Sub-Committees:

A. Insurance

*B. Labor Relations Payne

Mrs. D. V. Worthen, 7605 South Hillcrest Drive, Oklahoma City, Oklahoma, representing D.R.I.V.E.

COMMITTEE REPORTS**CONSERVATION AND ECONOMIC DEVELOPMENT—9**

Boecher, Chairman

Holden, Vice-Chairman

Field Massey

Horn Stansberry

Lane Williams

Luton

Sub-Committees:

*A. Oil and Gas Horn

*B. Parks and

Recreation Massey

*C. Soil and Water

Resources Holden

CONSTITUTIONAL REVISIONS AND REGULATORY SERVICES—7

Baggett, Chairman

Nichols, Vice-Chairman

Breckinridge Smalley

Howard Stansberry

Keels

Sub-Committees:

A. Professional and Occupational Regulations

B. Constitutional Amendments

C. Initiative and Referendum

EDUCATION—17

Miller, Chairman

Hamilton, Vice-Chairman

Baggett Massey

Breckinridge Murphy

Crow Porter

Howard Short

Keels Smalley

Luton Stansberry

McGraw Terrill

Martin

Sub-Committees:

*A. Higher Education Baggett

*B. Public Schools Howard

FINANCE AND COMMERCE—9

Berrong, Chairman

Stipe, Vice-Chairman

Baggett Inhofe

Bradley Medearis

Breckinridge Terrill

Graves

Sub-Committees:

A. Consumer Affairs

*B. Financial

Institutions Graves

*C. Public Service

Corporations Bradley

GOVERNMENTAL AFFAIRS—9

Keels, Chairman

Horn, Vice-Chairman

Boecher McSpadden

Crow Taliaferro

Garrison Williams

Grantham

Sub-Committees:

A. County and State Government

B. Congressional and Legislative
Redistricting

C. Election and Privileges

JUDICIARY—9

Grantham, Chairman

Garrett, Vice-Chairman

Garrison Romang

Ham Short

Hargrave Young

Porter

Sub-Committees:

A. Civil

B. Criminal

MUNICIPAL GOVERNMENT—8

Howard, Chairman

Ham, Vice-Chairman

Birdsong McCune

Garrison McGraw

Holden Smalley

Sub-Committees:

*A. Urban Affairs

B. City-County Affairs

PUBLIC AFFAIRS—7

Hargrave, Chairman

Porter, Vice-Chairman

Garrett

Martin

McCune

Stipe

McSpadden

Sub-Committees:

*A. Mental and Eleemo-
synary Institutions Garrett

B. Veterans' Affairs

*C. Penal Affairs Stipe

PUBLIC HEALTH—8

Martin, Chairman

Graves, Vice-Chairman

Hargrave

Nichols

McCune

Payne

Miller

Phillips

Sub-Committees:

*A. Social Welfare Porter

B. Vocational Reha-
bilitation

REVENUE AND TAXATION—7

Taliaferro, Chairman

Bradley, Vice-Chairman

Baldwin

McGraw

Ferrell

Terrill

Garrett

Sub-Committees:

A. Industrial Development

B. Revenue and Taxation

ROADS AND HIGHWAYS—14

Murphy, Chairman

Atkinson, Vice-Chairman

Birdsong

Ham

Bradley

Holden

Dacus

Medearis

Ferrell

Nichols

Field

Romang

Grantham

Young

Sub-Committees:

*A. Public Safety

Birdsong

B. Transportation

*C. Turnpikes

Nichols

RULES—15

Baldwin, Chairman

Young, Vice-Chairman

Baggett

McSpadden

Birdsong

Miller

Boecher

Murphy

Bradley

Nichols

Dacus

Smalley

Garrison

Terrill

Luton

Sub-Committees:

- *A. Administration and
Employment Young
- *B. Engrossed and
Enrolled Bills Romang
- *C. Legislative
Procedure Nichols

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

Mr. President: We, your Committee on Mileage, having had under consideration Mileage allowance for each member of the Senate, submit the following report:

Dist	Name	Pol	Address	Miles	Amount
42	Atkinson, H. B.	D	Okla. City	None	\$ None
41	Baggett, Bryce	D	Okla. City	None	None
23	Baldwin, Don	D	Anadarko	132	13.20
27	Berrong, Ed	D	Weatherford	146	14.60
45	Birdsong, Jimmy	D	Okla. City	None	None
22	Boccher, Roy	D	Kingfisher	88	8.80
33	Bradley, Ed	D	Tulsa	234	23.40
38	Breckinridge, Peyton A.	R	Tulsa	240	24.00
25	Crow, Herschal	D	Altus	318	31.80
26	Dacus, Byron	D	Hobart	250	25.00
18	Ferrell, Donald F.	R	Chandler	100	10.00
30	Field, Leon	D	Texhoma	574	57.40
43	Garrett, John L.	D	Okla. City	None	None
29	Garrison, Denzil D.	R	Bartlesville	336	33.60
20	Grantham, Roy E.	D	Ponca City	212	21.20
17	Graves, Ralph W.	D	Shawnee	90	9.00
15	Ham, Glen	D	Pauls Valley	130	13.00
4	Hamilton, James E.	D	Poteau	430	43.00
34	Hargrave, George, Jr.	D	Tulsa	250	25.00
24	Holden, Wayne M.	D	Duncan	200	20.00
10	Horn, Raymond L.	D	Hominy	264	26.40
36	Howard, Gene C.	D	Tulsa	240	24.00
35	Inhofe, James M.	R	Tulsa	240	24.00
44	Keels, J. Lee	D	Okla. City	None	None
5	Lane, Jimmie	D	Idabel	470	47.00
9	Luton, John D.	D	Muskogee	284	28.40
47	McCune, John R.	R	Okla. City	None	None
39	McGraw, Joseph R.	R	Tulsa	240	24.00
2	McSpadden, Clem	D	Claremore	340	34.00
14	Martin, Ernest D.	D	Ardmore	210	21.00
6	Massey, John	D	Durant	320	32.00
3	Medearis, Robert P.	D	Tahlequah	340	34.00
13	Miller, George A.	D	Ada	180	18.00
21	Murphy, Robert M.	D	Stillwater	136	13.60
11	Nichols, Allen G.	D	Wewoka	144	14.40
8	Payne, Tom	D	Okmulgee	220	22.00
1	Phillips, William Fred	D	Miami	417	41.70
48	Porter, E. Melvin	D	Okla. City	None	None
19	Romang, Richard E.	R	Enid	174	17.40
46	Short, Jack M.	R	Okla. City	None	None

16	Smalley, Phil	D	Norman	52	5.20
37	Smith, Finis W.	D	Tulsa	240	24.00
40	Stansberry, Richard D.	R	Okla. City	None	None
7	Stipe, Gene	D	McAlester	260	26.00
31	Taliaferro, Jim	D	Lawton, RR	207	20.70
32	Terrill, Al	D	Lawton	204	20.40
28	Williams, G. O.	R	Woodward	292	29.20
12	Young, John W.	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, as amended, the following pre-filed Bills and/or Resolutions were presented by President Pro Tempore Smith and, upon motion of Senator Terrill, introduced and read for the first time:

SB 1—By Grantham—An Act relating to motor vehicles; amending 47 O. S. 1961, § 6-105 (a), as amended by Section 1 (a), Chapter 272, O. S. L. 1963; providing for restricted operator's licenses to be issued to qualified drivers under sixteen (16) years of age; and declaring an emergency.

SB 2—By Holden—An Act relating to revenue and taxation; amending Section 2, Chapter 501, O. S. L. 1965, as amended by Section 1, Chapter 28, O. S. L. 1967 (68 O. S. Supp. 1968, § 2458); providing for duties, powers and authority of Boards of Equalization and Excise Boards; and providing for compensation and reimbursement of expenses.

SB 3—By Williams—An Act relating to firearms; defining reckless conduct in handling guns; providing exceptions; directing codification; and declaring an emergency.

SB 4—By Grantham of the Senate and McCune of the House—An Act relating to criminal procedure where a motor vehicle traffic violation is charged; amending Sections 1, 4, 6, 7 and 9, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § § 1114.1, 1114.4, 1114.6, 1114.7 and 1114.9), and Section 3, Chapter 185, O. S. L. 1968, as amended by Section 4, Chapter 383,

O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.3); providing additional procedures, in certain instances, for posting bail where a person is charged with violating a motor vehicle traffic law; providing opportunity for immediate plea of guilty and procedure for payment immediately of fine and costs, with certain exceptions; and declaring an emergency.

SB 5—By Bradley—An Act relating to the State Legislature; repealing Subsection (c) of Section 2, Chapter 424, O. S. L. 1965, as last amended by Section 2, Chapter 113, O. S. L. 1968 (74 O. S. Supp. 1968, § 456, Subsection (c)), and repealing Section 1, Chapter 238, O. S. L. 1968 (74 O. S. Supp. 1968, § 456.1); pertaining to reimbursement of expenses of members of the Legislature; and declaring an emergency.

SB 6—By Smith—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. 1968, § 8-3); by providing that a pupil transfer from one school district to another shall be granted upon application of the parent or guardian.

SB 7—By Smalley of the Senate and McCune of the House—An Act relating to holidays; amending 25 O. S. 1961, § § 82.1 and 82.2; designating certain days legal holidays; prescribing date when the Act shall become operative; and declaring an emergency.

SB 8—By Romang—An Act relating to schools; amending 70 O. S. 1961, § 2A-4, as last amended by Section 1, Chapter 43, O. S. L. 1968 (70 O. S. Supp. 1968,

§ 2A-4); vesting control of the State Department of Education in the State Board of Education; providing for duties, power and authority of State Board of Education; restricting State Board of Education from refusing the accrediting of certain schools.

SB 9—By Short—An Act relating to the Public Schools of Oklahoma; providing for recognition of classroom teachers, and compensation according to rank; establishing a system for the advancement of classroom teachers; repealing conflicting laws; directing codification; and declaring an emergency.

SB 10—By Williams—An Act relating to schools; amending 70 O. S. 1961, § 4-16; providing for annual and special meetings of school district electors; providing hours for meetings; providing for notice; and declaring an emergency.

SB 11—By Graves—An Act relating to elections; amending 26 O. S. 1961, § 556a., as amended by Section 1, Chapter 53, O. S. L. 1968 (26 O. S. Supp. 1968, § 556a.); increasing compensation of precinct officials; and declaring an emergency.

SB 12—By McGraw—An Act to provide for and implement the State supervision and enforcement of charitable trusts and similar relationships over which the State or the Attorney General has enforcement or supervisory powers; defining such trusts and relationships; providing for the powers and duties of the Attorney General in respect to the supervision and enforcement thereof; to make uniform the law relating thereto; repealing conflicting laws; and making provisions of Act severable.

SB 13—By Grantham—An Act relating to the Corporation Commission; amending 17 O. S. 1961, § 152; prescribing duty upon Corporation Commission to inquire and investigate public utilities regularly; authorizing Corporation Commission to do so at any time; authorizing it to require compliance with its valid orders; and declaring an emergency.

SB 14—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. 1968, §§ 22, 23, 24 and 29); making provisions of Act severable; and declaring an emergency.

SB 15—By Smalley of the Senate and McCune of the House—An Act relating to grand and petit jurors; amending 38 O. S. 1961, § 21, as amended by Section 1, Chapter 268, O. S. L. 1963 (38 O. S. Supp. 1968, § 21); providing for manner of selection of grand and petit jurors; authorizing the court to exercise its discretion to excuse or discharge persons drawn as jurors; prescribing limit of duration of service by a juror, with certain exceptions; repealing 20 O. S. 1961, § 95; and declaring an emergency.

SB 16—By Smalley of the Senate and McCune of the House—An Act relating to criminal procedure; amending 22 O. S. 1961, § 953; providing times for applying for new trial; prescribing limits of time for filing motions for new trial in certain grounds after judgments; and declaring an emergency.

SB 17—By Smalley of the Senate and McCune of the House—An Act relating to civil procedure; amending 12 O. S. 1961, §§ 655, 1032 and 1031; authorizing trial courts to correct, open or vacate judgments; providing for new trials, notice and procedure therefor in certain instances; directing codification; making provisions of Act severable; and declaring an emergency.

SB 18—By Smalley of the Senate and McCune of the House—An Act relating to District Courts; amending 20 O. S. 1961, § 96; providing time when jury sessions and nonjury sessions may be held; prescribing the minimum frequency for holding motion and demurrer sessions; repealing 20 O. S. 1961, §§ 96.1 and 96.2; and declaring an emergency.

SB 19—By Graves—An Act relating to consumer credit; establishing the uniform consumer credit code; stating purpose; providing for rules of construction; making provisions of act severable; providing for reference base index; providing for scope of act; providing for limitations and exclusions; defining terms; regulating agreements pertaining to credit granted to consumer; regulating agreements pertaining to consumer loans and consumer related loans; providing for disclosure of certain information to consumer; regulating advertising; providing for licensing and revocation or suspension of licenses; requiring records and reports; providing for examinations and investigations; regulating certain transactions pertaining to consumer credit insurance; providing limitations on creditors remedies; providing for debtor's remedies; prescribing maximum interest and charges; providing for civil liability for violations of act; prescribing criminal penalties; creating the Department of Consumer Affairs and Office of Administrator; prescribing duties, powers and functions; fixing fees; repealing 15 O. S. 1961, §§ 280.1 through 280.29, inclusive, Chapter 241, O. S. L. 1967 (15 O. S. Supp. 1968, §§ 701-712, inclusive), 15 O. S. 1961, §§ 261, 264, 267-270, inclusive, 273, and other laws or parts of laws in conflict herewith; and declaring an emergency.

SB 20—By Smalley—An Act relating to criminal procedure; amending 22 O. S. 1961, § 812; providing requirement that an accused shall be tried at the next jury term following certification of his case for trial by the examining magistrate; providing for exceptions to such requirement; and declaring an emergency.

SB 21—By Smalley of the Senate and McCune of the House—An Act relating to the courts; providing for the furnishing of annual reports to the Legislature by the Administrative Director of the Courts as to certain matters; and declaring an emergency.

SB 22—By Smalley—An Act relating to courts; amending Section 2, Chapter 162, O. S. L. 1968 (20 O. S. Supp. 1968, § 91.2); providing for, until changed by order of Supreme Court, establishment of court dockets; and declaring an emergency.

SB 23—By Smalley of the Senate and McCune of the House—An Act relating to courts; providing for codification of 22 O. S. 1961, §§ 571, 574 and 575, within Title 20 of the Oklahoma Statutes; repealing 22 O. S. 1961, § 572; and declaring an emergency.

SB 24—By Smalley of the Senate and McCune of the House—An Act relating to the Administration of Justice; amending Section 4, Chapter 172, O. S. L. 1968 (12 O. S. Supp. 1968, § 1148.4); providing procedure for process in forcible entry and detainer cases; and declaring an emergency.

SB 25—By Smalley of the Senate and McCune of the House—An Act relating to courts; amending 20 O. S. 1961, § 104; providing for payment of certain expenses of judges of the District Court and prescribing manner thereof; enacting provision for payment of certain expenses of justices of the Supreme Court, judges of the Court of Appeals, and judges of the Court of Criminal Appeals and prescribing the manner thereof; enacting authorization for the Chief Justice of Supreme Court to authorize the Administrative Director to approve claims; and declaring an emergency.

SB 26—By Smalley of the Senate and McCune of the House—An Act relating to civil procedure; amending 12 O. S. 1961, § 1390; providing for enforcement of injunctive orders; authorizing punishment for disobedience thereof, for giving of security, and for committing to close custody; and declaring an emergency.

SB 27—By Smalley of the Senate and McCune of the House—An Act relating to State officers and employees; repealing 74 O. S. 1961, §§ 251b-9, 251b-14, 281, 281.1 and 287; and declaring an emergency.

SB 28—By Smalley of the Senate and

McCune of the House—An Act relating to removal of prisoners to penal institutions; providing sheriff of county where convicted persons are sentenced shall transport said persons to institution to which they are sentenced; providing compensation therefor be allowed sheriff; repealing 57 O. S. 1961, § § 91, 92, 93 and 94; and declaring an emergency.

SB 29—By Field of the Senate and Harrison of the House—An Act relating to motor vehicles; amending 47 O. S. 1961, § § 11-801 and 11-803; providing maximum speed limits; and declaring an emergency.

SB 30—By Birdsong—An Act relating to gambling; providing it to be unlawful, and constitute a misdemeanor, to participate in numbers or parlay games or have possession of bet slips, equipment, or paraphernalia used in the operation of numbers or parlay games; defining terms; prescribing penalties upon conviction; and declaring an emergency.

SB 31—By Howard—An Act relating to highways; amending Section 1205, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1968, § 1205) to provide the acquisition policy to be followed by the Department of Highways shall include authority to pay moving costs, replacement and housing costs, dislocation allowance or relocation expenses and expenses incidental to the transfer of property; and declaring an emergency.

SB 32—By Howard of the Senate and Bamberger of the House—An Act relating to fees; providing for the establishing of a flat fee for service of writs, orders, process, commands and notices; providing for mileage of sheriffs and deputies in certain instances; providing for certain exceptions to charges against litigants; providing for credits to and disbursements from general funds of counties; repealing 28 O. S. 1961, § 39; providing for an operative date; making provisions of act severable; and declaring an emergency.

SB 33—By Williams—An Act relating to the Oklahoma State Board of Nursing Homes; amending Section 2, Chapter 100, O. S. L. 1968 (63 O. S. Supp. § 330.52);

providing for creation, membership and qualifications and tenure of members.

SB 34—By Garrison, Ferrell, Inhofe and Williams of the Senate and Connor, Green, Holaday, Howard and Hunter of the House—An Act relating to the Southern Regional Education Compact; providing for withdrawal of the State of Oklahoma from such Compact; repealing 70 O. S. 1961, § 2121, 2122 and 2123; and declaring an emergency.

SB 35—By Garrison, Ferrell, McGraw and Williams of the Senate and Connor, Green, Hatchett and Hunter of the House—An Act relating to the Oklahoma Industrial Finance Authority; amending 74 O. S. 1961, § 859; increasing the maximum amount of any loan which may be made by the Authority; and declaring an emergency.

SB 36—By Garrison, Ferrell, Short and Williams of the Senate and Connor, Green, Hatchett, Howard, Hunter and Thompson of the House—An Act relating to schools; amending Section 904, Chapter 396, O. S. L. 1965, (70 O. S. Supp. 1968, § 3904); prescribing purposes for which the "Section Thirteen Fund State Educational Institutions" and the "New College Fund" may be used; repealing 70 O.S. 1961, § 621.1; making provisions of act severable; and declaring an emergency.

SB 37—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 11, Chapter 325, O. S. L. 1963, as amended by Chapter 190, O. S. L. 1965 (63 O. S. Supp. 1968, § 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 38—By Garrison, McGraw and Short of the Senate and Connor, Camp, Conaghan, Ferguson, Green, Hancock, Holaday, Howard, Hunter, Peterson, and Thompson 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; providing for completion of present terms of said offices; making functions and duties of the office of County Superintendent of Schools responsibility of the State Board of Education; and repealing 70 O. S. 1961, § § 3-1 through 3-7, 35a, 35b and 35c, and Sections 1 and 2, Chapter 434, O. S. L. 1965 (70 O. S. Supp. 1968, § § 3-4.1 and 3-4.2); and declaring an emergency.

SB 39—By Garrison of the Senate and Connor of the House—An Act relating to economic development; amending Section 3 of H.J.R. 553 of the 1965 Legislature, as amended by Section 1, Chapter 49, O. S. L. 1967 (74 O. S. Supp. 1968, § 1153); providing for membership of the Multi-state Economic Development Regional Commission; providing for duties of members and reimbursement of expense; and declaring an emergency.

SB 40—By Bradley—An Act relating to labor; amending 40 O. S. 1961, § § 81, 82, 83 and 84; providing for regulation of hours of employment for females; providing compensation for overtime; providing for exemptions; providing proper facilities; providing penalty; and declaring an emergency.

SB 41—By Smith—An Act relating to fireworks; prohibiting with certain exceptions the purchase, sale, possession or use of fireworks; defining terms; providing for manner of storage and handling of fire works; providing for sale, use, manufacture and possession of certain classes of fireworks; providing for licensing; fixing fees; prescribing duties of State Fire Marshal; providing for rules and regulations; requiring reports; making violations of Act a misdemeanor; providing for additional regulation by city ordinance; fixing effective date; repealing 63 O. S. 1961, § § 751 through 762, as renumbered by Section 1, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1968, § § 1601 through 1612, inclusive).

SB 42—By Grantham—An Act relating to prepaid funeral services or funeral merchandise; requiring a license; making the sale of prepaid funeral services and merchandise without having first obtained a license unlawful; exempting religious or benevolent organizations and burial associations or cemeteries dealing exclusively in grave spaces, mausoleum spaces and/or markers; placing certain powers and duties upon the insurance commissioner; requiring records and reports; fixing fees; providing for disposition of fees; directing that all monies received from such sale be placed in trust funds; authorizing withdrawal of trust funds under certain conditions; making violation of act a misdemeanor and prescribing penalties; prohibiting solicitation or advertisement for prepaid funeral service or costs incident thereto; making provisions of act severable; and declaring an emergency.

SB 43—By Howard—An Act relating to schools; amending Section 5, Chapter 382, O. S. L. 1965 (70 O. S. Supp. 1968, § 6-21); providing for hearings by the Professional Practices Commission; prescribing such commission's authority; providing for appeals to the State Board of Education; and declaring an emergency.

SB 44—By Howard—An Act relating to cities and towns; amending 11 O. S. 1961, § 408; providing procedure for appeal from the Board of Adjustment; and declaring an emergency.

SB 45—By Howard—An Act relating to cities and towns; amending 11 O. S. 1961, § 407; providing variances as may be allowed by Board of Adjustment; and declaring an emergency.

SB 46—By Howard—An Act relating to county planning and zoning; amending 19 O. S. 1961, § 863.10; providing for increasing the size of a parcel of land which may be sold or transferred without approval by the commission; and declaring an emergency.

SJR 1—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 taxpaying 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.

SJR 2—By Garrison, Ferrell and Williams of the Senate and Connor, Green, Howard and Hunter of the House—A Joint Resolution calling a Constitutional Convention on the first Tuesday in September, 1971, for the purpose of altering, revising or amending the present Constitution, or to propose a new Constitution for the State of Oklahoma; fixing the time and place thereof; defining the number of delegates and providing the manner of their election and the amount of their compensation; providing for the submission of this Act to the people for their approval; and declaring an emergency.

SJR 3—By Garrison, Inhofe and Williams of the Senate and Connor, Green, Hancock, Hunter and Peterson 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 Article VI of the Constitution of the State of Oklahoma by adding a new Section 27A to abolish the Office of Commissioner of Charities and Corrections; authorizing the Legislature to enact legislation to transfer duties, functions, authority, records, equipment and funds of said office to other state offices, departments or agencies; providing for ballot title; and ordering a special election.

SJR 4—By Garrison, Ferrell and Williams of the Senate and Connor, Hunter and Green of the House—A Joint Resolution authorizing the State Board of Public Affairs to initiate and operate an inter-agency mailing service; providing exceptions from resolution; establishing a re-

volving fund for payment of necessary costs of operation; providing for allocation of costs among participating agencies; requiring reports; making appropriations; providing for effective date; making provisions of act severable; and declaring an emergency.

SCR 1—By Howard—A Concurrent Resolution continuing the study during the current legislative session and directing the Executive Committee of the State Legislative Council to appoint a special committee at the conclusion of the current legislative session to continue the study of the special committee created pursuant to Senate Concurrent Resolution No. 63 of the Second Session of the Thirty-first Oklahoma Legislature in the 1969 legislative interim towards an evaluation, revision and codification of the laws of Oklahoma relating to City, county, regional and state planning; directing use of funds; and directing a report and recommendations.

Consideration of **SCR 1** was deferred for this legislative day.

FIRST READING

The following Bills were introduced and read the first time:

SB 47—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to various state agencies and making supplemental appropriations thereto; stating purpose of appropriations; providing lapse date; making provisions of this Act severable; and declaring an emergency.

SB 48—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Water Resources Board and making an appropriation thereto; stating the purpose; providing that the board shall fix the duties and compensation of employees; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 49—By McSpadden and Massey of the Senate and Willis and Miskelly of the

House—An Act relating to the Department of Pollution Control; making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 50—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the State Board for property and casualty rates and making appropriations thereto; stating the purpose; providing that the State Board for property and casualty rates shall fix the duties and compensation of employees; providing for a continuous study of insurance rates; providing for transfer of unappropriated funds to the General Revenue fund; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 51—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Liquefied Petroleum Gas Board and making appropriations thereto; stating the purpose; providing that the Administrator shall fix the duties and compensation of employees within certain limitations; providing for transfer of unappropriated balance at end of fiscal year; providing for lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 52—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Insurance Commissioner and making appropriations thereto; stating the purpose; providing that the Insurance Commissioner shall fix the duties and compensation of employees within certain limitations; providing for transfer of unappropriated funds to the General Revenue fund; providing lapse date; providing for severability; repealing all acts in conflict herewith; and declaring an emergency.

SB 53—By McSpadden and Massey of the Senate and Willis and Miskelly of the

House—An Act relating to the Corporation Commission; making appropriations thereto; stating the purpose; providing that the Commissioners shall fix the duties and compensation of employees; appropriating funds for cost of litigation; appropriating funds for the Petroleum Experiment Station; providing for lapse date; making provisions of this Act severable; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 54—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Banking Department and making appropriations thereto; stating the purpose; providing that the Bank Commissioner shall fix the duties and compensation of employees; limiting maximum salary of the Bank Commissioner; providing for per diem of Banking Board members and Saving and Loan Board members; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 55—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation thereto; stating the purpose; providing that the Alcoholic Beverage Control Board shall fix the duties and compensation of employees within certain limits; authorizing seasonal employees; authorizing purchase of automobiles; providing for the transfer of the unappropriated balance in Alcoholic Beverage Control Fund; providing lapse date; providing for severability; repealing all acts in conflict herewith; and declaring an emergency.

SB 56—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—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; repealing all acts in conflict herewith; and declaring an emergency.

SB 57—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Department of Public Safety and making appropriations thereto; stating the purpose; providing authority for appointment and compensation of personnel; providing for lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 58—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Department of Public Welfare and making an appropriation thereto; stating the purpose; providing maximum per capita payment; providing qualifications for recipient institutions; providing for the withholding of funds in certain circumstances; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 59—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Indian Affairs Commission and making an appropriation thereto; stating the purpose; providing for the appointment and compensation of personnel; providing for maximum salary for the director; providing lapse date; making provisions of Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 60—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Human Rights Commission and making appropriations thereto; stating the purpose; providing for the appointment and compensation of personnel; providing for maximum salary for the director; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 61—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma

Cerebral Palsy Center; making an appropriation thereto; stating the purpose; providing for appointment of employees and for necessary expenditures; providing lapse date; making the provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 62—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the State Department of Health and making an appropriation thereto; stating the purpose; providing for appointment and compensation of employees; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 63—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the State Department of Health and making appropriations thereto; stating the purpose; providing for use of federal funds; authorizing 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; providing for utilization of appropriation for child guidance services; making appropriations to Eastern Oklahoma Tuberculosis Sanatorium, Oklahoma General Hospital, and Western Oklahoma Tuberculosis Sanatorium; stating purposes; designating controlling board; providing lapse date; making the provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 64—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Will Rogers Memorial Commission and making an appropriation thereto; stating the purpose; providing that the Commission shall fix the duties and compensation of employees; providing lapse date; making provisions of this Act severable; repealing all acts

in conflict herewith; and declaring an emergency.

SB 65—By McSpadden and Massey 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; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 66 —By McSpadden and Massey of the Senate and Willis and Miskelly of the House—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 procedures for expenditure of funds appropriated; providing for lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 67—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Educational Television Authority and making an appropriation thereto; stating the purpose; providing for the appointment of employees and authorization for other expenditures; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 68—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the State Board of Education and making appropriations thereto; stating the purpose; providing for the disbursement of funds for education of home-bound children; 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; repealing all acts in conflict herewith; and declaring an emergency.

SB 69—By McSpadden and Massey of the Senate and Willis and Miskelly of the

House—An Act relating to the public schools and the State Board of Education; making an appropriation for State Aid to the school districts of the state; providing for the apportionment and disbursement of funds appropriated; providing for adjustments in foundation aid in certain circumstances; limiting the amount of funds that may be used for administration of the State Aid Program; providing for Interstate Compact Commission and the Oklahoma Education Council; providing for special education; reappropriating certain funds and stating purpose; making an appropriation for the school textbook program and stating the purpose; providing for the appointment of certain personnel; making appropriations non-fiscal; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 70—By McSpadden and Massey 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; 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; repealing all acts in conflict herewith; and declaring an emergency.

SB 71—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to junior colleges; making an appropriation to the Oklahoma State Regents for Higher Education; stating purpose; making appropriations nonfiscal; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 72—By McSpadden and Massey 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 the purpose; 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; repealing all acts in conflict herewith; and declaring an emergency.

SB 73—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the State Supreme Court and making appropriations thereto; stating the purpose; providing that the Supreme Court Justices shall fix the duties and compensation of employees within certain limitations; authorizing payments to certain justices and retired judges; making an appropriation for expenses of the Court of the Judiciary; making an appropriation for the expenses of the Judicial Nominating Commission; providing lapse date; making provisions of this Act severable; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 74—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the District Courts and making an appropriation thereto; stating the purpose; providing for the payment of salaries and travel expenses for authorized personnel of the District Courts with certain limitations; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 75—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Court of Criminal Appeals and making appropriations thereto; stating the purpose; providing that the judges of the Court of Criminal Appeals shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 76—By McSpadden and Massey of the Senate and Willis and Miskelly of the

House—An Act relating to the Oklahoma Tax Commission and making an appropriation thereto; stating the purpose; prohibiting payments for prior years' obligations; authorizing payment for services of State Examiner and Inspector and limiting amount to be paid; 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; repealing all acts in conflict herewith; and declaring an emergency.

SB 77—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Secretary of State and making appropriations thereto; stating the purpose; 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 a microfilm system; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 78—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the State Examiner and Inspector and making appropriations thereto; stating the purpose; 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; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 79—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Secretary of the State Election Board and making appropriations thereto; stating the purpose; fixing the salary of the Secretary of the State Election Board; providing for the employment and compensation of necessary personnel; making said appropriations non-fiscal; making the pro-

visions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 80—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Division of the Budget and making appropriations thereto; stating the purpose; providing limitations on expenditure of health planning funds; authorizing Director of State Finance to appoint and fix the duties and compensation of personnel; making a re-appropriation to the Division of the Budget; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 81—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Lieutenant Governor and making an appropriation thereto; stating the purpose; providing that the Lieutenant Governor shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 82—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma State Legislative Council; making an appropriation thereto; stating the purpose; providing for the appointment and compensation of employees; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 83—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma State Legislature and making appropriations thereto; stating the purpose; providing for approval of claims; relating to the filing of claims and payrolls; making said appropriations nonfiscal; making the provisions of this Act severable; repeal-

ing all acts in conflict herewith; and declaring an emergency.

SB 84—By Garrison, Ferrell, Inhofe, McCune, McGraw, Romang, Short and Williams of the Senate and Connor, Camp, Conaghan, Doornbos, Ferguson, Ford, Gooden, Hancock, Hatchett, Holaday, Howard, Hunter, Kamas, Taggart, Thompson, Thornhill, Whorton, Williamson, Wixson and Wolfe of the House—An Act relating to Elections; prohibiting straight party voting in elections in Oklahoma; providing exception; repealing Section 1, Chapter 387, O. S. L. 1968 (26 O. S. Supp. 1968, 3226), 26 O. S. 1961, §§ 228, 274, 371, or so much thereof as may be in conflict with the provisions of this Act; and declaring an emergency.

SB 85—By Garrison, McCune, Williams, Ferrell, Short and McGraw of the Senate and Connor, Thompson, Green, Peterson, Holaday, Howard, Hatchett, Hancock, Camp, Wixson, Ferguson, Musgrave, Hunter, Thornhill and Kamas of the House—An Act relating to elections; creating the State Election Board; providing for qualifications and appointment of members; prescribing duties of Board and Secretary of Board; providing that secretary be removable only for cause; providing for compensation of members and secretary; prohibiting members and employees from engaging in certain acts; and repealing 26 O. S. 1961, §§ 11, 12 and 13, pertaining to the State Election Board.

SB 86—By Garrison, McCune, Williams, Ferrell, Short and McGraw of the Senate and Connor, Thompson, Green, Peterson, Holaday, Howard, Hatchett, Hancock, Camp, Wixson, Ferguson, Musgrave, Hunter, Thornhill and Kamas of the House—An Act relating to elections; creating the County Election Board; providing for qualifications and appointment of members; prescribing duties and powers; providing for term of office; amending 26 O. S. 1961, § 24a, as last amended by Section 1, Chapter 389, O. S. L. 1968 (26

O. S. Supp. 1968, § 24a), providing for compensation of members and secretary; prescribing duties of secretary; providing for office space; prohibiting members or employees from engaging in certain acts; and repealing 26 O. S. 1961, § 21, as amended by Section 1, Chapter 198, O. S. L. 1965 (26 O. S. Supp. 1968, § 21), pertaining to County Election Boards.

RESOLUTIONS

Senator Birdsong introduced the following Resolution, which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 1—By Birdsong.

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.

WHEREAS, during the First Session of the Thirty-second 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 FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA 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 member 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.

Senator Birdsong introduced the following Resolution, which was read at length,

adopted upon his motion, and ordered referred for enrollment:

SR 2—By Birdsong.

A RESOLUTION PROVIDING FOR EMPLOYMENT OF TEMPORARY PERSONNEL FOR ADMINISTRATIVE AND TECHNICAL ASSISTANCE TO THE STATE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE; DESIGNATING POSITIONS AND EMOLUMENTS.

WHEREAS, the efficient and expeditious performance of the Legislative functions of the First Session of the Thirty-second Oklahoma Legislature requires the employment of necessary and proper administrative and technical personnel by the State Senate; and

WHEREAS, Section 1, Chapter 309, O.S.L. 1968 (74 O.S. Supp. 1968, § 292), provides that the State Senate shall, at the beginning of each regular session, provide by simple resolution for the employment of its temporary employees not exceeding in number and emolument that as prescribed by said section.

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

SECTION 1. The following positions are hereby provided for the First Session of the Thirty-second Oklahoma Legislature, at such emolument as may be fixed by the President Pro Tempore, but not exceeding the amounts below indicated:

Position	Number	Rate of Pay Per Day
Chief Bill Locator	1	\$ 17.50
Assistant Bill Locator	1	15.50
Machine Supervisor—Bill Locator	1	13.00
Calendar Clerk	1	17.50
Assistant Calendar Clerk	1	15.50
Assistant Journal Clerk	1	17.50

Engrossing and Enrolling Supervisor	1	20.00	Assistant Reading Clerk	1	12.00
Assistant Engrossing and Enrolling Supervisor	1	17.50	Chaplain (each week)	1	11.00
Typists	6	14.50	Chief Page	1	15.50
Secretary to Minority Floor Leader	1	16.50	Assistant Chief Page	1	11.00
Secretary to Assistant Majority Floor Leader	1	16.50	Pages (each week)	12	8.00
Committee Secretaries	11	16.50	Porters	9	11.00
Secretary to Chief Counsel	1	17.50	Parking Lot Attendants	4	11.00
Assistant Counsel	1	16.50	Maids	2	9.00
Assistant Multilith Operator	1	13.00	Supervisor of Mail	1	13.50
Secretary to Lieutenant Governor	1	16.50	Assistant Supervisors of Mail	2	11.00
Page Counselor	1	13.00	Assistant Sergeants - at - Arms	20	11.00
Information Clerks	2	12.00	Secretaries	38	14.50
Receptionists	3	11.00	Communication Technician	1	14.50
Night Watchmen	2	11.00	Administrative, Clerical and Research Assistants	10	20.00
Chief Sergeant-at-Arms	1	20.00			
Assistant Chief Sergeant-at-Arms	1	13.00			

Upon motion of Senator Birdsong, the Senate adjourned to meet as provided under the Rules, 1:00 p.m., tomorrow.

Second Legislative Day

Wednesday, January 8, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Bradley, Breck-
inridge, Crow, Dacus, Ferrell, Field,
Garrett, Garrison, Grantham, Graves,
Ham, Hamilton, Hargrave, Holden, Horn,
Howard, Inhofe, Keels, Lane, Luton, Mc-
Cune, McGraw, Martin, Massey, Medea-
ris, Miller, Murphy, Payne, Phillips, Por-
ter, Romang, Short, Smalley, Smith,
Stansberry, Stipe, Taliaferro, Terrill, Wil-
liams, Young.—46.

Excused: McSpadden, Nichols.—2.

The Presiding Officer declared a quor-
um present.

The following prayer was offered by
the Chaplain, and is incorporated herein,
by unanimous consent, upon request of
Senator Grantham:

Our God, we come to Thee as one who
confessed, "My name is legion, for we
are many." Deliver us this day from the
legion of demons lurking within each of
us, who sap our strength of mind and will
and so undermine our effectiveness. De-
liver us from the demons of guilt and
fear, the demons of past failures and of
a sense of unworthiness. Free us from
the demons of petty ambition and jeal-
ousy. Free us of vindictiveness, of cynic-
ism, of apathy and indifference, of lust
for notoriety and of slavery to the opin-
ions of others. Free us from all these de-
mons that would destroy the best self we
can be, and in this freedom may we serve
our fellow man. Grant to this Honorable

Senate the spirit of Him who said "Let
him who would be greatest among you
be the servant of all," even Jesus Our
Lord. Amen.

The Journal for the last legislative day
was declared approved.

REQUEST FOR LOBBY PERMITS

Requests for Lobby Permits were filed
by the following persons and ordered re-
ferred to the Committee on Lobby Per-
mits:

T. C. "Ted" Knoop, 500 N. W. 39th
Street, Oklahoma City, representing the
Oklahoma Retail Merchants Association.

Jean Knoop, 500 N. W. 39th Street, Ok-
lahoma City, representing the Oklahoma
Retail Merchants Association.

Paul Jensen, 531 Jenkins Street (P. O.
Box 29), Norman, Oklahoma, representing
the Brotherhood of Maintenance of Way
Employees.

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

Mark C. Stanley, 2525 S. 18th Street,
Chickasha, Oklahoma, representing the
Oklahoma Dairy Products Institution.

David Bickham, 215 East 6th, Edmond,
Oklahoma, representing the Oklahoma
State Medical Association.

Don Blair, 2709 Northwest 110th Street,
Oklahoma City, representing the Oklaho-
ma State Medical Association.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 1 and 2 each correctly enrolled.

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

FIRST READING

The following Bill was introduced and read the first time.

SB 87—By Massey of the Senate—An Act relating to the Supreme Court and making an appropriation thereto; stating the purpose; creating certain positions and providing salaries for such positions; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SECOND READING

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

SJR 1—Constitutional Revisions and Regulatory Services.

SJR 2—Constitutional Revisions and Regulatory Services.

SJR 3—Constitutional Revisions and Regulatory Services.

SJR 4—Governmental Affairs.

SB 1—Roads and Highways.

SB 2—Revenue and Taxation.

SB 3—Judiciary.

SB 4—Judiciary.

SB 5:

By unanimous consent, upon request of Senator Terrill, **SB 5** was ordered printed and placed upon the Calendar without reference to a Committee.

SB 6—Education.

SB 7—Constitutional Revisions and Regulatory Services.

SB 8—Education.

SB 9—Education.

SB 10—Education.

SB 11—Governmental Affairs.

SB 12—Judiciary.

SB 13—Finance and Commerce.

SB 14—Governmental Affairs.

SB 15—Judiciary.

SB 16—Judiciary.

SB 17—Judiciary.

SB 18—Judiciary.

SB 19—Finance and Commerce.

SB 20—Judiciary.

SB 21—Judiciary.

SB 22—Judiciary.

SB 23—Judiciary.

SB 24—Judiciary.

SB 25—Judiciary.

SB 26—Judiciary.

SB 27—Judiciary.

SB 28—Judiciary.

SB 29—Roads and Highways.

SB 30—Judiciary.

SB 31—Roads and Highways.

SB 32—Judiciary.

SB 33—Public Health.

SB 34—Education.

SB 35—Governmental Affairs.

SB 36—Education.

SB 37—Public Health.

SB 38—Education.

SB 39—Conservation and Economic Development.

SB 40—Business Relations.

SB 41—Judiciary.

SB 42—Public Affairs.

SB 43—Education.

SB 44—Municipal Government.

SB 45—Municipal Government.

SB 46—Municipal Government.

SB 47—Appropriations and Budget.

SB 48—Appropriations and Budget.

SB 49—Appropriations and Budget.

SB 50—Appropriations and Budget.

SB 51—Appropriations and Budget.

SB 52—Appropriations and Budget.

SB 53—Appropriations and Budget.

SB 54—Appropriations and Budget.

SB 55—Appropriations and Budget.

- SB 56—Appropriations and Budget.
- SB 57—Appropriations and Budget.
- SB 58—Appropriations and Budget.
- SB 59—Appropriations and Budget.
- SB 60—Appropriations and Budget.
- SB 61—Appropriations and Budget.
- SB 62—Appropriations and Budget.
- SB 63—Appropriations and Budget.
- SB 64—Appropriations and Budget.
- SB 65—Appropriations and Budget.
- SB 66—Appropriations and Budget.
- SB 67—Appropriations and Budget.
- SB 68—Appropriations and Budget.
- SB 69—Appropriations and Budget.
- SB 70—Appropriations and Budget.
- SB 71—Appropriations and Budget.
- SB 72—Appropriations and Budget.
- SB 73—Appropriations and Budget.
- SB 74—Appropriations and Budget.
- SB 75—Appropriations and Budget.
- SB 76—Appropriations and Budget.
- SB 77—Appropriations and Budget.
- SB 78—Appropriations and Budget.
- SB 79—Appropriations and Budget.
- SB 80—Appropriations and Budget.
- SB 81—Appropriations and Budget.
- SB 82—Appropriations and Budget.
- SB 83—Appropriations and Budget.
- SB 84—Governmental Affairs.
- SB 85—Governmental Affairs.
- SB 86—Governmental Affairs.

UNANIMOUS CONSENT REQUEST

By unanimous consent, upon request of Senator Baggett, the following Order of the Board on Legislative Compensation is incorporated herein:

ORDER SETTING LEGISLATIVE COMPENSATION

Pursuant to the provisions of Oklahoma Constitution Art. V, § 21, adopted by the people by legislative referendum August 27, 1968, the Board on Legislative Com-

pensation was appointed by the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives and the Board consists of the following members:

Mr. Max Poffenberger, Chairman—Governor's Appointee

Mr. Bob Brewer—Governor's Appointee

Mr. John Burrows—Senate Appointee

Dr. Tom Crabtree—Governor's Appointee

Mr. Clarence DeWees—Ex-Officio—Constitutional

Mr. David Hutchison—Governor's Appointee

Dr. Rex E. Kenyon—House Appointee

Mr. Ora Peters—Governor's Appointee

Mr. Pat Scudder—Senate Appointee

Mr. Carl Williams—Ex Officio—Constitutional

Mr. Troy Shelton—House Appointee

The first meeting of said Board was convened in the Second Floor Conference Room, State Capitol Building, October 17, 1968 to begin a review of legislative compensation. All members were present except Mr. Troy Shelton who was unable to attend because of recent surgery. The Board, at this meeting, adopted rules of procedure.

The Board convened again on October 24, 1968 and continued its discussion and review of legislative compensation with all present except Mr. Clarence DeWees, Mr. Troy Shelton, and Mr. David Hutchison.

Now, on this the 31st day of October, 1968, the Board on Legislative Compensation again convened, with all present, for the purpose of reviewing and changing legislative compensation and the members being fully advised in the premises finds that the following resolution should be and the same is hereby adopted as the official action of the Board.

Whereas, the people of the State of Oklahoma, on August 27, 1968, approved State

Question No. 462, Legislative Referendum No. 175, adopting a new Article V, § 21, Oklahoma Constitution wherein this Board on Legislative Compensation was created to review, change and set legislative compensation to become effective the fifteenth (15th) day following the general election to be held November 5, 1968, and amended the old Art. V, § 21, and

Whereas, the new Article V, § 21 provides, "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. . .", and

Whereas, prior to August 27, 1968, Oklahoma Constitution Art. V, § 21, provided for a salary for members of the legislature of \$100.00 per month during their term and in lieu thereof \$15.00 per day for not to exceed seventy-five (75) legislative days; and ten (10) cents per mile going to and returning from the State Capitol; and no other compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD ON LEGISLATIVE COMPENSATION:

1. The term compensation shall be salary, per diem, emoluments, travel allowances and reimbursement for expenses except as set out in paragraph five (5) below.

2. Beginning fifteen days after the general election on November 5, 1968, the compensation of all members of the Oklahoma Legislature shall be Fifty-four Hundred Dollars (\$5,400.00) per year payable as follows: \$350.00 per calendar month for nine months and \$750.00 per calendar month for not to exceed three months while the Legislature is in session and beginning with the first day of the regular session or any special session, until such time as the Legislature enacts a repeal of 74 O. S. Supp. 1968, § 456(c) [Laws 1967, c. 338, § 1(c), Laws 1968, c. 113, § 2(c)]; and from and after such repeal becomes valid law the compensation of all mem-

bers of the Oklahoma Legislature shall be the sum of \$8,400.00 per annum payable as follows: \$600.00 per calendar month for nine months during the interim and \$1,000.00 per calendar month and not to exceed three months beginning with the first day of regular session or any special session.

3. The members of the legislature holding the positions of President Pro Tempore of the Senate and Speaker of the House of Representatives shall each receive an additional sum of \$3,600 per year, payable monthly, because of the extra duties imposed upon such officers, in lieu of the \$500.00 now being paid these officers under the provisions of 74 O. S. Supp. 1968, § 456.1.

4. The members of the legislature holding the positions of Majority Floor Leader and Minority Floor Leader in each house shall receive an additional sum of \$200.00 per calendar month during the time the Legislature is in regular or special session.

5. The compensation, set in paragraphs two (2), three (3) and four (4) above shall be all inclusive as to compensation and reimbursement for expenses incurred except:

(A) Mileage and per diem as provided by law for travel outside the State.

(B) Mileage and \$25.00 per diem for twenty (20) days during the interim as provided by 74 O. S. Supp. 1968, § 456(b).

(C) Mileage to and from the State Capitol once each week as provided by law.

(D) Necessary expenses such as stationery, office supplies, stamps, telephone, etc. as provided by resolution of each house.

The above resolution entered as the order of the Board on Legislation Compensation this the 31st day of October, 1968.

Additionally, it is the recommendation of this Board that the Legislature without delay enact meaningful conflict of interest legislation as applicable to the

members thereof pursuant to the mandate of the people in the new Art. V, § 21, Oklahoma Constitution.

Max Poffenberger, Chairman
Bob Brewer
John Burrows
Tom Crabtree
David Hutchison
Rex L. Kenyon
Ora Peters
Pat Scudder
Troy Shelton

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1001—By Sanguin—A Concurrent

Resolution memorializing the members of the Oklahoma Congressional delegation to assist in the establishment of a program of communication with the Oklahoma Legislature and the Legislative Council concerning bills of interest and concern to the state pending in congress.

HCR 1002—By Sanguin—A Concurrent Resolution directing the Executive Departments and agencies of the state to designate staff personnel to advise and report to the Legislature and Legislative Council on bills pending in Congress of interest and concern to their respective departments and agencies, and to state government generally.

Consideration of the above Resolutions was deferred for this legislative day.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Third Legislative Day

Thursday, January 9, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—43.

Excused: Breckinridge, Field, McSpadeng, Nichols, Williams.—5.

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:

O God, our Father, we pause in the midst of the business of this day to ask Thy mercy for our lapses, to ask for strength for this day, and to give thanks for Thy blessings. For those qualities which make it possible for us to live together in meaningful community, we are grateful. For honor and dignity to live and work together as men, for the joy of worthwhile work and the convivial fellowship we enjoy at the end of work, for the opportunity to be honest with one another, to know and still to love each other, we are grateful. Give us, O God, the strength to fight for what we believe with every

honorable resource and to win and to lose with charity. Deliver us from the masks by which we seek to hide from one another and from Thee. Grant that the fellowship of this Honorable Senate may be that of men who stand together as men, open and honest with one another. May the deliberations of this session be those which are best for the welfare of this State. Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following persons and ordered referred to the Committee on Lobby Permits:

Ben Claiborne, 6205 Wildewood Drive, Oklahoma City, representing the Oklahoma Association of Insurance Agents, Inc.

John O. Conner, 4701 N. W. 61st Street, Oklahoma City, representing the Oklahoma Automobile Dealers Association.

David Fudge, 5008 N. W. 62nd Terrace, Oklahoma City, representing the Oklahoma Municipal League.

Charles E. Jones, 901 Office Park Plaza, Oklahoma City, representing the Oklahoma Savings League.

Elden G. Roscher, 4304 N. W. 44th Street, Oklahoma City, representing the Oklahoma Retail Grocers Association.

Jay Summers, Warden Camp, P. O. Box 120, Henryetta, Oklahoma, representing the Oklahoma State AFL-CIO.

M. E. Vermillion, 4839 South 31st West

Avenue, Tulsa, representing the United Transportation Union.

PENDING SENATE ACTION

HCR 1001 by Sanguin was taken up for consideration.

Senator Smalley asked unanimous consent that he be shown as the Senate Author of **HCR 1001**, which was the order.

HCR 1001, as coauthored, was read at length, adopted upon motion of Senator Smalley, properly signed and ordered returned to the Honorable House.

President Pro Tempore Smith presiding.

HCR 1002 by Sanguin was taken up for consideration.

Senator Smalley asked unanimous consent that he be shown as the Senate Author of **HCR 1002**, which was the order.

HCR 1002, as coauthored, was read at length, adopted upon motion of Senator Smalley, properly signed, and ordered returned to the Honorable House.

COMMITTEE REPORT

Senator Baldwin submitted the following Committee Meeting Schedule, with the recommendation of the Rules Committee that it be incorporated in the Senate Rules, and asked unanimous consent that the Schedule be printed in the Journal for this legislative day, which was the order:

COMMITTEE MEETING SCHEDULES

MONDAY

9:00 JUDICIARY
(Senate Lounge)
APPROPRIATIONS & BUDGET
(Room 428-A)

Conflict: Senator Short

11:00 AGRICULTURE
(Senate Lounge)
BUSINESS RELATIONS
(Room 428-A)

Conflict: None

TUESDAY

9:00 EDUCATION
(Room 428-A)

JUDICIARY

(Senate Lounge)

Conflict: Senators Porter, Short

11:00 MUNICIPAL GOVERNMENT
(Senate Lounge)

CONSERVATION & ECONOMIC
DEVELOPMENT
(Room 428-A)

FINANCE & COMMERCE
(Room 527)

Conflicts: Senator Holden, Municipal Gov.
& Conservation & Eco. Develop.

WEDNESDAY

9:00 APPROPRIATIONS & BUDGET
(Room 428-A)

CONSTITUTIONAL REVISIONS &
REGULATORY SERVICES
(Senate Lounge)

Conflict: None

11:00 GOVERNMENTAL AFFAIRS
(Room 428-A)

PUBLIC HEALTH
(Senate Lounge)

Conflicts: None

THURSDAY

9:00 ROADS AND HIGHWAYS
(Room 428-A)

REVENUE & TAXATION
(Senate Lounge)

PUBLIC AFFAIRS
(Room 527)

Conflicts: Senator Bradley—Revenue &
Tax., Roads & Hwy.
Senator Ferrell—Revenue & Tax.,
Roads & Hwy.

FIRST READING

The following Bills were introduced and read the first time:

SB 88—By Miller and Luton of the Senate and Abbott of the House—An Act pertaining to nonintoxicating 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.

age containing alcohol; and declaring an emergency.

SB 89—By Grantham of the Senate and McCune, Conaghan and Peterson of the House—An Act relating to intestate ward; amending 58 O. S. 1961, § 895; providing for distribution of estate in guardianship proceedings for intestate ward when estate does not exceed Five Thousand dollars; and declaring an emergency.

SB 90—By Grantham of the Senate and McCune, Conaghan and Peterson of the House—An Act relating to administrative procedures; amending Sections 1 and 7, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1968, § § 301 and 307); providing that the Corporation Commission shall be required to comply with certain procedure prescribed by the Oklahoma Administrative Procedures Act; providing for review of rulings of the Oklahoma Corporation Commission by the Supreme Court or Court of Appeals and of rulings of other agencies in the manner provided for review in individual proceedings; and declaring an emergency.

SB 91—By Smalley of the Senate and McCune of the House—An Act relating to divorce and alimony; amending 12 O. S. 1961, § 1282; prescribing time when judgments in divorce actions shall become final; and declaring an emergency.

SB 92—By Smalley of the Senate and Wolf (Leland) and Cate of the House—An Act relating to public health and safety; amending 63 O. S. 1961, § 485.5; providing for membership of the Oklahoma Cerebral Palsy Commission; providing for term, compensation and expenses of members; and declaring an emergency.

SB 93—By Smalley of the Senate and McCune of the House—An Act relating to divorce appeals; amending 12 O. S. 1961, § 1280; providing that an appeal from a judgment granting or denying a divorce shall be made in like manner as appeals are made in other civil cases; directing Supreme Court to expedite determinations thereof; and declaring an emergency.

SECOND READING

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

SB 87—Appropriations and Budget.

Senator Terrill 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 Terrill motion, the Senate was declared adjourned to meet, as provided under the Rules, 1:00 p.m., tomorrow.

Fourth Legislative Day

Monday, January 13, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Berrong, Boecher, Medearis, Murphy, Porter.—5.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend C. Murray Fuquay, Pastor of the First Baptist Church, Midwest City, Oklahoma.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following persons and ordered referred to the Committee on Lobby Permits:

J. O. Bumpus, 617 E. Bouse Drive, Midwest City, representing the Oklahoma State School Boards Association.

Leo W. Cravens, 3740 N. W. 69th St., Oklahoma City, representing the Oklahoma Education Association.

Walter D. Hanson, 3228 Wilshire Ter-

race, Oklahoma City, representing the American Insurance Association.

Hugh P. Haugherty, 5800 N. W. 32nd Street, Oklahoma City, representing the National Association of Retired Civil Employees.

Julius E. Kubier, 1612 N. W. 38th Street, Oklahoma City, representing the Associated Industries of Oklahoma, Inc.

John Kyle, 1408 N. W. 88th Street, Oklahoma City, representing the Associated Motor Carriers of Oklahoma.

Happy H. Miles, 2520 East 18th Street, Tulsa, representing the Tulsa Classroom Teachers Association.

William O. Pitts, 7519 East 27th Place, Tulsa, representing the Mid-Continent Oil and Gas Association — Kansas-Oklahoma Division.

Vince Robison, 3500 Partridge Road, Oklahoma City, representing the Associated Motor Carriers of Oklahoma.

Mrs. Clarke M. Thomas, 229 N. W. 35th Street, Oklahoma City, representing the League of Women Voters of Oklahoma.

Mrs. Dosha Lapp, 5536 N. W. 37th St., Oklahoma City, representing the Fair Taxation Committee.

Mrs. Betty McElroy, 2716 S. W. 52nd Street, Oklahoma City, representing the Fair Taxation Committee.

CITATION

Upon motion of Senator Massey, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mrs. Virgie White, Kingston, Oklahoma.

The above request was ordered referred

to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

RESOLUTIONS

Senator Birdsong introduced the following Resolution which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 3—By Birdsong—A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-second Oklahoma Legislature to appoint a committee of five members of the Senate to attend and participate in the inaugural ceremonies, of the Honorable Richard M. Nixon, as President, and the Honorable Spiro T. Agnew, as Vice-President, of the United States of America, at Washington, D.C., on January 20, 1969, as official representatives of the Senate of the First Session of the Thirty-second Oklahoma Legislature.

WHEREAS, the Honorable Richard M. Nixon and the Honorable Spiro T. Agnew have been elected by the People of the United States of America as President and Vice-President, respectively, and will succeed to such offices by inauguration on January 20, 1969, in Washington, D.C.; and

WHEREAS, the Senate of the First Session of the Thirty-second Oklahoma Legislature should extend to the Honorable Richard M. Nixon and the Honorable Spiro T. Agnew the good wishes of the Senate for a successful term of office during the next four years; and

WHEREAS, the Senate of the First Session of the Thirty-second Oklahoma Legislature considers it fitting and proper to be officially represented as Delegates of the People of Oklahoma during the inaugural ceremonies to be held in Washington, D.C., January 20, 1969.

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

SECTION 1. The President Pro Tempore of the Senate is hereby authorized to appoint a Committee of Five Members of the Senate who are hereby directed to attend and participate in the inaugural ceremonies, of the Honorable Richard M. Nixon as President, and the Honorable Spiro T. Agnew as Vice-President of the United States of America, at Washington, D.C., on January 20, 1969, as the official representatives of the Senate of the First Session of the Thirty-second Oklahoma Legislature.

SECTION 2. Such Committee shall convey to the Honorable Richard M. Nixon and the Honorable Spiro T. Agnew the congratulations of the Oklahoma Senate upon their election and express its respect and extend its good wishes for a successful term of office during the next four years.

SECTION 3. Reimbursement for travel and expenses for said Committee Members shall be paid by the Senate as provided by Senate Resolution.

Senator Birdsong introduced the following Resolution which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 4—By Birdsong—A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-second Oklahoma Legislature to appoint a committee from the Members of the Senate to attend the 1969 annual meeting of the National Mobile Home Manufacturer's Association; and authorizing reimbursement to committee members for travel and expenses.

WHEREAS, the 1969 annual meeting of the National Mobile Home Manufacturer's Association will be held January 13 through January 16, 1969, in Louisville, Kentucky; and

WHEREAS, the problems and topics which will be considered and discussed at such meeting are of significance to the progress and development of this state and of interest to the Senate;

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

SECTION 1. The President Pro Tempore is hereby authorized to appoint a committee of several members of the Senate to proceed to Louisville, Kentucky, for the purpose of attending the 1969 annual meeting of the National Mobile Home Manufacturer's Association to be held January 13 through January 16, 1969. Upon return from the meeting the committee shall report to the Senate material presented, matters discussed, and conclusions reached concerning recommended legislation.

SECTION 2. Reimbursement for necessary travel and expenses shall be paid by the Senate, as provided by Senate Resolution No. 1 of the First Session of the Thirty-second Oklahoma Legislature.

COMMITTEE APPOINTMENTS

The President Pro Tempore, having been authorized so to do, appointed the following Committee Members pursuant to SRs 3 and 4, respectively.

SR 3: Inhofe, Ferrell, Stansberry, Breckinridge and McGraw.

SR 4: Howard.

FIRST READING

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

SB 94—By Romang—An Act relating to children; providing for the appointment of juvenile officers in counties with population of not less than 50,000 and not more than 100,000; providing salaries; and declaring an emergency.

SB 95—By Romang—An Act relating to marriage; amending 43 O. S. 1961, § 2, as last amended by Section 1, Chapter 344, O. S. L. 1967 (43 O. S. Supp. 1968, § 2); providing marriage between certain related persons valid where such marriage is legal in state in which performed; and declaring an emergency.

SB 96—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Department of Public Safety and Size and Weights Division; amending 47 O. S. 1961, § 14-116 as last amended by Section 2, Chapter 369 O. S. L. 1967 (47 O. S. Supp. 1968, § 14-116) and 47 O. S. 1961, § 22.2(g) as last amended by Section 1, Chapter 369, O. S. L. 1967 (47 O. S. Supp. 1968, § 22.2(g)); providing for the issuance of permit fees; providing for the allocation of certain funds; providing for effective date of this Act; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

SB 97—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Commission on Alcoholism and making an appropriation thereto; stating the purpose; providing for appointment of personnel; providing for duties and compensation of employees; providing lapse date; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

SB 98—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to State Officers and employees; amending 74 O. S. 1961, § 813 as last amended by Section 1, Chapter 196, O. S. L. 1967 (74 O. S. Supp. 1968, § 813); providing for the payment of administration costs of operating the State Merit System of Personnel Administration; making an appropriation to the State Personnel Board and stating the purpose; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

SB 99—By McSpadden and Massey 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 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 this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

SB 100—By Stipe—An Act relating to labor; providing rules and regulations for the safety of workmen on hazardous projects; providing penalty for violations; providing codification; making the provision of this Act severable; and declaring an emergency.

SB 101—By Smalley of the Senate and McCune of the House—An Act relating to divorce; amending 12 O. S. 1961, § 1281; providing that it shall be unlawful for a party to an action for divorce whose husband or wife is living to marry another other than his or her former husband or wife in any state within six (6) months from date of decree of divorcement granted in this state, or to cohabit with such second husband or wife in this state during said period; providing, further, if an appeal be commenced from a judgment in an action for divorce, it shall be unlawful for either party to such cause to marry any other person and cohabit with such person in this state until the expiration of Thirty (30) days from the date on which the judgment appealed from becomes final; providing penalties; providing for annulment of the second marriage by either party thereto; and declaring an emergency.

SB 102—By Smalley—An Act relating to elections; amending 26 O. S. 1961, § 13; fixing compensation of members of the State Election Board; and declaring an emergency.

SB 103—By Hamilton—An Act relating

to temporary licensing and fees therefor of vehicles of nonresidents; amending 47 O. S. 1961, Section 22.12a, so as to require a resident of another state using a vehicle in Oklahoma for a temporary period, as authorized in said section, to pay an amount equivalent to the amount an Oklahoma resident is required to pay in such other state for a similar operation; and declaring an emergency.

SB 104—By Hamilton of the Senate and Sullivan of the House—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; providing for lapse date; making provision of act severable; and declaring an emergency.

SJR 5—By Massey of the Senate and Derryberry and Cate of the House—A Joint Resolution proposing an amendment to Article 3, Section 1, of the Constitution of Oklahoma; defining qualified electors; providing for submission of Amendment to the people for their approval or rejection; and declaring an emergency.

SECOND READING

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

SB 88—Judiciary.

SB 89—Judiciary.

SB 90—Judiciary.

SB 91—Judiciary.

SB 92—Judiciary.

By unanimous consent, upon request of Senator Terrill, the order referring **SB 92** to the Committee on Judiciary was rescinded, and the Bill was ordered referred to the Committee on Public Health.

SB 93—Judiciary.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1001 and 1002**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION

SCR 1 by Howard was taken up for consideration, read at length, adopted upon his motion, and ordered referred for engrossment.

GENERAL ORDER

SB 5 by Bradley was read and considered.

Senator Graves asked to be made a co-author of **SB 5**, which was the order.

Upon motion of Senator Bradley, **SB 5** was advanced to engrossment.

By unanimous consent, upon request of Senator Bradley, **SB 5** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 5 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Nay: Baggett, Baldwin, Ham, Hamilton, Horn, Nichols, Payne, Stansberry, Stipe.—9.

Excused: Berrong, Boecher, Howard, Medearis, Murphy, Porter, Taliaferro.—7.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Nay: Baggett, Baldwin, Ham, Hamilton, Horn, Nichols, Payne, Stipe.—8.

Excused: Berrong, Boecher, Medearis, Murphy, Porter.—5.

The emergency was declared passed.

SB 5 was referred for engrossment.

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

The Senate, in open session, was called to order by President Pro Tempore Smith, who made the following announcement:

The Senate, in executive session and upon motion of Senator Taliaferro, advised and consented to the confirmation of the executive nomination of L. L. LEININGER, of 617 Northwest 33rd Street, Okla. City, Oklahoma, as Vice Chairman of the Oklahoma Tax Commission, to serve a six (6) year term ending the second Monday, January, 1975, and effective upon Senate confirmation. Mr. Leininger succeeds himself.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1003—By Derryberry of the House and Crow of the Senate—A Concurrent Resolution recognizing the need for a State Junior College in Southwestern Oklahoma; requesting the Oklahoma

State Regents for Higher Education to give study to methods of establishing a State Junior College in Southwestern Oklahoma in the most practical and economical manner possible; suggesting conversion of the Altus Junior College into a State Junior College; and directing distribution.

HCR 1004—By Sanguin of the House and Smalley of the Senate—A Concurrent Resolution relating to the establishment of a program of liaison between the Oklahoma

Legislature and the members of the Oklahoma Congressional Delegation.

HCR 1005—By Musgrave of the House and Smalley of the Senate—A Concurrent Resolution requesting the Board of Affairs to provide parking space for employees of the Legislature; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Fifth Legislative Day

Tuesday, January 14, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young,—45.

Excused: Massey, Medearis, Stansberry.—3.

The President declared a quorum present.

The following prayers were offered by the Chaplain on Monday and this day, respectively, and are incorporated herein, by unanimous consent, upon request of Senator Atkinson:

This Week's Chaplain, Reverend Fuquay's Prayer for Monday:

Holy Father, we thank you for this citizenship and stewardship, for this body of public servants and for their devotion to the welfare of the people of this great State. We pray for them, every material and spiritual blessing that they may use for their own good, the good of the state, and Thy Divine Glory. Grant to them wisdom as it is useful and needed for these purposes. Provide for their personal wholeness and emotional openness for adequate involvement with our citizens.

I pray Thy rich blessings upon Senators Atkinson and Garrett who make possible for me this week's Chaplain-Senate relationship. Give to us a oneness and tranquility that we may be as children of Thine; these we ask in the name of our Savior and Lord Jesus Christ.

Our Heavenly Father, we praise Thy holy name for Thy mercies and grace and for our state and national heritage. We feel ourselves people of obligations and ask for wisdom and strength to perform the tasks arising from them. May the discharge of these obligations promote health and well-being of our citizens. Thy special wisdom be upon the President of this Senate, Lt. Governor Nigh, and upon the chairmen of the committees of this body in their official, executive and influential relationships. Grant to each member personal, domestic and professional tranquility, and may the peace of God guard our hearts and minds in Jesus. For it is in His name we ask this. Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following persons and ordered referred to the Committee on Lobby Permits:

Gene H. Hemry, 2533 Clermont Place, Oklahoma City, representing the Life Insurance Association of America.

Henry L. Likes, 704 Edmond, Muskogee, representing the Oklahoma State AFL-CIO.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SCR 1 correctly engrossed.

SRs 3 and **4** each correctly enrolled.

Engrossed **SCR 1** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs 3** and **4** 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 16—Judiciary.

SB 17—Judiciary.

SB 22—Judiciary.

SB 23—Judiciary.

SB 24—Judiciary.

SB 25—Judiciary.

SB 26—Judiciary.

SB 27—Judiciary.

SB 28—Judiciary.

DO PASS, as amended:

SB 3—Judiciary.

SB 47—Appropriations and Budget.

FIRST READING

The following Bills were introduced and read the first time:

SB 105—By Boecher and Martin of the Senate and Williamson and Bickford of the House—An Act relating to the Oklahoma Resources Development Act of 1965; amending Section 4, Chapter 398, O. S. L. 1965, as amended by Section 1, Chapter 303, O. S. L. 1967, (74 O. S. Supp. 1968, § 1104); providing for term and removal of members of the commission; and declaring an emergency.

SB 106—By Smith of the Senate and Hopkins of the House—An Act relating to children; amending 10 O. S. 1961, § 60.18,

as amended by Section 1, Chapter 24, O. S. L. 1967 (10 O. S. Supp. 1968, § 60.18); providing certain information in supplementary birth certificates of adopted children be retroactive and apply to adoptions heretofore granted by any court in this state; repealing conflicting laws; and declaring an emergency.

SB 107—By Smith—An Act relating to ad valorem taxation; amending Section 8, Chapter 359, O. S. L. 1967, as renumbered (68 O. S. Supp. 1968, § 2481.8); authorizing certain County Assessors to contract for services of appraisers to assist in program of revaluation of property for Ad Valorem taxation; and making all such appraisers self-employed independent contractors.

SB 108—By Hamilton—An Act relating to state officers and employees; amending Sections 8 and 10, Chapter 401, O. S. L. 1968 (74 O. S. Supp. 1968, §§ 1408 and 1410); creating the Oklahoma State Ethics Commission and the Joint Legislative Ethics Committee; authorizing promulgation of rules and regulations; providing for powers; providing for investigations, inquiries and hearings; removing authority of Commission and committee to delegate certain powers; making it a misdemeanor to knowingly file false complaint; and providing for civil liability.

SECOND READING

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

SJR 5—Constitutional Revisions and Regulatory Services.

Senator Baggett asked unanimous consent that he be made a coauthor on **SJR 5**, which was the order.

SB 94—Judiciary.

SB 95—Judiciary.

SB 96—Appropriations and Budget.

SB 97—Appropriations and Budget.

SB 98—Appropriations and Budget.

SB 99—Appropriations and Budget.

SB 100—Business Relations.

SB 101—Judiciary.

SB 102—Governmental Affairs.

SB 103—Revenue and Taxation.

SB 104—Agriculture.

By unanimous consent, upon request of Senator McSpadden, the order referring **SB 104** to the Committee on Agriculture was rescinded, and the Bill was ordered referred to the Committee on Appropriations and Budget.

PENDING SENATE ACTION

HCR 1003 by Derryberry of the House and Crow of the Senate was called up by Senator Crow.

Senator Short, citing Rule 13-a, asked that consideration of the Resolution be deferred for one legislative day, which was the order.

HCR 1004 by Sanguin of the House and Smalley of the Senate was called up and consideration deferred upon request of Senator Smalley, pursuant to Rule 13-a.

President Pro Tempore Smith presiding.

HCR 1005 by Musgrave of the House and Smalley of the Senate was called up for consideration, read at length, and adopted upon motion of Senator Smalley.

HCR 1005 was properly signed and ordered returned to the Honorable House.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 5 correctly engrossed.

Engrossed **SB 5** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Lane presiding.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1028—By Willis—An Act relating to the Oklahoma Institutional Building Bonds of 1965; providing for the continuation and reappropriation of appropriations previously made to the Oklahoma State Regents for Higher Education, State Board of Public Affairs, Department of Mental Health, and State Department of Health; stating purpose; providing for use of federal funds; providing that amounts so appropriated be nonfiscal; making provisions of act severable; and declaring an emergency.

HB 1029—By Willis—An Act relating to the Oklahoma State Regents for Higher Education and the University of Oklahoma Medical Center; providing for the continuation and reappropriation of certain appropriations previously made to same; stating purpose; providing for use of federal funds; providing that amounts reappropriated be nonfiscal; providing that prevailing wages be paid for work performed; making provisions of act severable; and declaring an emergency.

HB 1067—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the office of the District Courts and making supplemental appropriations thereto; reappropriating certain funds; stating purpose of appropriations and reappropriations; providing for the compensation of personnel within certain limitations; providing lapse date; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1068—By Derryberry of the House and Crow of the Senate—An Act relating to revenue and taxation; providing that irrigation districts organized under provisions of Chapter 2, Title 82, O. S. 1961, be exempt from payment of sales, use and vehicle excise taxes and that vehicles of such districts be registered for

a nominal fee; and declaring an emergency.

The above numbered **HBs** were read for the first time.

As provided under the Terrill motion, the Senate was declared adjourned to meet, as provided under the Rules, 1:00 p.m., tomorrow.

Sixth Legislative Day

Wednesday, January 15, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Howard, Phillips, Porter, Stansberry.—4.

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 Garrett:

Holy Father, we are dependent upon Thee and upon Thy creation. We ask for help today that we may live with spontaneity and evidence thereby Thy love. Grant that in our struggles to contribute to our society, we may find joy in Thy divine laws. Grant that we may be properly concerned about our problems, our differences, and our likenesses; and grant that therein we know the meaning of "humaneness" and brotherliness. Give to each of us strength to cope with our anxieties, our prosperities and misfortunes; and the ability to be Godly. In Christ's name we pray. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1086—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Governor and making appropriations thereto; stating the purpose; providing that the Governor shall fix the duties and compensation of employees; providing the transfer of items of appropriations; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1087—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the State Emergency Fund and making an appropriation thereto; stating the purpose; making said appropriation nonfiscal; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1088—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the State Auditor and making appropriations thereto; stating the purpose; providing that the State Auditor shall fix the duties and compensation of employees within certain limitations; providing for lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1089—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the State Employees Group Health Plan and making

an appropriation for administrative costs; providing that the appropriation shall be to the Public Employees Retirement System pursuant to provisions of Section 13, Chapter 374, O. S. L. 1967 (74 O. S. Supp. 1968, § 1313); providing for approval of operating budget by the State Employees Group Health Board; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1090—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to uniform accident and health insurance and/or benefits coverage on employers and officers of the State of Oklahoma; amending Section 10, Chapter 374, O. S. L. 1967 (74 O. S. Supp. 1968, § 1310); providing for payments by state agencies to the Health Insurance Reserve Fund; making provisions of this Act severable; repealing all acts in conflict herewith; providing effective date; and declaring an emergency.

HB 1095—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Court of Tax Review and making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1096—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the State Industrial Court and making appropriations thereto; stating the purpose; providing that the judges shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1109—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of Civil Defense and making appropriations thereto; stating the purpose; providing for

the appointment and compensation of employees; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1110—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Council on Law Enforcement Education and Training and making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1111—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Oklahoma Military Department and making an appropriation thereto; stating the purpose; making an appropriation for repairs to armories; providing for appointment and compensation of personnel; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

The above numbered HBs 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 Lobby Permits:

Dr. Homer A. M. Cozart, 1840 N. W. 10th Street, Oklahoma City, representing the Oklahoma Chiropractic Physicians Association.

COMMITTEE REPORTS

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

DO PASS:

SB 11—Governmental Affairs—Coauthored by McSpadden and Keels of the Senate and Townsend and Levergood of the House.

SB 35—Governmental Affairs.

SB 44—Municipal Government.

SB 45—Municipal Government.

SB 46—Municipal Government.

SB 67—Appropriations and Budget.

SB 82—Appropriations and Budget.

SB 92—Public Health.

SB 102—Governmental Affairs—Coauthored by Grantham and Keels of the Senate and Patterson, Wolf and Cate of the House.

DO PASS, as amended:

SB 15—Judiciary.

SB 18—Judiciary.

SB 21—Judiciary.

SB 49—Appropriations and Budget.

SB 50—Appropriations and Budget.

SB 81—Appropriations and Budget.

CITATION

Upon motion of Senator Hargrave, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to the Washington Senior Highschool Football Team, Tulsa, Oklahoma.

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

RESOLUTION

Senator Birdsong introduced the following Resolution which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 5—By Birdsong and Smith—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 1969 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 FIRST SESSION OF THE THIRTY-SECOND 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.

FIRST READING

The following Bills were introduced and read the first time:

SB 109—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; providing federal statutes shall control in case of a conflict; and declaring an emergency.

SB 110—By Nichols—An Act relating to criminal procedure; amending 22 O. S. 1961, § 585, to require defendant in crim-

inal cases to give notice of alibi witness within five days before trial; notice required; effect of failure to give notice; and declaring an emergency.

SECOND READING

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

SB 105—Conservation and Economic Development.

SB 106—Judiciary.

SB 107—Governmental Affairs.

SB 108—Judiciary.

HB 1028—Appropriations and Budget.

HB 1029—Appropriations and Budget.

HB 1067—Appropriations and Budget.

HB 1068—Revenue and Taxation.

President Pro Tempore Smith presiding.

PENDING SENATE ACTION

HCR 1003 by Derryberry of the House and Crow of the Senate was called up for consideration, read at length, and adopted upon motion of Senator Crow.

HCR 1003 was properly signed and ordered returned to the Honorable House.

HCR 1004 by Sanguin of the House and Smalley of the Senate was called up for consideration, read at length, and adopted upon motion of Senator Smalley on a requested roll call by Senator Baldwin, resulting as follows:

Aye: Atkinson, Breckinridge, Crow, Dacus, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Short, Smalley, Smith, Taliaferro, Terrill.—26.

Nay: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Ferrell, Field, Graves, Hamilton, Horn, Inhofe, McCune, Nichols, Romang, Stipe, Williams.—17.

Excused: Howard, Phillips, Porter, Stansberry, Young.—5.

Engrossed **HCR 1004** was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1005**.

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

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

SB 47 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 47** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 47** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 47 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Howard, Lane, Phillips, Porter, Stipe, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang,

Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Howard, Lane, Phillips, Porter, Stipe, Taliaferro.—6.

The emergency was declared passed.

SB 47 was referred for engrossment.

GENERAL ORDER

SB 3 by Williams of the Senate and Kamas of the House was read and considered.

Senator McSpadden moved to amend SB 3, page 2, line 16, by adding after the word "shows" the words "or Rodeos", which amendment was declared adopted.

Upon motion of Senator Williams, SB 3, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, SB 3, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 3 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Nichols, Romang, Short, Smalley, Williams, Young.—29.

Nay: Boecher, Dacus, Graves, Hamilton, Hargrave, Holden, Horn, McSpadden, Murphy, Payne, Smith, Stansberry, Taliaferro, Terrill.—14.

Excused: Field, Howard, Phillips, Porter, Stipe.—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, Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Holden, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Mas-

sey, Medearis, Miller, Nichols, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Nay: Boecher, Dacus, Graves, Hamilton, Hargrave, Horn, McSpadden, Murphy, Payne, Stansberry.—10.

Excused: Field, Howard, Phillips, Porter, Stipe.—5.

The emergency was declared passed.

SB 3, as amended, was referred for engrossment.

GENERAL ORDER

SB 16 by Smalley of the Senate and McCune of the House was read and considered.

Upon motion of Senator Smalley, SB 16 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 16 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 16 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Boecher, Field, Howard, Phillips, 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, Berong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane,

Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Boecher, Field, Howard, Phillips, Porter, Stipe.—6.

The emergency was declared passed.

SB 16 was referred for engrossment.

GENERAL ORDER

SB 17 by Smalley of the Senate and McCune of the House was read and considered.

Upon motion of Senator Smalley, **SB 17** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 17** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 17 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Boecher, Field, Howard, Medearis, Payne, Phillips, Porter, Stipe.—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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols,

Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Boecher, Field, Howard, Medearis, Payne, Phillips, Porter, Stipe.—8.

The emergency was declared passed.

SB 17 was referred for engrossment.

GENERAL ORDER

SB 22 by Smalley was read and considered.

Upon motion of Senator Smalley, **SB 22** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 22** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 22 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Howard, Lane, Phillips, Porter, Stipe.—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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Howard, Lane, Phillips, Porter, Stipe.—5.

The emergency was declared passed.

SB 22 was referred for engrossment.

GENERAL ORDER

SB 23 by Smalley of the Senate and McCune of the House was read and considered.

Senator Hamilton moved to amend **SB 23**, page 1, line 3, by striking line 3, renumbering the remaining section accordingly, and by amending the title to conform thereto.

Senator Smalley 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 Smalley, **SB 23**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 23**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 23 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Baldwin, Howard, Phillips, Porter.—4.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Bird-

song, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Baldwin, Howard, Phillips, Porter.—4.

The emergency was declared passed.

SB 23, as amended, was referred for engrossment.

GENERAL ORDER

SB 24 by Smalley of the Senate and McCune of the House was read and considered.

Upon motion of Senator Smalley, **SB 24** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 24** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 24 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Baldwin, Howard, Murphy, Phillips, Porter, Stipe.—7.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boe-

cher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Baldwin, Howard, Phillips, Porter, Stipe.—6.

The emergency was declared passed.

SB 24 was referred for engrossment.

GENERAL ORDER

SB 26 by Smalley of the Senate and McCune of the House was read and considered.

Upon motion of Senator Smalley, **SB 26** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 26** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 26 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Baldwin, Howard, Phillips, Porter.—4.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Baldwin, Howard, Phillips, Porter.—4.

The emergency was declared passed.

SB 26 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1006 by Skeith, et al, of the House and Stipe of the Senate—A Concurrent Resolution declaring the week of October 6 through October 11, 1969, "Indian Week" in Oklahoma.

Upon request of Senator Stipe, **HCR 1006** was taken up for immediate consideration.

By unanimous consent, upon request of Senator Stipe, all other members of the Senate were made co-authors of the Resolution.

HCR 1006, as co-authored, was read at length, adopted upon motion of Senator Stipe, properly signed, and ordered returned to the Honorable House.

Senator Terrill moved that the Senate stand adjourned until 10:00, tomorrow, which motion was declared adopted.

Seventh Legislative Day

Thursday, January 16, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Crow, Hargrave, Howard, Payne, Phillips, Porter.—6.

The President declared a quorum present.

Prayer was offered by Senator Miller.

The Journal for the last legislative day was declared approved.

REQUESTS FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following persons and ordered referred to the Committee on Lobby Permits:

Russell V. Conway, 9820 Ashley Place, Oklahoma City, representing the Oklahoma Education Association.

Andy T. Miller, 3244 N. W. 25th Street, Oklahoma City, representing the Oklahoma State Firemen's Association.

Mrs. (William L.) June H. Parry, 3101 Robin Ridge Road, Oklahoma City, representing the League of Women Voters.

A. R. Tyner, Jr., 6404 Nicklas Avenue, Oklahoma City, representing the American Legion of Oklahoma.

COMMITTEE REPORT

Senator Baldwin submitted the following Committee Report, which was read and consideration deferred, as provided under Rule 29:

Mr. President:

We, your Committee on Rules, have had under consideration the preparation and submission of Rules for the guidance of the Senate during the 32d Legislature and recommend the adoption of the attached as the Rules of the Senate for the said 32d Legislature.

We further recommend that the Secretary of the Senate be instructed to prepare the proper addenda for the Rule Book and to deliver the permanent Rules—in loose-leaf booklet—to the Committee on Administration and Employment, a sub-Committee of the Rules Committee.

Respectfully submitted
BALDWIN, Chairman

ORDER OF BUSINESS

Prayer by Chaplain.

Reading and Correction of Journal.

Petitions and Memorials.

Communications

Reports of Special Committees.

Reports of Standing Committees.

Resolutions and Notices (SCR's—SR's).

Bills and Joint Resolutions on 1st Reading.

Bills and Joint Resolutions on 2nd Reading.

Bills and Joint Resolutions on General Order.

Bills and Joint Resolutions on 3rd Reading.

Unfinished Business.

STANDING RULES

For Conducting Business of the State Senate of Oklahoma

COMMENCEMENT OF DAILY SESSIONS

RULE 1. The Presiding Officer having taken the Chair and a quorum, consisting of a majority of the members elected to and constituting the Senate, being present, business shall proceed within the following order:

Prayer by the Chaplain.

Reading and correction of the Journal.

(The Journal of the preceding day shall be read, and any mistakes made in the entries corrected. The reading of the Journal shall not be suspended unless by unanimous consent and when any motion shall be made to amend or correct the same, it shall be deemed a privileged question and proceeded with until disposed of.)

Petitions and Memorials.

Communications.

Reports of Special Committees.

Reports of Standing Committees.

Resolutions and Notices. (SCRs and SRs).

Bills and Joint Resolutions on First Reading.

Bills and Joint Resolutions on Second Reading.

Bills and Joint Resolutions on General Order.

Bills and Joint Resolutions on Third Reading.

Unfinished Business.

JOURNAL

RULE 2. The proceedings of the Senate shall be briefly and accurately stated in the Journal. Messages of the Governor;

Senate Resolutions, if adopted; Memorials of the Legislature; numbers and titles of bills and resolutions, and such parts as shall be affected by proposed amendments shall be shown at length. Every vote and a brief statement of the contents of each petition or paper presented to the Senate shall be entered with the name of the Senator offering the same.

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

DUTIES AND POWERS OF THE PRESIDENT PRO TEMPORE

RULE 3. The powers and duties devolving upon the President shall vest in the President Pro Tempore or other person when exercising the office of President.

(a) The President Pro Tempore shall have the right to name, in open Senate, or, if absent, in writing, a Senator to perform the duties of the Chair, but such substitute shall not extend beyond an adjournment, except by unanimous consent; provided that in the event no such substitute shall have been made, the Secretary of the Senate shall call the Senate to order and, before roll call, the Senate shall elect a member to serve as acting President during the day.

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

(b) The President Pro Tempore or Presiding Officer shall have general control of the Chamber and of the corridors and passages in that part of the Building assigned to the use of the Senate. In case of any disturbance or disorderly conduct in the galleries, corridors or passages, he shall have the power to order the same to be cleared and may cause any person

guilty of such disturbance or disorderly conduct to be brought before the bar of the Senate. In all cases the Senate may take such measures as it shall deem necessary to prevent a repetition of such misconduct by excluding the offending person from admission to the Senate Chamber thereafter, or imposing other penalties.

(c) It shall be the duty of the President Pro Tempore to purchase all supplies for the use of the Senate and to have general supervision of the care, maintenance and sanitation of the Senate Chamber and Committee Rooms.

(d) It shall be the duty of the President Pro Tempore to appoint all Special Committees and he is ordered and directed to appoint all Senate Conference Committees for the purpose of considering differences arising between the two Houses on pending measures.

(e) The Oklahoma State Senate by simple resolution, or the duly elected President Pro Tempore, may initiate a study, inquiry or investigation of any state agency, department or institution or any other matter of state government. Such study, inquiry or investigation shall be referred by the duly elected President Pro Tempore, at his discretion, to either 1) the appropriate Standing Committee, or 2) a special Committee on Research and Investigation, the membership of which shall be appointed by the duly elected President Pro Tempore. The Standing Committee or the special Committee on Research and Investigation, as the case may be, shall have the power and authority to subpoena witnesses and compel their attendance, and may employ such staff as the Committee may deem necessary to carry out its duties with respect to such study, inquiry or investigation, subject to the approval of the President Pro Tempore.

(f) In the alternative, the President Pro Tempore may assign matters of research and investigation to the appro-

priate Standing Committees, who shall have the same powers and duties with reference to research and investigation as set out in subsection (e) above.

(g) Upon the completion of a matter of research and investigation, the Committee shall file a written report with the President Pro Tempore of the Senate and such report shall be made to the Senate by the President Pro Tempore.

(h) The Presiding Officer shall appoint all Temporary Committees, except those otherwise ordered filled by the Senate.

ATTENDANCE OF MEMBERS

RULE 4. No Senator shall absent himself from the Senate without leave of the Senate first obtained.

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

(b) Whenever upon such roll call it shall be ascertained that a quorum is not present, a majority of the Senators present may direct the Sergeant-at-Arms to request and, when necessary, to compel the attendance of the absent Senators, which order shall be determined without debate; and pending its execution and until a quorum shall be present, no debate nor motion except to adjourn shall be in order.

CALL OF THE SENATE

RULE 5. The Senate may operate under the Call of the Senate, upon a majority vote of the members present. The roll shall be called and the Sergeant-at-Arms directed to compel the attendance of absentees. No Senator shall be excused, except by unanimous consent. While the absentees are being notified to attend, the Senate shall have the power to proceed with the business of the Senate.

(a) After the Call of the Senate has been ordered, any Senator, who, having

been thereafter recorded present and not having been excused by unanimous consent, shall be recorded as voting "NO" on the final passage of any measure taken during the Call of the Senate, if such Senator fails to answer to roll call.

SELECTION OF SEATS

RULE 6. The selection of seats of the membership of the Majority Party in the Senate shall be made on the first day of the 1st Session of a Legislature and shall be made by the choice of the membership in the following order:

1st: The President Pro Tempore.

2nd: The Floor Leader.

3rd: The Assistant Floor Leader.

4th: The Majority Whip.

5th: The Chairman of the Committee on Appropriations and Budget.

6th: The Chairman of the Committee on Revenue and Taxation.

7th: The other seats shall be selected by the members on the basis of their seniority and for those of equal seniority their service in the House of Representatives shall be considered as additional seniority. Otherwise, those of equal seniority shall cast lots.

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

APPOINTMENT, DUTIES AND PROCEDURES OF COMMITTEES

RULE 7. After the organization of the Senate, Committees selected by the Committee on Rules shall be elected by the Senate and no additions shall be made to any Committee, except when a 2/3 majority of the members of the Senate agrees thereto.

(a) A member of any Standing Committee failing to attend three consecutive meetings of any Committee of which he is a member shall be automatically dropped from the roll of said Committee unless he be excused on proper showing by

the Chairman or a majority of the members of said Committee.

(b) The first and second persons named on any Committee shall be the Chairman and Vice-Chairman, respectively, of said Committee and the Secretary shall deliver all papers referred to any Committee to the Chairman. If the Chairman be absent, the Vice-Chairman of the Committee shall accept all papers referred to the Committee.

(c) The Committee Chairman may vote on any issue or question. He may speak on any issue before the Committee.

(d) The Vice-Chairman of a Committee shall preside in the absence of the Chairman.

(e) The Chairman shall appoint such sub-Committees as recommended by the Committee on Rules to expedite the work of the Committee. When ready to report to the parent Committee, the sub-Committee Chairman shall prepare a written committee report for presentation to the parent Committee. Such report must meet the approval of the majority of the members of the sub-Committee.

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

(g) Each Committee Chairman shall set the order of business of the Committee and give notice as set out in Rule 7(f). Any change from the announced or published committee agenda shall be had only by unanimous consent of the membership of the Committee present. Written notification of Committee meetings or agenda must be signed by the Chairman of the Committee or sub-Committee.

(h) The Committee Chairman shall be

supplied with sufficient copies of each bill referred to his Committee to provide one (1) copy for each member.

(i) A quorum of a Committee must be present to transact official business, and any member of the Committee may question a quorum at any time.

(j) When a bill is pending before a Standing Committee or sub-Committee, the author thereof shall be notified of the time and place of its consideration, and be given opportunity to be heard thereon. Any member of the House of Representatives shall be accorded the privilege of being heard upon all matters pending before a Standing Committee or sub-Committee of the Senate.

(k) Time for debate may be agreed upon by those for and against any question before the Committee. In no event shall debate exceed one hour for each side of the question on final consideration. Amendments requiring debate shall be allotted not more than fifteen minutes to the side.

(l) It shall not be in order for any Committee or sub-Committee, to whom any bill or resolution shall be committed, to make a report on said bill or resolution unless a quorum of said Committee or sub-Committee be present when said bill or resolution is considered and acted upon. A Committee shall submit to the Senate an original and five (5) copies of its report. A sub-Committee shall submit to its parent Committee an original and one (1) copy of its report.

(m) No Committee shall sit during a session of the Senate without leave, except the Committee on Engrossed and Enrolled Bills and the Committee on Rules, and they shall have leave to sit or report at any time.

(n) The Senate shall not consider in either session of the current Legislature any bill, whether the same shall have originated in the Senate or in the House, if said bill shall have been amended by the insertion of matter not germane to

the purpose of the original bill. It shall be the right of the President Pro Tempore or any Presiding Officer, to enforce this rule, regardless of whether or not a point of order is raised by a member.

(o) A report of a Committee or sub-Committee must be endorsed with the statement of such report together with the name of the Committee or sub-Committee making the same, and shall be signed by the Chairman. A report by the minority of any Committee shall be signed by the members submitting the same. A report of a Standing Committee, having been read by the Secretary of the Senate, shall be considered accepted and the recommendation thereof adopted unless otherwise ordered by the Senate.

(p) Every bill and joint resolution reported from a Committee shall be printed and placed numerically upon the Calendar under General Order, unless otherwise ordered by the Senate.

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

(r) Any bill or resolution may be withdrawn from Committee to which referred by a 2/3 majority vote of those elected to and constituting the Senate.

(s) Every Committee to whom a bill or resolution shall be committed may hold public hearings upon said bill or resolution by a majority vote of the Committee or when so directed by a majority vote of the membership of the Senate.

(t) Executive sessions of the Committee or sub-Committee may be held upon

majority vote of the membership of the Committee present.

(u) All motions must be properly seconded for the question to be put.

(v) Any Senate Committee, either Standing or Special, shall be and is hereby authorized and empowered to issue process, compel attendance of witnesses, and to administer oaths to any person appearing before any said Committee.

STANDING COMMITTEES

RULE 8. The following Standing Committees shall be elected by a majority of the Senate and no additions shall be made to any Committee except when a two-thirds (2/3) majority of the Senate agrees thereto:

1. Agriculture.
2. Appropriations and Budget.
3. Business Relations.
4. Conservation and Economic Development.
5. Constitutional Revisions and Regulatory Services.
6. Education.
7. Finance and Commerce.
8. Governmental Affairs.
9. Judiciary.
10. Municipal Government.
11. Public Affairs.
12. Public Health.
13. Revenue and Taxation.
14. Roads and Highways.
15. Rules.

(a) The Committee on Rules, in all future organizations of the Senate in subsequent sessions, shall have a total membership of fifteen and the three members of the Senate with the most seniority shall be members of this Committee and the twelve remaining members shall be elected as herein provided.

(b) The Committee on Rules, by a majority vote, may recommend the use of special forms and equipment to expedite the work of the Senate.

(c) No member of the Senate shall without unanimous consent of the Senate serve on more than 3 Standing Committees, except a Standing Committee Chairman, who shall serve on only 2.

(d) No member of the Senate shall serve in a dual role as Chairman of one Standing Committee and Vice Chairman of another Standing Committee.

(e) Names of House authors shall not be added to nor stricken from any measure lodged in the Senate except when accompanied by a request in writing signed by the House member or members whose names would be added or stricken from such measure.

(f) Any measure which shall have been considered and action taken thereon by a Committee during the first regular session, resulting in action thereon to postpone consideration indefinitely, shall not be considered as pending and shall not be considered further by said Committee during the 2d regular session. All measures pending before the Committee during the 2d regular session and not disposed of by the Committee will be stricken upon adjournment Sine Die.

(g) Any business, bill or joint resolution pending in the Legislature at the final adjournment of the 1st Regular Session of a Legislature shall carry over with the same status to the 2d Regular Session, provided, however, that this Rule shall not apply to bills and resolutions pending in a Conference Committee at the time of said adjournment.

(h) Any measure which has been on General Order on the Senate Calendar during the 1st Regular Session and no disposition made as set out in Rule 8(f) may be referred within five (5) legislative days to General Order by the President Pro Tempore at the convening of the 2d Regular Session or at any time upon approval of a majority of the Committee to which it was referred.

(i) The Legislative Council may authorize or conduct interim study on any measure not previously disposed of as set

out in Rule 8(f), if properly authorized.

COMMITTEE OF THE WHOLE

RULE 9. In forming a Committee of the Whole, the President shall leave the Chair. The President Pro Tempore, or any Senator designated by him, shall preside, subject to the rights of the Senate to select its own Chairman.

(a) All bills and resolutions may be considered in the Committee of the Whole.

(b) The Rules of the Senate shall be observed in the Committee of the Whole, so far as they may be applicable, but the following special rules shall be observed:

(1) If a message is announced during a Committee, any Senator delegated by the Presiding Officer must take the Chair and receive it.

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

(3) The proceedings of the Committee of the Whole shall not be printed in the Journal, provided that upon the request of ten (10) members, a roll call taken in the Committee of the Whole together with the subject matter relating thereto shall be printed in the Journal.

(4) The Committee cannot adjourn, but if business is finished it shall rise and report.

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

(6) The adoption by the Senate of a Report of the Committee of the Whole shall dispose of a measure in accordance with such report.

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

CONFERENCE COMMITTEE REPORTS

RULE 10. It shall be the duty of the President Pro Tempore, and he is ordered and directed, to appoint all Senate Conference Committees, for the purpose of considering differences arising between the two Houses, on pending measures.

(a) The presentation of reports of Committees on Conference shall always be in order, except when the Journal is being read or the roll is being called. An original and five (5) copies of a Conference Committee Report shall be submitted and shall be accompanied by a detailed written statement sufficiently explicit to inform the Senate what effect such amendments or propositions will have upon the measures to which they relate.

(b) Every bill or resolution amended by a Conference Committee Report shall be reprinted with the amendments agreed upon in Conference, fitted therein, thereby giving every member of the Senate opportunity to learn immediately the effect of said Conference Committee Report on said bill or resolution. The bill or resolution so reprinted shall be laid upon the desk of each Senator.

(c) It is not in order to amend a Conference Committee Report. It must be accepted or rejected in its entirety.

FIRST READING

Pre-Filed Bills — 1961.

RULE 11. One original and 10 copies of every bill and/or resolution introduced shall be sent to the Secretary's desk. All copies accompanying the original bill shall be given a like number. The subject matter of each bill or resolution and the copies thereof shall be so arranged that each line shall be numbered consecutively on each page.

(a) A Senator desiring to introduce a bill or resolution shall rise at his desk and address the Presiding Officer and when he has obtained recognition shall publicly notify the Presiding Officer that

he desires to introduce a bill or resolution; or he may deposit all the bills he desires to introduce in a basket on the Secretary's desk, provided for that purpose, and when the order of business for the introduction of bills has been reached, the reading clerk shall take from such basket all bills contained therein and publicly read the titles thereof, numbering the bills consecutively in the order read. The authorship of any bill may be questioned by any Senator at the time of introduction and, unless the Senator or Senators, whose names appear thereon as authors, publicly acknowledge the authorship, such bill shall be returned to the basket and not introduced.

(b) Every bill and joint resolution shall receive three readings previous to passage, which readings shall be on three (3) different days; and the Presiding Officer shall give notice at each reading, whether it be the First, Second or Third, provided that the First and Second Readings of each bill may be by title only, unless otherwise ordered by the Senate.

(c) In sessions convening in even-numbered years (2d regular session), no bill or joint resolution shall be introduced on or after the first day of February of said year, except by a suspension of this rule.

(d) 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.

RESOLUTIONS INTRODUCED

RULE 12. Senate Concurrent Resolutions, when introduced, shall contain a caption stating the contents and purport of such resolution, and the Journal shall show and refer to such resolution by caption only. Concurrent Resolutions memorializing Congress and/or in memory of deceased members of the Legislature shall be shown at length in the Journal. Senate resolutions, if adopted, shall be shown at length in the Journal.

Except by unanimous consent, consideration of the following classes of resolutions shall be deferred for one day, after which they may be called up under their appropriate order of business:

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

(b) Resolutions giving rise to debate.

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

SECOND READING

RULE 13. When a bill or resolution is read a Second time, it shall be referred to a Committee, unless otherwise ordered by unanimous consent of those present or by a 2/3 vote of the members elected to and constituting the Senate.

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

(b) All bills carrying appropriations which are referred for consideration to any Committee other than the Committee on Appropriations and Budget shall, immediately upon a favorable report by the Committee to which referred or upon the rejection by the Senate of an unfavorable report by such Committee thereon,

be referred to the Committee on Appropriations and Budget for consideration of the appropriation features, and no appropriation shall be considered by the Senate until the Committee on Appropriations and Budget has reported in accordance with the rules of the Senate.

GENERAL ORDER

RULE 14. All bills and resolutions reported by Standing Committees shall be printed and placed numerically on the Senate Calendar under the heading GENERAL ORDER unless otherwise ordered by the Senate. All bills and resolutions on General Order shall be subject to general amendment and the following rules shall be observed:

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

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

(c) All appropriation bills originating in the Senate and revenue bills shall take precedence over all other bills and resolutions on Senate days, and all appropriation and revenue bills originating in the House shall take precedence over the House Bills and Resolutions on House days.

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

(e) Any subject may, by a majority of the Senators elected to the Body, be made a Special Order; and when the time fixed for its consideration arrives the Presiding Officer shall lay it before the Senate. If it is not finally disposed of on that day, it shall take its place on the Calendar under the heading of Special Orders in the order of time at which it was made special.

(f) When two or more Special Orders

have been made for the same time, they shall have precedence according to the order in which they were severally assigned, and that order, without debate, shall be changed only by order of the Senate.

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

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

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

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

(k) When a division is called for, those voting in the affirmative shall rise in

their seats and remain standing until counted aloud by the Secretary. Then those voting in the negative shall rise and shall stand until they are counted as before, when the Presiding Officer shall announce the result.

(l) A question regularly before the Senate can be interrupted only by call for the Previous Question, for amendment, postponement, commitment, to lay on the table, or adjournment.

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

(n) If the Previous Question is carried, the original mover of the main question, or if the bill or resolution originated in the other House then the Chairman of the Committee reporting the same, shall have the right to close the debate, and be limited to ten (10) minutes. Should the previous question be ordered on a subject debatable, before the same has been debated, the friends and opponents of the measure shall have thirty (30) minutes on each side in which to debate the question.

(o) A question of order may be raised at any stage of the proceedings except when the Senate is divided and shall be decided by the Presiding Officer, without debate, subject to an appeal to the Sen-

ate. When an appeal is taken, any subsequent question of order which may arise before the decision on such appeal, shall be decided by the Presiding Officer without debate; and any appeal may be laid on the table without prejudice to the pending proposition and thereupon shall be held as affirming the decision of the Presiding Officer.

(p) A motion may be made during the reading or consideration of any pending bill to commit, with or without instructions. The motion to commit with instructions shall be debatable. The motion to commit without instructions shall not be debatable.

(q) After a measure has been considered, as provided under General Order, the next proceedings shall be by motion, non-debatable, to advance said measure to engrossment, and after said measure has been so advanced it shall appear on the Calendar under the heading "BILLS ON THIRD READING" and not subject to amendment, except by unanimous consent.

(r) A bill, when advanced to engrossment, together with the amendments thereto, shall be delivered to the Chief of the Engrossing and Enrolling Department for engrossment. Thereafter, the engrossed bill together with the original bill and amendments shall be returned by said Chief to the Committee on Engrossed and Enrolled Bills. The Committee on Engrossed and Enrolled Bills, after having compared the engrossed bill with the original bill and amendments, shall make report to the Senate submitting the engrossed bill, together with the original bill and amendments, which engrossed bill shall be placed upon third reading and final passage. If passed the bill shall be signed by the Presiding Officer and transmitted to the House of Representatives and the original bill, with amendments, shall be delivered to the Secretary of the Senate for safekeeping.

(s) The Committee on Engrossed and Enrolled Bills is authorized to correct

misspelled words, "doublets" or repeated words when engrossing bills or resolutions.

THIRD READING

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

(a) Joint Resolutions proposing amendments to the Constitution, when such resolutions are passed, shall be spread at length in the Journal, with yeas and nays recorded thereon.

(b) After a bill has been advanced to engrossment or has been passed, the Presiding Officer shall put the question, "Shall the title of the Bill remain the title of the Act?" The title, by amendment, may then be made to conform to the body of the bill.

(c) When the yeas and nays are ordered, the names of Senators shall be called alphabetically; and each Senator shall, without debate, declare his assent or dissent to the question, unless excused by the Senate; and no Senator shall be permitted to vote or change his vote after the decision shall have been announced by the Presiding Officer. No motion to suspend this rule shall be in order, nor shall the Presiding Officer entertain any request to suspend it by unanimous consent.

FOURTH READING

RULE 16. Each and every Senate Bill and/or Resolution, returned by the House without amendment, shall, when referred for enrollment, be referred to the Committee on Engrossed and Enrolled Bills, which Committee shall cause each and every such engrossed bill and/or resolution, without retyping, to be reported properly enrolled for fourth reading, and/or final signature, by attaching or jacketing in the fore-front proper jurat for certification by the Presiding Officer, as to previous passage of the bill and/or resolution.

When a Senate Bill has been returned by the House with amendments (if amended) the amendments shall be considered by the Senate, and, when agreed to and the bill finally passed, it shall be delivered to the Engrossing and Enrolling Department for enrollment. The Chief of said Department shall enroll said bill and return with the engrossed bill to the Committee on Engrossed and Enrolled Bills, to be compared by said Committee, one with the other, and thereafter return to the Senate, the enrolled bill for fourth reading and the original bill for deposit with the Secretary of the Senate.

(a) The Secretary of the Senate shall have custody and shall be responsible for the safekeeping of: 1) all pending bills at the close of the first regular session of the Legislature and 2) all official papers, records, reports, testimony presented and other materials which are entrusted to his care and custody.

(b) Official copies of all bills and other materials as designated by the President Pro Tempore of the Senate shall not be removed from the office of the Secretary of the Senate for any purpose except upon order of the President Pro Tempore.

AMENDMENTS

RULE 17. Any change in a Bill or Resolution, including the striking of the Enacting Clause, Emergency Section or Title thereof, shall constitute an amendment requiring further action by the Senate.

DEBATE

RULE 18. When a Senator desires to speak he shall rise from his permanent Senate seat and address the Presiding Officer and shall not proceed until he is recognized. The Presiding Officer shall recognize the Senator who shall first address him. No Senator shall interrupt another Senator in debate, without his consent, and to obtain such consent he shall first address the Presiding Officer. No Senator shall speak more than once upon

any question in debate until every Senator desiring to speak shall be heard; nor more than twice upon the subject without leave of the Senate, except when a motion to amend or substitute be made and then he may speak once to such amendment or substitute; provided that no Senator shall consume more than twenty minutes without the unanimous consent of the Senate.

(a) When considering bills on General Order, no Senator shall consume more than ten minutes without the unanimous consent of the Senate.

(b) When a question is under debate, no motion shall be in order except:

- (1) To fix time to which to adjourn
- (2) To adjourn
- (3) To lay on the table
- (4) To order Previous Question put
- (5) To suspend the Rules
- (6) To go into Executive Session
- (7) To postpone to a day certain
- (8) To commit without instructions
- (9) To commit to a Select Committee
- (10) To commit to the Committee of the Whole
- (11) To amend
- (12) To postpone indefinitely
- (13) To take a recess
- (14) To commit with instructions

Motions above have precedence in order named and the first eight (8) shall be decided without debate.

RECONSIDERATION OF VOTE

RULE 19. A motion to reconsider any vote on the adoption or rejection of an amendment to or section of a bill must be made by a Senator who voted in the majority and disposed of on the same day on which the vote was taken, or before advancement of such measure to engrossment. The motion to reconsider shall be decided by a majority vote of those present and may be laid on the table without affecting the question in reference to

which same is made, which shall be a final disposition of the motion.

(a) A motion to reconsider final vote upon a bill or joint resolution passed or which failed of passage shall be decided by a majority of the total membership elected to and constituting the Senate. Provided, if such a motion to reconsider the final vote is not called up for consideration within three (3) legislative days, such motion shall be considered as having failed of adoption. If the Senate refuses to reconsider, or, if upon reconsideration, shall affirm the first decision, no further consideration shall be in order, except by a two-thirds (2/3) majority vote of those elected to and constituting the Senate.

(b) The motion to reconsider the final vote on a bill or resolution is privileged to any Senator and must be made on the same day on which the vote was taken and shall not be considered on the day made, except by unanimous consent. Only the moving Senator may call up such motion for consideration during the first and second days of the three (3) day reconsideration period. On the third day of such period, any member may call up such motion for consideration.

(c) A motion to reconsider the vote on the final passage of a bill or resolution, if made during the last six (6) days of the Session, shall be disposed of when made and such motion may be made under any order of business in which the vote proposed to be reconsidered occurred.

(d) No question shall twice be considered upon any of the following motions:

- (1) To adjourn
- (2) To lay on the Table
- (3) To take from the Table
- (4) Previous Question

(e) When a bill, resolution, report, amendment, order or message upon which a vote has been taken, shall have gone out of the possession of the Senate and been communicated to the House of Representatives, the motion to reconsider shall be accompanied by a motion to request the

House to return the same, which last motion shall be acted upon immediately, and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider.

(f) No bill or resolution, subject to reconsideration, shall be released by the Senate until after the time has expired for the lodging of a motion to reconsider the vote thereon.

MOTIONS

RULE 20. Every motion shall be reduced to writing, if desired by the Presiding Officer or by any Senator, and shall be read before the same is debated.

(a) No Senator shall, after debating any question and before yielding the floor, be allowed to submit any motion, the effect of which would be to present further debate.

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

(c) When a question is pending, no motion shall be received except:

- (1) To fix time to which to adjourn.
- (2) To adjourn.
- (3) To lay on the Table.
- (4) To order previous question put.
- (5) To suspend the Rules.
- (6) To go into Executive Session.
- (7) To postpone to a day certain.
- (8) To commit without instructions.
- (9) To commit to a Select Committee.
- (10) To commit to the Committee of the Whole.
- (11) To amend.
- (12) To postpone indefinitely.
- (13) To take a recess.
- (14) To commit with instructions.

Motions above have precedence in order named, and the first eight (8) shall be decided without debate.

(d) A motion to adjourn shall always

be in order except when the motion shall have been the last voted on and no business transacted thereafter, or when the Previous Question shall have been ordered now put, or when a member has the floor, and it shall be decided without debate. No motion shall be considered from the floor of the Senate after the motion to adjourn—when the desk is cleared—is adopted, whether by unanimous consent or otherwise.

OFFICERS AND PRIVILEGES OF THE SENATE

RULE 21. The Officers of the Senate shall be:

- The President.
- The President Pro Tempore.
- The Majority Floor Leader.
- The Assistant Majority Floor Leader.
- The Majority Whip.
- The Minority Floor Leader.
- The Assistant Minority Floor Leader.
- The Minority Whip.
- The Secretary.
- The Chief Clerk.
- The Journal Clerk.
- The Calendar Clerk.
- The Reading Clerk.
- The Chief Engrossing and Enrolling Clerk.
- The Sergeant-at-Arms.
- The Chaplain.

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

(a) All officers and employees of the Senate whose duties do not require their presence in the Senate Chamber shall report and remain at their respective places of duty assigned to them by the Senate, during the hours that the Senate is in session, and at such other times as their services may be required.

(b) All Senate Pages must be either in the 9th grade or 14 years of age or older.

(c) No person, except members of the

Senate and its officers and employees, the Governor and ex-Governors of the State and Territory, all members of the House of Representatives, all State Officers, members of the United States Senate and Congress, ex-Lieutenant Governors, and ex-Members of the Senate, not engaged in lobbying before the Senate or Senators, and immediate members of the families of Senators, shall be admitted to the floor of the Senate during the sitting of the Senate; provided, however, that special personages may be invited to visit the Senate during its session upon the vote of the Senate.

(d) No person except a member of the Senate shall occupy the Chair of any Senator at any time, and no person not a member of the Senate shall address the Senate in session save by unanimous consent.

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

(f) The vote of the Senate in its organization and selection of officers, as cast in those years for those regular sessions immediately following the election of its membership in even numbered years, shall be the vote and organization of the Senate until the reorganization subsequent to the next general statewide elections, unless a majority of the Senate shall rule otherwise.

PRIVILEGES AND DECORUM OF MEMBERS

RULE 22. No person, except Senators, officers or designated employees, shall be permitted within the desk of the Secretary or other custodian of public documents, files or papers, or of the room set apart for such use; and no Senator or other person shall visit with or remain by the Secretary's table while the yeas and nays are being taken, except the officers

and designated employees in the official discharge of their duties.

(a) No Senator or other person shall walk out or across the Senate Chamber when the Presiding Officer is stating a question or addressing the Senate, nor, when a member is speaking, pass between him and the Presiding Officer.

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

(c) If any Senator, in speaking or otherwise, transgresses the Rules of the Senate, the Presiding Officer shall, or any Senator may, call him to order. When any Senator shall be called to order, he shall sit down and not proceed except in order.

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

(e) Question of privilege shall be: 1st, affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; 2nd, the right, reputation and conduct of members individually in their representative capacity, only, and shall have precedence of all other questions except motion to adjourn. Provided, however, that privileges of the floor may not be invoked during consideration of a question before the Senate.

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

the Senate, with a statement and its subject, the proposer's name and the reference desired.

(g) When the reading of a paper is called for, and the same is objected to by any Senator, it shall be determined by a majority vote of the Senate present, without debate.

DUTIES OF SERGEANT-AT-ARMS

RULE 23. The Sergeant-at-Arms shall, under the direction of the Committee on Rules, have charge of all property of the Senate, and receive from the printer all matters printed for the use of the Senate; and shall keep a record of the time of the reception of each document and the number of copies received, and cause a copy to be placed on the desk of each member under orders of the Senate.

(a) The Sergeant-at-Arms shall keep the front and rear lobbies to the Senate cleared at all times, and no person unless authorized may be admitted to the Senate Lounge or either lobby when the Senate is in session.

(b) The Sergeant-at-Arms shall serve all processes and shall enforce the rules of the Senate subject to the directions of the President Pro Tempore.

EXECUTIVE PROCEEDINGS

RULE 24. When nominations shall be made by the Governor to the Senate, the Presiding Officer of the Senate shall announce that there are matters on the President's table for consideration of the Senate in executive session, and such nominations shall lie upon the President's table until such time as the Senate may go into executive session, when the Presiding Officer shall lay the same before the Senate, and shall refer each nomination to an appropriate Standing Committee for investigation, consideration and report; provided, however, that said nomination shall remain in the hands of the appropriate Committee not less than 5 legislative days.

(a) Nominations approved or definite-

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

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

(c) Any Senator or Officer of the Senate who shall disclose the secret or confidential business or proceedings of the Senate shall be liable, if a Senator, to suffer expulsion from the body; and, if an officer, to dismissal from the service of the Senate and to punishment for contempt.

LOBBYING

RULE 25. Every person lobbying, or representing any person, organization or corporation before the Senate, or committee thereof, and who receives for his services from the organization which he represents whether as a salary, fixed remuneration, expenses, or any other thing of value, whether or not the act of lobbying is a primary or incidental part of those services, shall be required to make application to the Senate, under oath, for permission to lobby or appear as a representative in legislative meetings. He shall reveal to the Senate the person, firm, organization, or corporation which he represents and the remuneration or compensation he is to receive. The application shall be filed with the Secretary of the Senate who shall present same to the Senate for reference to the Committee on Lobby Permits. Upon favorable report by said Committee, permission to lobby shall be approved by a majority of the members, present and voting. Any persons violating the provisions of this rule shall be in contempt of the Senate and shall be punished as provided by law.

(a) No one registered as an agent or lobbyist may be on the floor of the Senate during the time it is in session. No person, other than a state officer or legislator, shall discuss any measure with any Senator on the floor of the Senate during the time the Senate is in session. Any person who violates this Rule or any person who shall gain admission to the floor of the Senate by false representation shall be forthwith ejected from the Senate Chamber and thereafter denied admission. No legislative employee shall lobby for or against any measure pending in the Senate and any such employee violating this Rule shall be forthwith discharged.

PRIVILEGES OF THE PRESS TABLE

RULE 26. None but working and accredited representatives of newspapers and magazines bearing permits signed by the President Pro Tempore of the Senate and the Chairman of the Capitol Press Association shall be permitted to the press table.

Guests may be admitted to the press table with the permission of the President Pro Tempore and the Chairman of the Capitol Press Association or his representative at the press table.

DESIGNATION OF LEGISLATIVE SESSIONS

RULE 27. The Regular Session of any Legislature, convening in odd-numbered years, shall be designated as the "1st Regular Session of the Legislature", and each Legislature convening in odd-numbered years shall be designated as the next consecutively numbered Legislature. Hereafter the regular session of the Legislature convening in even-numbered years shall be designated as the "2d Regular Session" of the appropriately numbered Legislature, as herein provided.

JEFFERSON'S MANUAL

RULE 28. All Rules laid down in Jefferson's Manual, as construed and practiced by the United States Senate, are hereby declared to be the governing Rules

of the Senate, except wherein they conflict with the Rules herein adopted.

RULES IN FORCE 1st AND 2nd SESSIONS

Rule 29. These Rules shall be in full force and effect during both sessions of the Legislature, unless amended, modified or repealed as provided herein.

AMENDMENT TO RULES

RULE 30. Any proposed amendment to the Rules shall lie over one day unless by unanimous consent the same shall be then considered. Any such amendment shall require the affirmative vote of a two-thirds (2/3) majority of those elected to and constituting the Senate.

(a) Rules may be suspended by an affirmative two-thirds (2/3) vote of the members elected to and constituting the Senate.

ADJOURNMENT

RULE 31. A motion to adjourn shall always be in order except when the motion shall have been the last voted on and no business transacted thereafter or when a call for the Previous Question shall have been ordered to be now put, or when a member has the floor, and it shall be decided without debate.

(a) No motion shall be considered from the floor of the Senate after the motion to adjourn—when the desk is cleared—is adopted, whether by unanimous consent or otherwise.

(b) When the Senate adjourns, it shall be to 1:00 p.m., of the next succeeding day, unless another day and hour shall be specifically named.

COMMITTEE REPORT

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

Mr. President:

We, your Committee on Rules, wish to submit the following supplemental report for appointments on Standing Senate Committees for the 32d Legislative Session:

Under CONSERVATION AND ECONOMIC DEVELOPMENT withdraw the name of STANSBERRY and insert the name of PAYNE.

Under PUBLIC HEALTH add the name of STANSBERRY.

Respectfully submitted,
BALDWIN, Chairman.

RESOLUTION

SCR 2 by Smith of the Senate and Privett of the House was introduced and read as follows:

A Concurrent Resolution congratulating and commending the Honorable Fred R. Harris, Senior United States Senator from Oklahoma, upon his appointment as Chairman of the Democratic National Committee, and other public accomplishments; and directing distribution.

By unanimous consent, upon request of Senator Garrison, the following members of the Senate were made co-authors of the Resolution.

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.

SCR 2, as coauthored, was read at length, adopted upon motion of Senator Smith and ordered referred for engrossment.

FIRST READING

The following Bills were introduced and read the first time:

SB 111—By Ham and Smith—An Act relating to community affairs; stating purpose; providing for creation of the Department of Community Affairs; providing for appointment and salaries of the Secretary and other personnel; prescribing duties, powers and responsibilities:

providing for promulgation of rules and regulations; making appropriations; requiring reports; making provisions of Act severable; and declaring an emergency.

SB 112—By McSpadden—An Act relating to revenue and taxation; amending 68 O. S. 1961, § 1251d; providing carrier sales made directly to consumers or users of newspapers or any other periodicals exempt from the Oklahoma Sales Tax Code; and declaring an emergency.

SB 113—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. 1968, § 1303); providing revenue from sales tax be deposited in the State Treasury to the credit of the General Revenue Fund; and declaring an emergency.

SECOND READING

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

SB 109—Public Health.

SB 110—Judiciary.

HB 1086—Appropriations and Budget.

HB 1087—Appropriations and Budget.

HB 1088—Appropriations and Budget.

HB 1089—Appropriations and Budget.

HB 1090—Appropriations and Budget.

HB 1095—Appropriations and Budget.

HB 1096—Appropriations and Budget.

HB 1109—Appropriations and Budget.

HB 1110—Appropriations and Budget.

HB 1111—Appropriations and Budget.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 5 correctly enrolled.

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

GENERAL ORDER

SB 11 by Graves, McSpadden and Keels

of the Senate and Townsend and Levergood of the House was read and considered.

Senators Atkinson, Bradley, Miller, Crow, Smalley, Terrill and Luton asked to be made co-authors of **SB 11**, which was the order.

Senator Luton moved to amend **SB 11**, page 2, lines 1 and 2, by striking all of line 1 after the word "of" and the words and figures "Fifty Cents (\$12.50)" on line 2, and inserting in lieu thereof the words and figures "Fifteen Dollars (\$15.00)", which amendment was declared failed of adoption.

Senator Hamilton moved to reconsider the vote by which the Luton amendment failed, which motion was declared failed of adoption.

Upon motion of Senator Graves, **SB 11** was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **SB 11** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 11 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Ferrell, Graves, Ham, Holden, Horn, Keels, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Smalley, Stansberry, Stipe. —17.

Nay: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Hamilton, Inhofe, Lane, McCune, McGraw, Massey, Nichols, Romang, Short, Smith, Terrill, Williams, Young.—24.

Excused: Crow, Hargrave, Howard, Payne, Phillips, Porter, Taliaferro.—7.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 20, Senator

Graves moved that the vote be reconsidered by which **SB 11** failed of passage.

GENERAL ORDER

SB 92 by Smalley of the Senate and Wolf (Leland) and Cate of the House was read and considered.

Upon motion of Senator Smalley, **SB 92** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 92** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 92 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Crow, Hargrave, Howard, Payne, Phillips, Porter, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Crow, Hargrave, Howard, Payne, Phillips, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 92 was referred for engrossment.

Senator Hargrave asked to be shown present, which was the order.

GENERAL ORDER

SB 35 by Garrison, Ferrell, McGraw and Williams of the Senate and Connor, Green, Hatchett and Hunter of the House was read and considered.

Senators Graves, Murphy, Stipe, Massey, Terrill, Smalley, Ham, Field and McSpadden asked to be made co-authors of **SB 35**, which was the order.

Upon motion of Senator Garrison, **SB 35** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 35** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 35 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Luton.—1.

Excused: Crow, Howard, Payne, Phillips, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smal-

ley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Luton.—1.

Excused: Crow, Howard, Payne, Phillips, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 35 was referred for engrossment.

GENERAL ORDER

SB 81 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 81** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 81** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 81 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Crow, Howard, Payne, Phillips, Porter, 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, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short,

Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Crow, Howard, Payne, Phillips, Porter, Stipe, Taliaferro.—7.

The emergency was declared passed.

SB 81 was referred for engrossment.

GENERAL ORDER

SB 49 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 49 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 49 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 49 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—40.

Nay: Baldwin.—1.

Excused: Crow, Howard, Payne, Phillips, Porter, Stipe, Taliaferro.—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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley,

Smith, Stansberry, Terrill, Williams, Young.—40.

Nay: Baldwin.—1.

Excused: Crow, Howard, Payne, Phillips, Porter, Stipe, Taliaferro.—7.

The emergency was declared passed.

SB 49 was referred for engrossment.

Senator Payne asked to be shown present, which was the order.

GENERAL ORDER

SB 67 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 67 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 67 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 67 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—34.

Nay: Baggett, Bradley, Field, McCune, Young.—5.

Excused: Crow, Holden, Howard, Massey, Nichols, Phillips, Porter, Stipe, Taliaferro.—9.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McGraw, Mc-

Spadden, Martin, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—34.

Nay: Baggett, Bradley, Field, McCune, Young.—5.

Excused: Crow, Holden, Howard, Massey, Nichols, Phillips, Porter, Stipe, Taliaferro.—9.

The emergency was declared passed.

SB 67 was referred for engrossment.

GENERAL ORDER

SB 82 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 82 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 82 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 82 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Young.—38.

Nay: Baggett.—1.

Excused: Crow, Howard, Lane, Nichols, Phillips, Porter, Stipe, Taliaferro, Williams.—9.

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, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Har-

grave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Young.—38.

Nay: Baggett.—1.

Excused: Crow, Howard, Lane, Nichols, Phillips, Porter, Stipe, Taliaferro, Williams.—9.

The emergency was declared passed.

SB 82 was referred for engrossment.

GENERAL ORDER

SB 50 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 50 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 50 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 50 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—38.

Nay: Baggett, Bradley.—2.

Excused: Crow, Howard, Massey, Payne, Phillips, Porter, Stipe, Taliaferro.—8.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham,

Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Nay: Baggett, Bradley.—2.

Excused: Crow, Howard, Massey, Phillips, Porter, Stipe, Taliaferro.—7.

The emergency was declared passed.

SB 50 was referred for engrossment.

DECLARATION OF VOTE

Senator Payne asked that the record show, had he been present at the time of third reading and final passage of **SB 11**, he would have voted AYE, which was the order.

GENERAL ORDER

SB 15 by Smalley of the Senate and McCune of the House was read and considered.

Senator Hamilton moved to amend **SB 15**, page 2, lines 10 and 11, by striking after the word "judges" on line 10, all language through the word "court", on line 11, which amendment was declared adopted.

Upon motion of Senator Smalley, **SB 15**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 15**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 15 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw,

McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Crow, Howard, Phillips, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Crow, Howard, Phillips, Porter, Taliaferro.—5.

The emergency was declared passed.

SB 15, as amended, was referred for engrossment.

GENERAL ORDER

SB 18 by Smalley of the Senate and McCune of the House was read and considered.

Upon motion of Senator Smalley, **SB 18** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 18** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 18 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller,

Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Excused: Crow, Holden, Howard, Phillips, 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, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Excused: Crow, Holden, Howard, Phillips, Porter, Stansberry, Taliaferro.—7.

The emergency was declared passed.

SB 18 was referred for engrossment.

GENERAL ORDER

SB 21 by Smalley of the Senate and McCune of the House was read and considered.

Senator Smalley, joined by Senator Berong, moved to amend SB 21, page 2, line 9½, by adding the following subsection: "(e) The number of cases heard on their merits by each judge of the District Court during the preceding year", which amendment was declared adopted.

Senator Garrison moved to amend SB 21, page 1, line 3, by striking the word "or" and substituting therefor the word "and", which amendment was declared adopted.

Senator Hamilton moved to amend SB 21, page 2, line 9½ by adding a new subsection to read as follows: "(f) In making the above report, Said Administrative Director shall, along with whatever other criteria he uses in making the report, consider the area involved in the judicial district and the distances involved between the places where court is held in said dis-

tricts", which amendment was declared adopted.

Upon motion of Senator Smalley, SB 21, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 21, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 21 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, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Crow, Howard, McGraw, Phillips, 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, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Crow, Howard, McGraw, Phillips, Porter, Stansberry.—6.

The emergency was declared passed.

SB 21, as amended, was referred for engrossment.

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

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SBs 3, 16, 17, 22, 23, 24, 26 and 47 each correctly engrossed.

Engrossed SBs 3, 16, 17, 22, 23, 24, 26 and 47 were properly signed and ordered

transmitted to the Honorable House for consideration.

As provided under the Terrill motion, the Senate was declared adjourned to meet, as provided under the Rules, 1:00 p.m., Monday.

Eighth Legislative Day

Monday, January 20, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, Porter, Stansberry, Stipe.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend J. Harold Bryan, Pastor of the First Baptist Church, Sapulpa, Oklahoma.

The Journal for the last legislative day was declared approved.

NEWS RELEASE

Senator Garrison asked unanimous consent, which was granted to have read and incorporated in the Journal the following News Release appearing in The Daily Oklahoman, Thursday, January 16, 1969:

STATE GENERAL GIVEN PROMOTION

ROME, N. Y.—Brig. Gen. Franklin A. Nichols, a native of Holdenville, Okla., and commander of Ground Electronics Engineering Installation Agency (GEEIA) at

Griffiss Air Force Base, has been selected for promotion to major general.

Gen. Nichols assumed command of the air force's GEEIA Nov. 20, 1967. Prior to that, he was chief of staff of the Seventh Air Force in Vietnam.

Gen. Nichols' father, Allen G. Nichols, is the Democratic state senator from We-woka.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1055—By Bamberger, McCune, Spearman, Sparkman, Sandlin and Camp of the House and Smalley of the Senate—An Act relating to courts; establishing a Court of Appeals; providing for divisions thereof and the constituency of each division; prescribing the jurisdiction, powers, duties and method of conduct of said Court of Appeals; prescribing duty of Clerk of Supreme Court with reference thereto; authorizing payment of per diem and mileage to judges thereof; providing a termination date of this Act; and declaring an emergency.

HB 1097—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Attorney General and making appropriations * * *; emergency.

HB 1099—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Oklahoma Arts and Humanities Council and making

HB 1106—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of

the Department of Charities and Corrections and making appropriations thereto; stating the purpose; providing for the appointment and compensation of employees; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1112—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Pardon and Parole Board and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1114—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act making the Department of Labor.

HB 1115—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the State Mining Board and making appropriations thereto; stating the purpose; providing for lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1116—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Chief Mine Inspector * * *.

HB 1117—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Chief Mine Inspector; making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1120—By Willis, Miskelly, Doornbos and Connor of the House and McSpadden and Massey of the Senate—An Act relating to the Petroleum Experiment Station and making an appropriation thereto; stating the purpose; providing for the appointment and compensation of employees; pro-

viding lapse date; making the provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1124—By Townsend, Atkins, Bernard, Greenhaw, Howard, Miskelly, Nance, Patterson, Sandlin, Spearman and Trent—An Act relating to rapid transit * * *.

HB 1134—By Abbott, Wolf (Leland), Cate, Miskelly, Smithey and Trent of the House and Smalley of the Senate—An Act relating to schools; amending Section 9, Chapter 397, O. S. L. 1965, as last amended by Section 6, Chapter 375, O. S. L. 1968 (70 O. S. Supp. 1968, § 18-9a); providing for adjustments and limitation; 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 5.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 1—Co-authored by Poulos.

The above numbered Resolution was referred for enrollment.

REQUEST FOR LOBBY PERMIT

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

Raymond W. Roberts, 2330 Northwest 18th Street, Oklahoma City, representing the Democrat-Republican Independent Voter Education.

COMMITTEE REPORT

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

MR. PRESIDENT:

The Committee on Lobby Permits to which was referred requests for Lobby Permits after careful consideration, recommends that the following petitioners be granted Lobby Permits.

Bickham, David—215 East 6th, Edmond, Okla., Okla. State Medical Assoc.

Blair, Don—2709 N. W. 110th, Okla. City, Okla., Okla. State Medical Assoc.

Bumpus, J. O.—617 East Bouse Drive, Midwest City, Okla., Okla. State School Boards Assoc.

Claiborne, Ben—6205 Wildewood Drive, Okla. City, Okla., Okla. Assoc. of Insurance Agents, Inc.

Conner, John O.—4701 N. W. 61st, Okla. City, Okla., Okla. Automobile Dealers Assoc.

Cozart, Dr. Homer—1840 N. W. 10th, Okla. City, Okla., Okla. Chiropractic Physicians Assoc.

Cravens, Leo—3740 N. W. 69th, Okla. City, Okla., Okla. Education Assoc.

Crumpler, G. R.—620 Springs Ave., Checotah, Okla., Okla. Municipal League.

Fudge, David—5008 N. W. 62nd Terr., Okla. City, Okla., Okla. Municipal League.

Hanson, Walter—3228 Wilshire Terr., Okla. City, Okla., American Insurance Assoc.

Haugherty, Hugh—5800 N. W. 32nd, Okla. City, Okla., National Assoc. of Retired Civil Employees.

Jensen, Paul—531 Jenkins, Norman, Oklahoma, Brotherhood of Maintenance of Way Employees.

Jones, Charles—901 Office Park Plaza, Okla. City, Okla., Oklahoma Savings League.

Knoop, Jean—500 N. W. 39th, Okla. City, Okla., Okla. Retail Merchants Assoc.

Knoop, T. C. "Ted"—500 N. W. 39th, Okla. City, Okla., Okla. Retail Merchants Assoc.

Kubier, Julius—1612 N. W. 38th, Okla.

City, Okla., Associated Industries of Oklahoma, Inc.

Kyle, John—1408 N. W. 88th, Okla. City, Okla., Associated Motor Carriers of Oklahoma.

Lapp, Mrs. Dosha—5536 N. W. 37th, Okla. City, Okla., Taxation Committee.

Likes, Henry—704 Edmond, Muskogee, Okla., Oklahoma State AFL-CIO.

McElroy, Mrs. Betty—2716 S. W. 52nd, Okla. City, Okla., Taxation Committee.

Pitts, William—7519 East 27th Place, Tulsa, Oklahoma, Mid-Continent Oil & Gas Assoc.

Robison, Vince—3500 Partridge Road, Okla. City, Okla., Associated Motor Carriers of Okla.

Roscher, Elden—4304 N. W. 44th, Okla. City, Okla., Okla. Retail Grocers Assoc.

Stanley, Mark—2525 South 18th, Chickasha, Okla., Okla. Dairy Products.

Summers, Jay—Warden Camp P. O. 120, Henryetta, Okla., Okla. State AFL-CIO.

Thomas, Mrs. Clarke—229 N. W. 35th, Okla. City, Okla., League of Women Voters of Okla.

Vermillion, M. E.—4839 S. 31st W. Ave., Tulsa, Okla., United Transportation Union.

Worthen, Mrs. D. V.—7605 S. Hillcrest, Okla. City, Okla., D.R.I.V.E.

Respectfully submitted,

Bradley, Chairman

COMMITTEE REPORTS

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

DO PASS:

SB 89—Judiciary.

SB 91—Judiciary—Coauthored by Grantham.

SB 93—Judiciary.

SB 95—Judiciary.

SB 101—Judiciary.

SB 106—Judiciary.

DO PASS, as amended:

SB 94—Judiciary.

CITATIONS

Upon motion of Senator Horn, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Bill Long.

Upon motion of Senator Horn, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Floyd Gass.

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

FIRST READING

The following Bills were introduced and read the first time:

SB 114—By Martin—An Act relating to public health; amending Section 103, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1968, § 1-103); creating the State Board of Health; providing for qualifications, appointment, and term; providing that at least one member of the board be a registered pharmacist; and declaring an emergency.

SB 115—By McSpadden of the Senate and Sparkman of the House—An Act relating to elections; amending 26 O. S. 1961, § 161, as amended by Section 1, Chapter 375, O. S. L. 1967 (26 O. S. Supp. 1968, § 161); providing for deposit in lieu of petition supporting candidate's filing; providing increase in percentage of votes to be reserved by candidate before deposit may be returned; and declaring an emergency.

SB 116—By Howard—An Act relating to crimes and punishments; amending 21 O. S. 1961, § 22, to provide that operator of motion picture projection machine employed in motion picture theater shall be excepted from the provisions of said section and any which apply to motion pictures, if such operator has no financial interest in the motion picture theater wherein he is employed; and declaring an emergency.

SB 117—By Young, Atkinson, Nichols, Miller, Ham, Field, Holden, Keels, Massey, Martin, Crow, Birdsong, Horn and Phillips—An Act relating to crimes and punishments; prohibiting the transportation in a motor vehicle of certain nonintoxicating beverages except in the original unopened container; making violation of Act a misdemeanor; prescribing penalties; and declaring an emergency.

SB 118—By Baggett—An Act relating to schools; providing that five year old children who attend an accredited kindergarten shall be included in the computation of average daily attendance for the purpose of computing and paying state financial aid to school districts; specifying codification; and repealing inconsistent acts.

SB 119—By Baggett—An Act relating to schools; amending 70 O. S. 1961, § 8-11, as amended by Section 18, Chapter 397, O. S. L. 1965 (70 O. S. Supp. 1968, § 8-11); providing for reporting of transfers of pupils; providing for filing of statement with County Clerk and County Treasurer; making such statement basis for action of County Excise Board in approving estimate; providing for transmittal of transfer fees; providing penalties for failure to transmit; providing for certain credit against transfer fees; and repealing all Acts or parts of Acts in conflict herewith.

SECOND READING

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

SB 111—Municipal Government.

SB 112—Revenue and Taxation.

SB 113—Revenue and Taxation.

Senator Ham presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 1003, 1004 and 1006.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 25 by Smalley of the Senate and McCune of the House was read and considered.

Senator Smalley moved to amend SB 25, page 2, line 11, by adding after the word "purpose" the sentence "Where a Judge of the District Court is assigned to a county outside his district for the purpose of holding court he shall certify such expense to the Court Clerk of said county on a claim against said county's court fund and upon approval of said claim he shall be reimbursed by check or warrant drawn against said court fund" which amendment was declared adopted.

Upon motion of Senator Smalley, SB 25, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, 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: Atkinson, Baggett, Berrong, Birdsong, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Young.—36.

Nay: Boecher, Horn, Keels, Williams.—4.

Excused: Baldwin, Breckinridge, Ferrell, Inhofe, McGraw, Porter, Stansberry, Stipe.—8.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Bird-

song, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Young.—36.

Nay: Boecher, Horn, Keels, Williams.—4.

Excused: Baldwin, Breckinridge, Ferrell, Inhofe, McGraw, Porter, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 25, as amended, was referred for engrossment.

Senator Stipe asked to be shown present, which was the order.

GENERAL ORDER

SB 102 by Smalley, Grantham and Keels of the Senate and Patterson, et al, of the House was read and considered.

Upon motion of Senator Smalley, SB 102 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 102 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 102 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Baldwin, Breckinridge, Ferrell, Inhofe, McGraw, Murphy, Porter, Stansberry, Taliaferro.—9.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Baldwin, Breckinridge, Ferrell, Inhofe, McGraw, Murphy, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 102 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1007—By Privett, et al of the House and Smith and Terrill of the Senate—A Concurrent Resolution relating to the Oklahoma Hi-Y Youth Legislature of the Southwest Area Council of the Young Men's Christian Association; authorizing use of the Chambers of the House of Representatives and of the Senate for specified dates in 1969 and 1970; and directing that duly authenticated copies of this Resolution be forwarded to certain offi-

cials of said Southwest Area Council of the Young Men's Christian Association.

Upon request of Senator Smith, **HCR 1007** was taken up for immediate consideration, read at length, and adopted upon his motion.

HCR 1007 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 15, 18, 21, 35, 49, 50, 67, 81, 82 and 92, and SCR 2 each correctly engrossed.

Engrossed **SBs 15, 18, 21, 35, 49, 50, 67, 81, 82 and 92, and SCR 2** were properly signed and ordered transmitted to the Honorable House for consideration.

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

The Senate reassembled in open session with Senator Smith presiding.

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

The desk being clear, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Ninth Legislative Day

Tuesday, January 21, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Gr a n t h a m, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, Stansberry.—5.

President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

REQUESTS FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following named persons and ordered referred to the Committee on Lobby Permits:

Finis F. Lafon, 1900 Northwest 32nd Street, Oklahoma City, representing various clients, including garages, insurance companies, banks, contractors and other corporations, associations and individuals.

R. A. "Dick" Hunter, 1212 N. W. 85th Street, Oklahoma City, representing the Oklahoma Osteopathic Association.

Louis A. Gatti, 3405 N. W. 69th Street, Oklahoma City, representing the Oklahoma Malt Beverage Association.

Mrs. Mary Dell Lucas (Jerry), 12813 Twisted Oak Road, Oklahoma City, representing the League of Women Voters.

CITATIONS

Upon motion of Senator Massey, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mr. Pat Phelps.

Upon motion of Senator Massey, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Rosemary Hix, Patricia Ann Holland, Ellen Kennedy, Jamie Kidd, Rita Robinson, Martha Sullivan, and Darlene Swink.

Upon motion of Senator Massey, pursuant to Rule 9-b, a Citation of Congratulations was ordered issued to Mr. Joe Taylor.

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 1059—By Bengtson, Sparkman, Miskelly, Bickford, Sanguin, Sullivan, Rogers, Barker and Tabor—An Act relating to soldiers and sailors; making * * * emergency.

HB 1091—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to State Board of Equalization; and declaring an emergency.

HB 1098—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the office of the Attorney General and offices of Dis-

strict Attorneys and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1100—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the School Lunch Division of the State Board of Education and making * * * emergency.

HB 1102—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the office of the Oklahoma Historical Society and making * * * emergency.

HB 1107—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Governor's Committee on Employment of the Handicapped and making an appropriation thereto; stating the purpose; providing for the appointment and compensation of employees; providing lapse date; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1108—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the State Bureau of Investigation and making an appropriation thereto; stating the purpose; 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 provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1118—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Securities Commission and making appropriations thereto; stating the purpose;

providing that the Administrator of the Securities Commission shall fix the duties and compensation of employees; providing for maximum salary for the Administrator; providing lapse date; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1119—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the State Soil Conservation Board and making * * * emergency.

HB 1122—By Willis, Miskelly, Townsend and Goodfellow of the House and McSpadden and Massey of the Senate—An Act relating to the Western Plains Indians Arts and Crafts Commission and making * * * emergency.

HB 1129—By Smith (Norman), Andrews, Bernard, Cate, Derryberry, Fine, Greenhaw, McKee, Rogers, Sanguin, Skeith, Sparkman, Sullivan, Wolf (Leland), Dunn, Mountford, Poulos, Vann, Raibourn, Harrison, Browsers, Ferrell, Briscoe, Tarwater, Bamberger, Abbott, Odom (V. H.), Bengtson, Willis, Miskelly, Converse, Nance, H a r g r a v e, Bradley, Sandlin, Johnson, Payne, Wiedemann, Barker, Beauchamp, Cole, Cox, Finch, Hill (Archibald), Hutchens, Jones, Levergood, Monks, Patterson, Smitley, Spearman, Townsend and York of the House and Graves, Field, Holden, Horn, Massey, Smalley, Stipe, Taliaferro, Hamilton, Garrett, Payne, Lane, Young and Hargrave of the Senate—An Act relating to public finance; providing for collection by the State Treasurer of a minimum rate of interest on time deposits in banks on surplus public funds; providing penalties for violating this Act; providing for codification; and repealing conflicting laws.

HB 1135—By Cox, Bradley and Tabor—An Act creating an ex officio Commission on Special Events comprised of the Director of Finance, the Chairman of the Tax Commission, and the Chairman of the Industrial Development and Park Department; providing for organization of

said Commission; specifying its powers and duties; authorizing certain Acts; creating a revolving fund in the State Treasury and authorizing expenditures; requiring audit of said fund by the State Examiner and Inspector; requiring submission of annual report to the Governor; making the provisions of this Act severable; and declaring an emergency.

HB 1137—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the office of the Adjutant General; reappropriating certain funds; stating the purpose; making the appropriation nonfiscal; making provisions of the Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

HB 1154—By Sparkman, Townsend, Rogers, Miskelly, Atkins, Bengtson, Clemmons, Cole, Derryberry, Lindstrom, McCune, Monks, Murphy, Nance, Patterson, Payne, Tabor, Williamson and York of the House and McSpadden of the Senate—An Act relating to elections; amending * * * emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 2—Coauthored by entire membership.

The above numbered Resolution was referred for enrollment.

PENDING ACTION ON SENATE RULES

Senator Short moved to amend Rule 7-r, by striking after the word "a", and before the word "majority", the figures "2/3", which amendment was tabled upon motion by Senator Terrill.

Senators Crow and Smalley moved to amend Rule 21-b, by adding after the word "age", the words "or older", which amendment was declared adopted.

Upon motion of Senator Baldwin, the Senate Rules, as amended, were declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, Stansberry.—5.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 5 and **SCR 1** each correctly enrolled.

Enrolled **SB 5** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 1** was 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 70—Appropriations and Budget.

HB 1067—Appropriations and Budget.

DO PASS, as amended:

SB 34—Education.

SB 54—Appropriations and Budget.

SB 58—Appropriations and Budget.

SB 64—Appropriations and Budget.

SB 65—Appropriations and Budget.

FIRST READING

The following Bills were introduced and read the first time:

SB 120—By Smith—An Act relating to acquisition of real estate in cities and towns; providing that in certain specified situations owner-occupants of single and two-family dwellings shall be compensat-

ed for real property, not exceeding Five Thousand Dollars (\$5,000.00), in addition to fair market value thereof; authorizing condemning authorities to implement the provisions of this Act; and declaring an emergency.

SB 121—By Young, Field, Dacus, Boecher and Martin of the Senate and Bradley of the House—An Act relating to motor vehicles; repealing Sections 1 through 11, inclusive, Chapter 362, O. S. L. 1967 (47 O. S. Supp. 1968, § § 851 through 861, inclusive), pertaining to mechanical inspection of motor vehicles; and declaring an emergency.

SB 122—By Stipe—An Act relating to mines and mining; amending 45 O. S. 1961, § 4, as amended by Section 2, Chapter 262, O. S. L. 1965 (45 O. S. Supp. 1968, § 4); providing for increase of per diem compensation of members of the State Mining Board; prescribing duties of Secretary to the Chairman of the Board and compensation of said Secretary; providing for severability; providing an operative date; and declaring an emergency.

SB 123—By Stipe—An Act relating to the Oklahoma State Regents for Higher Education; making an appropriation thereto; stating legislative intent; making the appropriation nonfiscal; making the provisions of the Act severable; and declaring an emergency.

SB 124—By Holden—An Act relating to the transportation of water; defining water transportation lines and persons and companies engaged in such business; requiring certificates of convenience and necessity from the Corporation Commission; prohibiting duplication of lines; requiring adoption of rules and regulations; requiring applicants to submit data in support of the application showing physical and financial feasibility; requiring certification by the Oklahoma Water Resources Board and State Health Department; providing for notice prior to granting application; establishing procedure for hearing and protest; providing for schedules

of construction; prohibiting assignment, leasing or conveyance of permits except as provided; providing for regulation of rates; providing for extension of lines to applicants requesting same; requiring Administrative procedures contained in Sections 1 through 25, inclusive, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1968, § § 301-325), to be followed; providing for appeal to the Supreme Court; exempting various entities from the Act; prohibiting certain acts; repealing Sections 1 through 7, inclusive, Chapter 171, O. S. L. 1967 (17 O. S. Supp. 1968, § § 159.1-159.7), and declaring applications pending thereunder void; providing that provisions of the Act are severable; and declaring an emergency.

SECOND READING

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

SB 114—Constitutional Revisions and Regulatory Services.

SB 115—Governmental Affairs.

SB 116—Judiciary.

SB 117—Judiciary.

SB 118—Education.

SB 119—Education.

HB 1055—Judiciary.

HB 1097—Appropriations and Budget.

HB 1099—Appropriations and Budget.

HB 1106—Appropriations and Budget.

HB 1112—Appropriations and Budget.

HB 1114—Appropriations and Budget.

HB 1115—Appropriations and Budget.

HB 1116—Appropriations and Budget.

HB 1117—Appropriations and Budget.

HB 1120—Appropriations and Budget.

HB 1124—Roads and Highways.

HB 1134—Education.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 5**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 1.

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

GENERAL ORDER

SB 94 by Romang was read and considered.

Senator Martin asked to be made a co-author of SB 94, which was the order.

Senator Hamilton moved to amend SB 94, page 1, lines 1, 2, and 3, by striking all language down through the word "Census" and by substituting a period for the comma after the word "Census" which amendment was declared adopted.

Senator Short moved to amend SB 94, page 1, line 4, by inserting after the word "may" and before the word "appoint" a comma (,) and adding the words "with the approval of the county commissioners," which amendment was declared adopted.

Senator Baggett moved to amend SB 94, page 2, line 6, by adding after the word "Judge" the language "This act shall not be applicable in counties which maintain a Juvenile Bureau under the provisions of 10 O. S. 1968 Supp., § § 1201 through 1210" which amendment was declared adopted.

Upon motion of Senator Romang, SB 94, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, SB 94, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 94 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Berrong, Breckinridge, Ferrell, Inhofe, McGraw, Nichols, Stansberry.—7.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Berrong, Breckinridge, Ferrell, Inhofe, McGraw, Nichols, Stansberry.—7.

The emergency was declared passed.

SB 94, as amended, was referred for engrossment.

GENERAL ORDER

SB 91 by Smalley and Grantham of the Senate and McCune of the House was read and considered.

Senator Hargrave asked to be made a coauthor of SB 91, which was the order.

Senator Baggett moved to amend SB 91, page 1, line 8, by striking the words "if an" and substituting therefor the word "no", by inserting after the word "appeal" and before the word "be" the word "can" and on page 2, line 1, by placing a period after the word "divorce" and striking the balance of the sentence,

which amendment was tabled upon motion of Senator Smalley.

Upon motion of Senator Smalley, **SB 91** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 91** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 91 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Baggett.—1.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, Stansberry.—5.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Baggett.—1.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, Stansberry.—5.

The emergency was declared passed.

SB 91 was referred for engrossment.

GENERAL ORDER

SB 101 by Smalley of the Senate and

McCune of the House was read and considered.

Senator Hargrave asked to be made a coauthor of **SB 101**, which was the order.

Senator Baggett moved to amend **SB 101**, page 3, line 9, by striking the word "either" and substituting therefor the words "the innocent" which amendment was tabled upon motion of Senator Grantham.

Senator Stipe moved to amend **SB 101**, page 3, beginning on line 8, by substituting a period (.) for the comma (,) after the word "Years", striking the balance of line 8, and all of lines 9, 10 and 11, which amendment was declared adopted.

Upon motion of Senator Smalley, **SB 101**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 101**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 101 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Baldwin, Breckinridge, Ferrell, Horn, Inhofe, McGraw, Stansberry, Taliaferro.—8.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham,

Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Baldwin, Breckinridge, Ferrell, Horn, Inhofe, McGraw, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 101, as amended, was referred for engrossment.

GENERAL ORDER

SB 93 by Smalley of the Senate and McCune of the House was read and considered.

Senator Hargrave asked to be made a coauthor of **SB 93**, which was the order.

Senator Romang moved to amend **SB 93**, page 2, line 13, by inserting after the word "other" and before the word "case" the word "civil" which amendment was declared adopted.

Upon motion of Senator Smalley, **SB 93**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 93**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 93 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Bradley, Crow,
Dacus, Garrett, Garrison, Grantham,
Graves, Ham, Hamilton, Hargrave, Hol-
den, Horn, Howard, Keels, Lane, Luton,
McCune, McSpadden, Martin, Massey,
Medearis, Miller, Murphy, Nichols,
Payne, Phillips, Porter, Romang, Short,
Smalley, Smith, Terrill, Williams, Young.
—40.

Excused: Breckinridge, Ferrell, Field, Inhofe, McGraw, Stansberry, 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, Crow,
Dacus, Garrett, Garrison, Grantham,
Graves, Ham, Hamilton, Hargrave, Hol-
den, Horn, Howard, Keels, Lane, Luton,
McCune, McSpadden, Martin, Massey,
Medearis, Miller, Murphy, Nichols,
Payne, Phillips, Porter, Romang, Short,
Smalley, Smith, Terrill, Williams, Young.
—40.

Excused: Breckinridge, Ferrell, Field, Inhofe, McGraw, Stansberry, Stipe, Taliaferro.—8.

The emergency was declared passed.

SB 93, as amended, was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 89 by Grantham of the Senate and McCune, et al, of the House was read and considered.

Upon motion of Senator Grantham, **SB 89** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 89** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 89 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Bradley, Crow,
Dacus, Garrett, Garrison, Grantham,
Graves, Ham, Hamilton, Hargrave, Hol-
den, Horn, Howard, Keels, Lane, Luton,
McCune, Martin, Massey, Medearis, Mil-
ler, Murphy, Nichols, Payne, Phillips,

Porter, Romang, Short, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Breckinridge, Ferrell, Field, Inhofe, McGraw, McSpadden, 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, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Taliaferro, Terrill, Williams, Young.—40.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, McSpadden, Smalley, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 89 was referred for engrossment.

GENERAL ORDER

SB 106 by Smith of the Senate and Hopkins of the House was read and considered.

Senators Miller and Hargrave asked to be made coauthors of **SB 106**, which was the order.

Upon motion of Senator Smith, **SB 106** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 106** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 106 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, Martin, Massey, Medearis,

Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, McSpadden, Stansberry, 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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, McSpadden, Stansberry, Stipe.—7.

The emergency was declared passed.

SB 106 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Graves motion to reconsider the vote by which **SB 11** failed of passage, it was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Crow, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Stipe, Terrill.—23.

Nay: Baldwin, Berrong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Hamilton, McCune, Massey, Nichols, Romang, Short, Smith, Williams, Young.—17.

Excused: Breckinridge, Ferrell, Inhofe, McGraw, McSpadden, Porter, Stansberry, Taliaferro.—8.

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

The Clerk's desk being clear, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Tenth Legislative Day

Wednesday, January 22, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Atkinson, Breckinridge, Inhofe.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

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

W. M. "Bill" Morgan, 1216 N. W. 38th Street, Oklahoma City, representing the Oklahoma Lumbermen's Association.

MESSAGE FROM THE GOVERNOR

Advising approval by him, January 22, 1969, of Enrolled SB 5 entitled:

SB 5—By Bradley and Graves—An Act relating to the State Legislature; repealing Subsection (c) of Section 2, Chapter 424, O. S. L. 1965, as last amended by

Section 2, Chapter 113, O. S. L. 1968 (74 O. S. Supp. 1968, § 456, Subsection (c), and repealing Section 1, Chapter 238, O. S. L. 1968 (74 O. S. Supp. 1968 § 456.1); pertaining to reimbursement of expenses of members of the Legislature; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1023—By Poulos and McCune of the House and Murphy of the Senate—An Act relating to taxation of intangible personal property; amending 68 O. S. 1961, § 1515, as renumbered by Section 1, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1968, § 2515); so as to continue for three years the requirement that in every action in court for the collection of intangible personal property, proof of assessment of, and payment of any tax due on, such intangible property must be made or such action dismissed; repealing 68 O. S. 1961, §§ 1501 through 1514, inclusive, and §§ 1516 through 1520, inclusive, as amended by Section 1, Chapter 294, O. S. L. 1967, and as renumbered by Section 1, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1968, §§ 2501 through 2514, inclusive, and §§ 2516 through 2520, inclusive); and fixing effective date.

HB 1025—By Harrison, Greenhaw, Trent, Bernard, Kamas, Smithey and Tabor of the House and Field of the Senate—An Act relating to revenue and taxation; amending Section 527 of Section 2, Chapter 362, O. S. L. 1963 (68 O. S. Supp. 1968, § 527); providing for exemptions from tax on fuels used in certain school buses, trucks, and vehicles used for driver training.

HB 1031—By Sparkman—An Act relating to public health; amending Section 1009, Article 10, Chapter 325, O. S. L. 1963 (63 O. S. Supp. 1968, § 1-1009); providing for licenses, rules and regulation for cleaning septic tanks and cesspools; and declaring an emergency.

HB 1041—By McCune and Hancock of the House and Smalley of the Senate—An Act relating to courts; amending 75 O. S. 1961, § 29; providing for the furnishing of new opinions of the appellate courts at a specified rate and for periodic deposit of money so received to credit of the State Judicial Fund; providing for codification; and declaring an emergency.

HB 1136—By Odom (Martin), Abbott, Andrews, Wolf (Leland), Willis, Allard, Privett, Derryberry, Tabor, Lindstrom, Skeith, Boren, Hargrave, Williamson, Hesser, Sparkman, McCune, Bean, Briscoe, Smithey, Hopkins, Sandlin, Levergood, Clemons, Hill (Ben), Payne, Smith (E. W.), Miskelly, Beauchamp, Cate, Robinson, Mountford, Patterson, Hill (Archibald), York, Atkins, Barker, Bernard, Bradley, Browers, Cole, Cox, Dunn, Finch, Fine, Hunter, McKee, Monks, Murphy, Poulos, Trent and Vann of the House and Terrill and Smalley of the Senate—(An Act relating to Teachers' Retirement)

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1007**.

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

CITATION

Upon motion of Senator Birdsong, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Television Station KOCO, Channel 5, Oklahoma City, Johnny Tillotson, Jo Ann Castle, Eileen Smith, Alejandro Rey, Peter Palmer and Jonathan Frid.

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 25, 89, 91, 93, 94, 101, 102 and 106 each correctly engrossed.

SCR 2 correctly enrolled.

Engrossed **SBs 25, 89, 91, 93, 94, 101, 102 and 106** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 2** was 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, as amended:

SB 107—Governmental Affairs.

SB 109—Public Health.

FIRST READING

The following Bills were introduced and read the first time:

SB 125—By Field, Atkinson, Baggett, Berrong, Dacus, Grantham, Ham, Horn, Keels, McSpadden, Payne, Terrill, Young and Medearis of the Senate and Greenhaw, Hutchens and McKee of the House—An Act relating to state officers and employees; amending 74 O. S. 1961, § 808; providing for status of employees whose positions are brought under the merit system; and declaring an emergency.

SB 126—By McGraw—An Act relating to elections; amending 26 O. S. 1961, § 436; prohibiting electioneering or congregating near polls; prohibiting placement or display of printed material near polls; providing for exceptions; prohibiting disclosure of vote or exposure of ballot; and prescribing penalties for violation of Act.

SB 127—By Howard—An Act relating to eminent domain; providing that under cer-

tain circumstances within designated amounts, relocation and dislocation damages for the taking of certain types of property shall be additionally allowed in condemnation proceedings, or purchases thereof under threat of the institution of condemnation proceedings; directing condemning authorities to adopt rules and regulations to implement the provisions of this Act; and declaring an emergency.

SB 128—By Hargrave—An Act relating to counties; authorizing each county having a population of more than 150,000 to create a trust authority for the purpose of holding an annual agricultural fair and industrial exposition; providing method whereby such authority may be established; specifying its powers; providing for membership, their qualifications and terms; providing for the employment of a director, for his bond, and for audits; making provisions of act severable; repealing 2 O. S. 1961, § § 156 through 156q and all conflicting laws or parts of laws; and declaring an emergency.

SECOND READING

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

SB 120—Municipal Government.

SB 121—Roads and Highways.

SB 122—Appropriations and Budget.

SB 123—Appropriations and Budget.

SB 124—Conservation and Economic Development.

HB 1059—Public Affairs.

HB 1091—Appropriations and Budget.

HB 1098—Appropriations and Budget.

HB 1100—Appropriations and Budget.

HB 1102—Appropriations and Budget.

HB 1107—Appropriations and Budget.

HB 1108—Appropriations and Budget.

HB 1118—Appropriations and Budget.

HB 1119—Appropriations and Budget.

HB 1122—Appropriations and Budget.

HB 1129—Finance and Commerce.

HB 1135—Constitutional Revisions and Regulatory Services.

HB 1137—Appropriations and Budget.

HB 1154—Governmental Affairs.

BILL WITHDRAWN

President Pro Tempore Smith asked unanimous consent that **HB 1124** be ordered withdrawn from the Committee on Roads and Highways and that it be referred to the Committee on Appropriations and Budget, which was the order.

GENERAL ORDER

SB 34 by Garrison, Ferrell, Inhofe, and Williams of the Senate and Connor, et al, of the House was read and considered.

Upon motion of Senator Williams, **SB 34** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **SB 34** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 34 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McCune, McGraw, Martin, Massey, Medearis, Miller, Nichols, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—32.

Nay: Graves, Ham, Lane, Luton, McSpadden, Murphy, Payne, Phillips, Porter, Taliaferro, Terrill.—11.

Excused: Atkinson, Baggett, Breckinridge, Inhofe, Stansberry.—5.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Gran-

tham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, McCune, McGraw, Martin, Massey, Medearis, Miller, Nichols, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—33.

Nay: Graves, Ham, Lane, Luton, McSpadden, Murphy, Payne, Phillips, Porter, Taliaferro, Terrill.—11.

Excused: Atkinson, Breckinridge, Inhofe, Stansberry.—4.

The emergency was declared passed.

SB 34 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19, Senator Murphy moved that the vote be reconsidered by which **SB 34** passed.

GENERAL ORDER

HB 1067 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1067** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Breckinridge, Ferrell, Inhofe, Massey.—5.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Breckinridge, Ferrell, Inhofe, Massey.—5.

The emergency was declared passed.

HB 1067 was ordered withheld pursuant to Rule 19.

GENERAL ORDER

SB 58 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Senators McGraw and Bradley asked to be made co-authors of **SB 58**, which was the order.

Upon motion of Senator McSpadden, **SB 58** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 58** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 58 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Breckinridge, Crow, Inhofe, Massey.—5.

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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Breckinridge, Crow, Inhofe, Massey.—5.

The emergency was declared passed.

SB 58 was referred for engrossment.

GENERAL ORDER

SB 54 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 54 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 54 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 54 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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Breckinridge, Crow, Inhofe, Massey.—5.

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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Breckinridge, Crow, Inhofe, Massey.—5.

The emergency was declared passed.

SB 54 was referred for engrossment.

GENERAL ORDER

SB 64 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 64 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 64 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 64 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Baggett, Breckinridge, Inhofe, Massey.—5.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell,

Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Baggett, Breckinridge, Inhofe, Massey.—5.

The emergency was declared passed.

SB 64 was referred for engrossment.

GENERAL ORDER

SB 65 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 65 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 65 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 65 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Atkinson, Breckinridge, Inhofe, Taliaferro.—4.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave,

Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Atkinson, Breckinridge, Inhofe, Taliaferro.—4.

The emergency was declared passed.

SB 65 was referred for engrossment.

Senator Atkinson asked to be shown present, which was the order.

GENERAL ORDER

SB 27 by Smalley of the Senate and McCune of the House was read and considered.

Upon motion of Senator Smalley, SB 27 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 27 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 27 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—45.

Excused: Breckinridge, Inhofe, 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison,

Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—45.

Excused: Breckinridge, Inhofe, Taliaferro.—3.

The emergency was declared passed.

SB 27 was referred for engrossment.

GENERAL ORDER

SB 28 by Smalley of the Senate and McCune of the House was read and considered.

Upon motion of Senator Smalley, SB 28 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 28 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 28 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—45.

Excused: Breckinridge, Inhofe, 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison,

Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—45.

Excused: Breckinridge, Inhofe, Taliaferro.—3.

The emergency was declared passed.

SB 28 was referred for engrossment.

GENERAL ORDER

SB 95 by Romang was read and considered.

Senator Porter moved to amend SB 95, page 2, line 8½, by inserting a new section to read as follows: "Section 2. 43 O. S. § § 12 and 13 are hereby repealed", by renumbering the remaining section and amending the title to conform thereto.

Senator Romang moved to table the Porter amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Bradley, Dacus, Grantham, Ham, Hamilton, Payne, Romang, Williams, Young.—11.

Nay: Atkinson, Baggett, Birdsong, Boecher, Crow, Ferrell, Field, Garrett, Garrison, Graves, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Short, Smalley, Smith, Stansberry, Stipe, Terrill.—33.

Excused: Breckinridge, Inhofe, Phillips, Taliaferro.—4.

The vote occurring upon the Porter amendment, it was declared adopted.

Senator Baggett moved to amend SB 95, page 2, line 2, by striking the words "or second cousins" and by amending the title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend SB

95, page 2, line 4, by striking the words "of first or second cousins" which amendment was tabled upon motion of Senator Romang.

Senator Romang moved to amend **SB 95**, page 2, line 4, by striking the words "or second" which amendment was declared adopted.

Upon motion of Senator Romang, **SB 95**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **SB 95**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 95 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Bradley, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Birdsong, Dacus.—2.

Excused: Boecher, Breckinridge, Inhofe, McSpadden, 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, Bradley, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Birdsong, Dacus.—2.

Excused: Boecher, Breckinridge, Inhofe, McSpadden, Taliaferro.—5.

The emergency was declared passed.

SB 95, as amended, was referred for engrossment.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 2**.

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

BILL RELEASED

As provided under Rule 19, **HB 1067** was properly signed and ordered returned to the Honorable House.

The Clerk's desk being clear, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Eleventh Legislative Day

Thursday, January 23, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Boecher, Breckinridge, Garrison, Ham, Inhofe, Martin, Payne, Stipe.—9.

The President Pro Tempore declared a quorum present.

Prayer was offered by Senator Miller.

The Journal for the last legislative day was declared approved.

REQUESTS FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following named persons and ordered referred to the Committee on Lobby Permits:

Don Welch, Jr., P. O. Box 400, Madill, representing the Oklahoma Railways Committee.

Ross J. McLennan, 3600 N. E. 36th Street, Oklahoma City, representing the Sooner Alcohol Narcotics Education.

COMMITTEE REPORTS

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

DO PASS:

SB 103—Revenue and Taxation—Coauthored by Ferrell, Garrett and McGraw.

HB 1134—Education.

DO PASS, as amended:

SB 56—Appropriations and Budget—Coauthored by Atkinson, Berrong, Dacus, Hamilton, Lane, Miller and Phillips.

SB 62—Appropriations and Budget.

SB 104—Appropriations and Budget—Coauthored by McSpadden, Phillips, Lane and Medearis.

HB 1028—Appropriations and Budget—Coauthored by McSpadden and Massey.

HB 1029—Appropriations and Budget.

HB 1068—Revenue and Taxation.

FIRST READING

The following Bills were introduced and read the first time:

SB 129—By Miller—An Act relating to public health and safety; providing credits against income tax liability for investments in facilities for air pollution control; providing for applications; providing for duties and authority of the State Department of Health, the air pollution council, the Oklahoma Tax Commission, and the Oklahoma Industrial Development and Park Department; providing for limitations; and declaring an emergency.

SB 130—By Birdsong, Smith and Terrill of the Senate and Derryberry of the House—An Act relating to motor vehicles; providing for limitation of the extension of loads carried by automobile transporters; directing codification; and declaring an emergency.

SECOND READING

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

SB 125—Constitutional Revisions and Regulatory Services.

SB 126—Governmental Affairs.

SB 127—Judiciary.

SB 128—Governmental Affairs.

HB 1023—Revenue and Taxation.

HB 1025—Revenue and Taxation.

HB 1031—Public Health.

HB 1041—Judiciary.

HB 1136—Education.

GENERAL ORDER

SB 70 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Senators Hamilton and Lane asked to be made co-authors of **SB 70**, which was the order.

Upon motion of Senator McSpadden, **SB 70** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 70** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 70 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Boecher, Breckinridge, Garrison, Ham, Inhofe, Martin, Payne, Porter, Stipe.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Boecher, Breckinridge, Garrison, Ham, Inhofe, Martin, Payne, Porter, Stipe.—10.

The emergency was declared passed.

SB 70 was referred for engrossment.

Senator Field presiding.

GENERAL ORDER

SB 107 by Smith was read and considered.

Senators Murphy and McGraw asked to be made co-authors of **SB 107**, which was the order.

Senator Smalley presiding.

Senator Berrong moved to amend **SB 107**, page 2, line 6, by striking after the word "county", and before the word "may" on line 8, the following language: "according to the last preceding federal decennial census", which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, **SB 107**, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 107**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 107 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Lutton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Boecher, Breckinridge, Field, Garrison, Ham, Horn, Inhofe, Martin, Payne, Phillips, Stipe.—12.

The bill was declared passed.

SB 107, as amended, was referred for engrossment.

Senators Stipe and Ham asked to be shown present, which was the order.

DECLARATION OF VOTE

Senator Horn asked that the record show, had he been present at the time of third reading and final passage of **SB 107**, he would have voted AYE, which was the order.

RESOLUTIONS

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

SCR 3—By Berrong of the Senate and Stratton of the House—A Senate Concurrent Resolution commending the 1968 Clinton High School "Red Tornadoes" as State Champions for two consecutive years; commending James Williams as "Player of the Year" and other honors; commending Mike Struck, Chuck Powell, John Loving, Terry Shaffer, Lloyd Friesen, Myron Hines, Larry Colbert, Don Price, Eugene Jefferson and others as outstanding athletes; commending Jim Frazier as "Head Coach" and Ron Engle, Jerry Havens and Bill Dowdell as members of the coaching staff; and directing distribution.

SCR 3 was read at length, adopted upon motion of Senator Berrong, and ordered referred for engrossment.

By unanimous consent, upon request of

Senator Berrong, the following Resolution was introduced:

SCR 4—By Berrong of the Senate and Stratton of the House—A Senate Concurrent Resolution congratulating and commending the Southwestern State College Football Team and their coaches, trainer and team manager for their outstanding sportsmanship and the achievement of winning the Oklahoma Collegiate Conference; and directing distribution of this Resolution.

SCR 4 was read at length, adopted upon motion of Senator Berrong, and ordered referred for engrossment.

By unanimous consent, upon request of Senator Smith, the following Resolution was introduced.

SCR 5—By Smith of the Senate and Hopkins of the House—A Concurrent Resolution commending the sponsors of the Fourteenth Annual Oklahoma State Open Junior Wrestling Tournament; and directing distribution.

By unanimous consent, upon request of Senator Smith, all other members of the Senate were made co-authors of the Resolution.

SCR 5, as co-authored, was read at length, adopted upon motion of Senator Smith, and ordered referred for engrossment.

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

SCR 6—By Smith of the Senate and Privett of the House—A Concurrent Resolution authorizing and directing the Department of Public Safety to suspend and delay enforcement of the Oklahoma Motor Vehicle Inspection Act until March 1, 1969; and directing distribution.

Senators Young, Murphy, McSpadden, Smalley, Birdsong, Terrill, Taliaferro, Howard, Miller and Holden asked to be made co-authors of the Resolution, which was the order.

SCR 6, as co-authored, was read at

length, adopted upon motion of Senator Smith, and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 27, 28, 58, 64, 65, and 95 each correctly engrossed.

Engrossed **SBs 27, 28, 58, 64, 65 and 95** were properly signed and ordered trans-

mitted to the Honorable House for consideration.

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

The desk being clear, the Senate was declared adjourned until 1:00 p.m., Monday, January 27, 1969.

Twelfth Legislative Day

Monday, January 27, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Breckinridge, Garrett, Murphy, Porter, Taliaferro.—6.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Richard Sneed, President of St. Gregory's College, Shawnee, Oklahoma.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1006—By Sanguin of the House and Smalley of the Senate—An Act relating to joint meetings of the Standing Committees on Appropriations of the House of Representatives and the Senate; repealing 62 O. S. 1961, § 41.36; and declaring an emergency.

HB 1007—By Sanguin of the House and Smalley of the Senate—An Act relating to corporations appearing before legislative committees; repealing 21 O. S. 1961, § 317; and declaring an emergency.

HB 1010—By Sanguin of the House and Smalley of the Senate—An Act relating to the Joint Revenue Code Committee created by the Twenty-Eighth Oklahoma Legislature; repealing 74 O. S. 1961, §§ 465.1, 465.2, 465.3, 465.4, 465.5 and 465.6; and declaring an emergency.

HB 1026—By Harrison, Kamas, Allard, Vann, Cox, Murphy, McKee, Coffin, Payne, Jones, Tabor, Conaghan, Hutchens, Trent, Bernard, Bradley, Wiedemann, Andrews, Sparkman and Patterson of the House and Field of the Senate—An Act relating to schools; amending 70 O. S. 1961, § 2A-4, as last amended by Section 1, Chapter 43, O. S. L. 1968 (70 O. S. Supp. 1968, § 2A-4); vesting in State Board of Education the control of State Department of Education and supervision of the public school system; prescribing duties and powers; and prohibiting removal of accreditation from secondary schools due to level of average daily attendance.

HB 1051—By Hunter and Rogers—An Act relating to poor persons; amending 56 O. S. 1961, § 126, to provide proceeds of sales of realty acquired or held for certain purposes shall be credited to County Building Fund, and if County has no building fund then to County's general fund; and declaring an emergency.

HB 1061—By Privett and Derryberry of the House and Smalley and Graves of the Senate—An Act relating to the State Legislative Council; amending 74 O. S. 1961, § 456, as amended by Section 2, Chapter 113, O. S. L. 1968 (74 O. S. Supp. 1968, § 456); creating the Executive Committee of the State Legislative Council; providing for appointment of members thereof;

providing for meetings, quorum, authority and duties; providing for appointment of a Standing Committee on Legislative procedures; providing for reimbursement of expenses incurred by members of the legislative Council in attending meetings; eliminating certain provisions relating to reimbursement of office and travel expense previously allowed; repealing Section 1, Chapter 238, O. S. L. 1968 (74 O. S. Supp. 1968, § 456.1), pertaining to reimbursement of certain expenses incurred by the President Pro Tempore of the State Senate and the Speaker of the House of Representatives; and declaring an emergency.

HB 1071—By Connor, Green, Hatchett and Hunter of the House and Garrison and Williams of the Senate—An Act relating to the Director of State Finance; amending Section 1, Chapter 198, O. S. L. 1967 (62 O. S. Supp. 1968, § 41.2); increasing salary of Director of State Finance; and declaring an emergency.

HB 1082—By Connor, Green, Hancock, Hunter and Thompson of the House and Garrison, Ferrell and Williams of the Senate—An Act relating to the Oklahoma Securities Commission; amending 71 O. S. 1961, § 9; prescribing qualifications and salary of Securities Administrator; increasing maximum salary of Administrator to Twenty Thousand Dollars per year; and declaring an emergency.

HB 1130—By Sandlin, McCune and Jones—An Act relating to Attorney General's opinions; providing for publication and distribution; authorizing surplus bound volumes and individual copies to be sold; providing for deposit of proceeds and establishment of revolving fund; providing for filing of annual volume; providing for reporting of court decisions holding acts unconstitutional; making provisions of Act severable; and declaring an emergency.

HB 1131—By Bickford, McCune, Jones, Wolfe (Stephen) and Thompson—An Act relating to Attorney General's opinions;

defining the effect and import; providing for service of certified copies of adverse district court judgments; providing for application for new trial and appellate procedure; providing for stay during appeal; making provisions of Act severable; and declaring an emergency.

HB 1139—By Sanguin, Privett, Bean and Hunter of the House and Smalley and Smith of the Senate—An Act relating to the State Legislative Council; amending 74 O. S. 1961, § 452, as amended by Section 1, Chapter 41, O. S. L. 1965 (74 O. S. Supp. 1968, § 452); prescribing duties; creating Divisions of Research and Reference Services, Legal Services, and Fiscal Services within the Legislative Council; designating the responsibilities of said divisions; and repealing 74 O. S. 1961, § 463, as amended by Section 1, Chapter 202, O. S. L. 1963 (74 O. S. Supp. 1968, § 463), pertaining to the legislative audit committee.

HB 1156—By Bengtson—An Act relating to community junior colleges; amending Section 1402 of Section 2, Chapter 100, O. S. L. 1967 (70 O. S. Supp. 1968, § 4402), relating to establishment of community junior colleges; and declaring an emergency.

HB 1170—By Connor of the House and Garrison of the Senate—An Act relating to the Capitol Improvement Authority; amending Section 5, Chapter 330, O. S. L. 1968 (73 O. S. Supp. 1968, § 172); fixing the interest rate on bonds of the authority at not to exceed six percent per annum; and declaring an emergency.

HB 1180—By Abbott, Atkins, Clemons and York of the House and Miller of the Senate—An Act relating to schools; creating a Professional Standards Board for the State of Oklahoma; defining its duties and responsibility; providing method for appointment of members of the board and fixing terms during which they may serve; authorizing the board to adopt rules and regulations and to secure legal and other necessary services; providing

for allowance of actual and necessary traveling expenses to members in attending meetings of the board; authorizing use of funds collected from issuance of teacher's certificates to finance operations of the board; and repealing all acts and parts of acts in conflict herewith.

HB 1181—By Miskelly, Willis, Sanguin, Bickford, Witt, Townsend, Hutchens, Atkins, Williamson, T a r w a t e r, Sullivan, Bamberger, Barker, Bengtson and Tabor—An Act relating to state officers and employees; amending Subsection (f) of Section 2, Chapter 402, O. S. L. 1968 (74 O. S. Supp. 1968, § 817.3, Subsection (f)); amending Section 1, Chapter 502, O. S. L. 1965 (74 O. S. Supp. 1968, § 284); prescribing minimum salary for full-time employees of the state; and declaring it to be the policy of the state to upgrade salaries.

HJR 1012—By Cox and Coffin of the House and Ferrell of the Senate—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.

The above numbered HBs and HR were read for the first time.

REQUEST FOR LOBBY PERMIT

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

Ferman Phillips, 3519 Northwest 53, Oklahoma City, representing the Oklahoma Education Association.

COMMITTEE REPORTS

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

DO PASS:

SB 100—Business Relations.

SB 108—Judiciary—Coauthored by Grantham.

HB 1055—Judiciary—Coauthored by Grantham, Young and Garrett.

DO PASS, As Amended:

SB 30—Judiciary—Coauthored by Nance of the House.

SB 110—Judiciary—Coauthored by Grantham.

SB 117—Judiciary.

RESOLUTION

Senator Holden introduced the following Resolution which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 6—By Holden—A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-Second Oklahoma Legislature to appoint a Committee from the members of the Senate to attend the annual meeting of the National Association of Conservation Districts; and authorizing reimbursement to committee members for travel and expenses.

WHEREAS, the annual meeting of the National Association of Conservation Districts will be held February 2 through February 6, 1969, in Atlanta, Georgia; and

WHEREAS, the problems and topics which will be considered and discussed at such meeting are of significance to the progress and development of this state and of interest to the Senate;

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

SECTION 1. The President Pro Tempore is hereby authorized to appoint a committee, not to exceed three members, of the Senate to proceed to Atlanta, Georgia, for the purpose of attending the annual meeting of the National Association of Conservation Districts to be held February 2 through February 6, 1969. Upon return from the meeting the committee

shall report to the Senate material presented, matters discussed, and conclusions reached concerning recommended legislation.

SECTION 2. Reimbursement for necessary travel and expenses shall be paid by the Senate, as provided by Resolution of the first session of the Thirty-second Oklahoma Legislature.

FIRST READING

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

SB 131—By Williams—An Act relating to motor vehicles; amending Section 5, Chapter 362, O. S. L. 1967 (47 O. S. Supp. 1968, § 855); providing for designation of official inspection stations for mechanical inspection of motor vehicles; providing for permits and fees; providing for surety bond or liability insurance; providing for duties and authority of Commissioner of Public Safety; and providing for revocation or suspension of permits.

SB 132—By Smith and Garrison of the Senate and Privett of the House—An Act relating to the State Highway Commission; prohibiting the members thereof from soliciting or receiving political contributions; prohibiting the members thereof from serving on committees of political parties or clubs or being candidates for election to any paid public office or taking part in the affairs of any political party or political campaign except as a citizen privately to express opinions and vote; directing codification; and declaring an emergency.

SB 133—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. 1968, § 481); providing authority for changing of city limits; providing for certain exemptions from city taxes; and declaring an emergency.

SB 134—By Stipe—An Act relating to mines and mining; amending 45 O. S. 1961, § § 181, 292, and 311, to prescribe

certain methods under which certain otherwise prohibited acts in mines may be performed; providing acts in violation thereof shall constitute misdemeanors; prescribing punishments; enacting a new section prohibiting underground mining within 100 feet of any oil or gas well drilled prior to the date this Act becomes operative; providing for severability; and declaring an emergency.

SB 135—By Howard—An Act relating to children; amending 10 O. S. 1961, § 20; providing liability between parent and child for injury to person or property; and declaring an emergency.

SB 136—By Howard—An Act relating to judicial review in zoning matters; prescribing forms of judicial review in the district courts, procedures, time limitations, scope of review; providing for appeals; providing for codification; providing for severability; and declaring an emergency.

SB 137—By Short and Stansberry—An Act relating to urban development; providing limitations on the exercise of authority or power granted cities of over One Hundred Thousand (100,000) population; amending 11 O. S. 1961, § 1607, providing for approval of proposals by election; making books and records public; and declaring an emergency.

SJR 6—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 were read the second time and referred to Committees indicated:

SB 129—Revenue and Taxation.

SB 130—Roads and Highways.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 54, 70, 107, SCR 3, 4, 5 and 6 each correctly engrossed.

Engrossed SBs 54, 70, 107, SCR 3, 4, 5 and 6 were properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1067.

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

GENERAL ORDER

Senator Howard moved that SBs 45 and 46 be ordered withdrawn from the Calendar and re-referred to the Committee on Municipal Government, which motion prevailed.

GENERAL ORDER

SB 44 By Howard was read and considered.

Senator Howard moved to amend SB 44, page 4, beginning on line 16, by striking after the word "Board", the language "A petition filed as otherwise provided by this Act shall be accepted and considered as a valid substitute for the notice of appeal", which amendment was declared adopted.

Upon motion of Senator Howard, SB 44, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 44, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 44 was read for the third time at length.

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

Aye: Baggett, Boecher, Bradley, Ferrell, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Inhofe, Luton, McCune, McGraw, Massey, Medearis, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—27.

Nay: Berrong, Birdsong, Crow, Dacus, Field, Graves, Hamilton, Horn, Keels, Lane, McSpadden, Martin, Phillips, Young.—14.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Murphy, Porter, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—33.

Nay: Berrong, Field, Graves, Hamilton, Horn, Lane, Martin, Young.—8.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Murphy, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 44, as amended, was referred for engrossment.

GENERAL ORDER

SB 103 by Hamilton, Ferrell, Garrett and McGraw was read and considered.

Upon motion of Senator Hamilton, SB 103 was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, SB 103 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 103 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Holden, Murphy, Porter, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Holden, Murphy, Porter, Taliaferro.—8.

The emergency was declared passed.

SB 103 was referred for engrossment.

GENERAL ORDER

SB 104 by Hamilton, McSpadden, Phillips, Lane and Medearis of the Senate and Sullivan of the House was read and considered.

Upon motion of Senator Hamilton, SB 104 was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, SB 104 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 104 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Murphy, Porter, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Murphy, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 104 was referred for engrossment.

GENERAL ORDER

SB 109 by Martin was read and considered.

Senator Massey asked to be made a co-author of SB 109, which was the order.

Senator Stipe moved to amend SB 109, page 2, line 1, by inserting after the word "sustenance" and before the word "that" a comma and the words "medical bills and medication and hospital bills" which amendment was declared failed of adoption.

Upon motion of Senator Martin, SB 109 was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 109** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 109 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—34.

Nay: Dacus, Hamilton, Horn, McSpadden, Nichols, Stipe, Young.—7.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Murphy, Porter, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—34.

Nay: Dacus, Hamilton, Horn, McSpadden, Nichols, Stipe, Young.—7.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Murphy, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 109 was referred for engrossment.

Senator Garrett asked to be shown present, which was the order.

GENERAL ORDER

SB 56 by McSpadden, Massey, Atkinson, Berrong, Dacus, Hamilton, Lane, Miller,

and Phillips of the Senate and Willis, et al, of the House was read and considered.

Senator Field asked to be made a co-author of **SB 56**, which was the order.

Upon motion of Senator McSpadden, **SB 56** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 56** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 56 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Breckinridge, Martin, Murphy, Porter, Stansberry, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Breckinridge, Martin, Murphy, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 56 was referred for engrossment.

Senator Murphy asked to be shown present, which was the order.

GENERAL ORDER

SB 62 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 62** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 62** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 62 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Baldwin, Breckinridge, Porter, Stansberry, Taliaferro.—6.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Baldwin, Breckinridge, Porter, Stansberry, Taliaferro.—6.

The emergency was declared passed.

SB 62 was referred for engrossment.

GENERAL ORDER

HB 1068 by Derryberry of the House

and Crow of the Senate was read and considered.

Senator Miller, joined by Senators Ham and Berrong moved to amend **HB 1068**, page 1, line 3, by inserting after the word "Statutes" and before the word "shall" the words "and master conservancy districts" which amendment was tabled upon motion of Senator Crow.

Upon motion of Senator Crow, **HB 1068** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1068** was considered engrossed and 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: Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Payne, Phillips, Romang, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Baggett, McCune, Miller, Short, Smalley.—5.

Excused: Atkinson, Baldwin, Breckinridge, Graves, Nichols, Porter, Stansberry, Taliaferro.—8.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Payne, Phillips, Romang, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Baggett, McCune, Miller, Short, Smalley.—5.

Excused: Atkinson, Baldwin, Breckinridge, Graves, Nichols, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

HB 1068, as amended, was referred for engrossment.

Senator Hamilton presiding.

GENERAL ORDER

HB 1134 by Abbott, et al, of the House and Smalley of the Senate was read and considered.

Senator Smalley, joined by Senators Smith, Birdsong, Terrill, Garrison, Short, and McSpadden moved to amend **HB 1134**, page 1, by striking after the word "schools" the remainder of the Title, and by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1134**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **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: Baggett, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—39.

Nay: Boecher.—1.

Excused: Atkinson, Baldwin, Breckinridge, Massey, Porter, Stansberry, Stipe, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—39.

Nay: Boecher.—1.

Excused: Atkinson, Baldwin, Breckinridge, Massey, Porter, Stansberry, Stipe, Taliaferro.—8.

The emergency was declared passed.

HB 1134, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Murphy asked unanimous consent, which was granted, to withdraw his motion to reconsider the vote by which **SB 34** was passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 34 correctly engrossed.

Engrossed **SB 34** was properly signed and ordered transmitted to the Honorable House for consideration.

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

The Senate reassembled in open session with Senator Hamilton presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Baggett, advised and consented to the confirmation of the executive nomination of NEAL McCAL-EB, Edmond, Oklahoma, as member of the Indian Affairs Commission, to serve the remainder of a three (3) year term

ending August 15, 1970, and effective upon Senate confirmation. Mr. McCaleb succeeds B. Privett.

The Senate, in executive session and upon motion of Senator Berrong, advised and consented to the confirmation of the executive nomination of DR. BILL TISDALE, Clinton, Oklahoma, as member of the Commission on Alcoholism, to serve a six (6) year term ending April 20, 1974, and effective upon Senate confirmation.

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-

grossed **SCR 6**, coauthored by Bradley, Wolf (Leland), Allard, Barker, Bengtson, Bernard, Browers, Connor, Cox, Derryberry, Dunn, Ferguson, Ford, Goodfellow, Greenhaw, Hancock, Harrison, Hatchett, Holaday, Hopkins, Howard, Hunter, Johnson, Jones, Kamas, Levergood, McKee, Miskelly, Monks, Murphy, Odom (V. H.), Patterson, Poulos, Robinson, Sandlin, Sanguin, Smith (E. W.), Smithey, Tabor, Tarwater, Thornhill, Townsend, Trent, Vann, Wiedemann, Williams and Williamson.

The above numbered Resolution was referred for enrollment.

As provided under the Terrill motion, the Senate was declared adjourned, as provided under the Rules, 1:00 p.m., tomorrow.

Thirteenth Legislative Day

Tuesday, January 28, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Boecher, Ferrell, Hargrave, Howard, Taliaferro.—6.

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 1024—By Andrews and Beauchamp—An Act relating to court bailiffs in counties of over Sixty Thousand population; amending 19 O. S. 1961, § 552, as amended by Section 1, Chapter 239, O. S. L. 1965 (19 O. S. Supp. 1968, § 552); providing for appointment and compensation; prescribing duties; and declaring an emergency.

HB 1034—By Sparkman, Atkins, Bradley, Hunter, Bean, Hutchens, McKee, Odom (V. H.), Patterson, Sandlin, Bickford and Cole of the House and Smalley of the Senate—An Act relating to counties; amending Section 1, Chapter 451,

O. S. L. 1965 (19 O. S. Supp. 1968, § 180.64A); providing formula for determining minimum salaries for county officials; providing the County Sheriff of each county shall be the executive officer of his county; providing he shall serve as Ex Officio Chairman of meetings of the Board of County Commissioners; prescribing additional duties; providing for annual compensation to Sheriff for performance of usual and added duties in a total amount equal to that provided for other group "A" officers of his county; providing for severability; and declaring an emergency.

HB 1043—By McCune of the House and Smalley of the Senate—An Act relating to courts; amending 20 O. S. 1961, § 72; providing for deposits by clerk of Supreme Court with State Treasurer to the credit of the State Judicial Fund and requiring report to the Administrative Director of the courts; and declaring an emergency.

HB 1065—By Connor, Green, Hatchett and Hunter of the House and Garrison of the Senate—An Act relating to agriculture; authorizing State Board of Agriculture to stagger renewal dates of licenses and permits issued by the State Department of Agriculture; providing expiration date; repealing 2 O. S. 1961, § 11-4; directing codification; and declaring an emergency.

HB 1164—By McCune and Bamberger of the House and Smalley of the Senate—An Act relating to the Court on the Judiciary; providing additional ground than the causes set forth in Article VII-A of the Constitution of Oklahoma for removal of a judicial officer from office; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SBs 50, 67, 82 and 92.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-grossed SCR 3, 4 and 5—Coauthored by Browers, Ferguson, Green, Hancock, Hargrave, Ford, Hill (Ben), McCune, Musgrave, Poulos, Smithy, Williams, Wixson and Wolfe (Stephen).

The above numbered Resolutions were referred for enrollment.

REQUESTS FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following named persons and ordered referred to the Committee on Lobby Permits:

Cora Sue Klingler, 1305 S.W. 68th Street, Oklahoma City, representing the Oklahoma State Nurses Association.

John R. Meadows, 2702 South 75 East Avenue, Tulsa, representing the Oklahoma Education Association.

COMMITTEE REPORTS

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

DO PASS:

SB 1—Roads and Highways—Coauthored by Atkinson, Medearis and Dacus of the Senate and Conaghan of the House.

SB 12—Judiciary.

SB 119—Education.

HB 1041—Judiciary.

DO PASS: As Amended:

SB 29—Roads and Highways—Coauthored by Dacus.

SB 32—Judiciary.

SB 48—Appropriations and Budget.

SB 61—Appropriations and Budget.

SB 75—Appropriations and Budget.

SB 79—Appropriations and Budget.

SB 80—Appropriations and Budget.

WITHOUT RECOMMENDATION, As Amended:

HB 1136—Education.

FIRST READING

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

SB 138—By Payne—An Act relating to courts; amending Section 1, Chapter 333, O. S. L. 1965, as amended by Section 1, Chapter 195, O. S. L. 1967 (85 O. S. Supp. 1968, § 93), to make it unnecessary to deposit litigation fee in Industrial Court; and declaring an emergency.

SB 139—By Payne—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. 1968, § 2); relating to employments covered by Workmen's Compensation, to include agriculture; and declaring an emergency.

SB 140—By Payne—An Act relating to Workmen's Compensation; amending 85 O. S. 1961, § 11, relating to employer's liability for payment of compensation; and declaring an emergency.

SB 141—By Porter and Birdsong—An Act relating to county officers; amending 19 O. S. 1961, § 138.6; fixing the salary of secretaries of the Public Defender in certain counties; providing for an investigator for the office of Public Defender; fixing the salary of such investigator; prescribing method of determining salaries; dividing payment in certain proportions between the court funds and county funds; and declaring an emergency.

SB 142—By Porter and Birdsong—An Act relating to county officers; amending 19 O. S. 1961, § 138.4, as amended by Section 1, Chapter 189, O. S. L. 1963 (19 O. S. Supp. 1968, § 138.4); fixing the sal-

aries of Public Defenders and assistants in certain counties; providing such salaries to be paid equally from the county court fund and general revenue fund; and declaring an emergency.

SJR 7—By Garrison and Williams of the Senate and Connor, Green and Hunter 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 of the Oklahoma Constitution by adding a new Section thereto authorizing the issuance and sale of additional State Industrial Finance bonds; fixing maximum on amount of bonds outstanding; authorizing the Legislature to increase amounts which may be outstanding; providing for repayment; 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 131—Roads and Highways.

SB 132—Judiciary.

SB 133—Revenue and Taxation.

SB 134—Business Relations.

SB 135—Judiciary.

SB 136—Municipal Government.

SB 137—Municipal Government.

SJR 6—Constitutional Revisions and Regulatory Services.

HB 1006—Rules.

HB 1007—Rules.

HB 1010—Revenue and Taxation.

HB 1026—Education.

HB 1051—Governmental Affairs.

HB 1061—Rules.

HB 1071—Appropriations and Budget.

HB 1082—Appropriations and Budget.

HB 1130—Judiciary.

HB 1131—Judiciary.

HB 1139—Rules.

HB 1156—Education.

HB 1170—Constitutional Revisions and Regulatory Services.

HB 1180—Education.

HB 1181—Governmental Affairs.

HJR 1012—Education.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 44, 56, 62, 103, 104, 109 and **HBs 1068** and **1134** each correctly engrossed.

SCR 6 and **SR 6** each correctly enrolled.

Engrossed **SBs 44, 56, 62, 103, 104,** and **109** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1068** and **1134**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SCR 6** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 6** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1028 by Willis of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1028** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1028** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1028 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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Inhofe,

Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Ferrell, Graves, Hargrave, Howard, Taliaferro.—7.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Ferrell, Graves, Hargrave, Howard, Taliaferro.—7.

The emergency was declared passed.

HB 1028, as amended, was referred for engrossment.

GENERAL ORDER

HB 1029 by Willis was read and considered.

Senator Massey asked to be shown as the Senate Author of **HB 1029**, which was the order.

Upon motion of Senator Massey, **HB 1029** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1029** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1029 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, Bird-

song, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Ferrell, Hargrave, Holden, Howard, Inhofe, Taliaferro.—8.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Ferrell, Hargrave, Holden, Howard, Inhofe, Taliaferro.—8.

The emergency was declared passed.

HB 1029, as amended, was referred for engrossment.

Senators Ferrell, Atkinson and Howard asked to be shown present, which was the order.

GENERAL ORDER

SB 108 by Hamilton and Grantham was read and considered.

Upon motion of Senator Hamilton, **SB 108** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 108** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 108 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—45.

Excused: Boecher, Hargrave, Taliaferro.—3.

The bill was declared passed.

SB 108 was referred for engrossment.

GENERAL ORDER

SB 110 by Nichols and Grantham was read and considered.

Senator Garrison moved to amend SB 110, page 2, line 12, by striking after the word "contain" the words "the names and addresses of the witnesses to be used in support thereof and".

Senator Nichols moved to table the Garrison amendment, which motion was declared failed of adoption.

The vote occurring upon the Garrison amendment, it was declared adopted.

Upon motion of Senator Nichols, SB 110, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, SB 110, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 110 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lane,

Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—37.

Nay: Baldwin, Bradley, Howard, Porter.—4.

Excused: Berrong, Boecher, Ham, Hargrave, Horn, Martin, Taliaferro.—7.

The bill was declared passed.

SB 110, as amended, was referred for engrossment.

Senator Hargrave asked to be shown present, which was the order.

GENERAL ORDER

HB 1055 by Bamberger, et al, of the House and Smalley, Grantham, Young and Garrett of the Senate was read and considered.

Upon motion of Senator Smalley, HB 1055 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, HB 1055 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1055 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Berrong, Boecher, Ham, Horn, McCune, Martin, Medearis, Porter, Taliaferro.—9.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Bird-

song, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Berrong, Boecher, Ham, Horn, McCune, Martin, Porter, Taliaferro.—8.

The emergency was declared passed.

HB 1055 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 30 by Birdsong of the Senate and Nance of the House was read and considered.

Upon motion of Senator Birdsong, **SB 30** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SB 30** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 30 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Bradley, Crow, Dacus, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—36.

Nay: Baldwin, Breckinridge, Inhofe.—3.

Excused: Berrong, Boecher, Ferrell, Garrett, Holden, Martin, Porter, Taliaferro, Young.—9.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Bradley, Crow, Dacus, Field, Garrison, Gran-

tham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—36.

Nay: Baldwin, Breckinridge, Inhofe.—3.

Excused: Berrong, Boecher, Ferrell, Garrett, Holden, Martin, Porter, Taliaferro, Young.—9.

The emergency was declared passed.

SB 30 was referred for engrossment.

DECLARATION OF VOTES

Senator McCune asked that the record show, had he been present at the time of third reading and final passage of **HB 1055**, he would have voted AYE, which was the order.

Senator Horn asked that the record show, had he been present at the time of third reading and final passage of **SB 110** and **HB 1055**, he would have voted AYE, which was the order.

ANNOUNCEMENT

Senator Terrill announced that Senator Jim Taliaferro is in Baptist Memorial Hospital, and will undergo surgery at 8:00 a.m., tomorrow. He asked for a special prayer for him; and called upon Senator Dacus, who delivered a very beautiful and heartfelt prayer for a successful operation, complete recovery, and speedy return of our Beloved Senator.

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

BILL RELEASED

As provided under Rule 19-f, **HB 1055** was properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned, as provided under the Rules, 1:00 p.m., tomorrow.

Fourteenth Legislative Day

Wednesday, January 29, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

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

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 Graves:

Heavenly Father, We rejoice in the honor, the happiness, and the hopes of our beloved country. Assist by your spirit the members of this distinguished body which is charged with the sovereign task of legislation. Through their efforts may our people come closer to that harmony and affection that undergird true liberty.

It is in Jesus' name we pray. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

President Pro Tempore Smith advised that Senator Taliaferro's surgery this morning, had been most successful with

no major problems, that he is doing very nicely.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1042—By McCune and Goodfellow of the House and Smalley of the Senate—An Act relating to counties and county officers; repealing 19 O. S. 1961, § § 179.16, 179.19, 179.21, 180.66, 180.62g, 180.63C, and 180.63D, 19 O. S. 1961, § 180.63E, as amended by Section 16, Chapter 412, O. S. L. 1968 (19 O. S. Supp. 1968, § 180.63E), Section 1, Chapter 45, O. S. L. 1965, as amended by Section 17, Chapter 412, O. S. L. 1968 (19 O. S. Supp. 1968, § 180.63a), Section 1, Chapter 163, O. S. L. 1965 (19 O. S. Supp. 1968, § 180.63b), and Section 1, Chapter 164, O. S. L. 1965, as amended by Section 18, Chapter 412, O. S. L. 1968 (19 O. S. Supp. 1968, § 180.63o); and declaring an emergency.

HB 1052—By Bickford—An Act relating to criminal procedure; providing for right to hearing before revocation of suspended sentence of person whose sentence has been suspended after conviction; providing for review of order revoking suspended sentence; and providing for codification.

HB 1054—By Payne, Nance, Thompson and Williams of the House and Murphy of the Senate—An Act relating to anatomical gifts; authorizing gifts of all, or of parts, of a human body, for specified purposes, to be effective upon the death of the person whose body, in whole or in part, is the subject of the gift; defining terms; prescribing by whom and in what manner gifts may be made and may be-

come effective; prescribing who may be donees and who may accept gifts; providing for amendment or revocation; providing for procedures upon the decedent's death; providing for immunity from civil or criminal liability to the person acting in good faith under the terms of this Act or a like enactment of another jurisdiction; providing for uniformity of interpretation.

HB 1195—By Sanguin, Derryberry, Dunn, Jones, Bernard, Goodfellow, Murphy, Sandlin, Tabor, Thompson and Wiedemann of the House and Hamilton, Lane and Crow of the Senate—An Act relating to corporations; amending 18 O. S. 1961, § 1.9; stating purposes for which business corporations may be created; prohibiting corporations from owning real property for agricultural purposes, or for purposes prohibited by constitution; making provisions of Act severable; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 6**.

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

CITATIONS

Upon motion of Senator Crow, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Miss Ann Abernathy of Altus, Oklahoma, Junior Miss for 1969.

Upon motion of Senator Crow, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Miss Jill Click of Altus, Oklahoma, Governor of Oklahoma Girl's State.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

COMMITTEE REPORT

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

Mr. President:

The Committee on Lobby Permits to which was referred requests for Lobby Permits after careful consideration, recommends that the following petitioners be granted Lobby Permits:

Conway, Russel V.—9820 Ashley, Okla. City. Okla. Education Assoc.

Gatti, Louis A.—3405 N.W. 69th, Okla. City. Okla. Malt Beverage Assoc.

Hemry, Gene—2533 Clermont Place, Okla. City. Life Insurance Assoc. of America.

Hunter, R. A. "Dick"—1212 N.W. 85th, Okla. City. Okla. Osteopath Assoc.

Klinger, Cora Sue—1305 S.W. 68th, Okla. City. Okla. State Nurses Assoc.

Lucas, Mary Dell—12813 Twisted Oak Road, Okla. City. League of Women Voters.

McLennan, Ross J.—3600 N.E. 36th, Okla. City. Sooner Alcohol Narcotics Education.

Meadows, John R.—2702 South 75th East Ave., Tulsa. Okla. Education Assoc.

Miller, Andy T.—3244 N.W. 25th, Okla. City. Okla. State Fireman's Assoc.

Morgan, Wm.—1216 N.W. 38th, Okla. City. Okla. Lumbermen's Assoc.

Parry, June—3101 Robin Ridge Road, Okla. City. League of Women Voters.

Phillips, Ferman—3519 N.W. 53rd, Okla. City. Okla. Education Assoc.

Roberts, Raymond—2330 N.W. 18th, Okla. City. Democrat - Republican Independent Voter Education.

Tyner, A. R. Jr.—6404 Nicklas, Okla. City. The American Legion of Oklahoma.

Welch, Don Jr.—P.O. Box 400, Madill.
Okla. Railways Committee.

Respectfully submitted,
Bradley, Chairman.

COMMITTEE REPORTS

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

DO PASS:

HB 1129—Finance and Commerce—Co-authored by Medearis.

HB 1181—Governmental Affairs—Coauthored by McSpadden and Keels—To Appropriations and Budget by reporting committee.

DO PASS, as amended:

SB 13—Finance and Commerce—Coauthored by Conaghan and Peterson of the House.

SB 43—Education.

SB 126—Governmental Affairs.

FIRST READING

The following Bills were introduced and read the first time:

SB 143—By Howard, Bradley, Hargrave and Smith—An Act relating to county officers; providing for appointment of purchasing agent in certain counties; and declaring an emergency.

SB 144—By Short—An Act relating to schools; amending 70 O. S. 1961, § 2A-4, as last amended by Section 1, Chapter 43, O. S. L. 1968 (70 O. S. Supp. 1968, § 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 145—By Young—An Act relating to criminal procedure where a motor vehicle traffic violation is charged; amending Sections 6, 7 and 9, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § § 1114.6, 1114.7

and 1114.9), to modify procedures and prescribe minimum bond applicable to reckless driving; enacting, as new, provision that arrest and detention of a person for violating a state traffic law shall occur only under certain conditions; providing methods and procedures for posting bail; providing it shall be unlawful to make application for duplicate license while one's original license is posted as, or in lieu of bail; prescribing punishment for violation of said provision; providing signature of District Attorney on traffic ticket essential to its sufficiency as an information; providing failure to appear at the time a person is cited shall be unlawful; prescribing punishment for violation of said provisions; providing opportunity for immediate plea of guilty and procedure for payment immediately of fine and costs, with certain exceptions; providing for codification; making provisions of the Act severable; repealing Sections 1, 2, 3 and 4 of Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § § 1114.1, 1114.2, 1114.3 and 1114.4); and declaring an emergency.

SECOND READING

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

SB 138—Judiciary.

SB 139—Business Relations.

SB 140—Business Relations.

SB 141—Judiciary.

SB 142—Judiciary.

SJR 7—Constitutional Revisions and Regulatory Services.

HB 1024—Judiciary.

HB 1034—Governmental Affairs.

HB 1043—Judiciary.

HB 1065—Agriculture.

HB 1164—Judiciary.

Senator Smalley presiding.

GENERAL ORDER

HB 1136 by Odom (Martin), et al, of the House and Terrill and Smalley of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1136** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **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, Baggett, Baldwin, Ber-rong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Phillips, Porter, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—38.

Nay: Ferrell, Keels, McCune, McGraw, Short, Stansberry.—6.

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

The bill was declared passed.

HB 1136, as amended, was referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 1 by Grantham, Atkinson, Medearis and Dacus of the Senate and Conaghan of the House was read and considered.

Senators Hargrave, Keels and Birdsong asked to be made coauthors of **SB 1**, which was the order.

Upon motion of Senator Grantham, **SB 1** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 1** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 1 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Boecher, Crow, Murphy, Nichols, Payne, Taliaferro.—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, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Boecher, Crow, Murphy, Nichols, Payne, Taliaferro.—6.

The emergency was declared passed.

SB 1 was referred for engrossment.

Senator Murphy asked to be shown present, which was the order.

GENERAL ORDER

SB 117 by Young, Atkinson, Nichols, Miller, Ham, Field, Holden, Massey, Martin, Crow, Birdsong, Horn and Phillips was read and considered.

Senators Keels, Breckinridge, Inhofe, Smalley and Howard asked to be made coauthors of **SB 117**, which was the order.

Senator Garrett moved to amend **SB 117**, page 1, line 1, by inserting after the word "person" the language "under the age of 21 years", which amendment was tabled upon motion of Senator Young.

Upon motion of Senator Young, **SB 117** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 117** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 117 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Williams, Young.—35.

Nay: Bradley, Garrett, Garrison, McGraw, Murphy, Porter, Smith, Terrill.—8.

Excused: Berrong, Boecher, Field, Payne, Taliaferro.—5.

The bill was declared passed.

Senator Young moved that the roll be called upon the Emergency Section, which motion was tabled upon motion of Senator Stipe.

By unanimous consent, upon request of Senator Young, the Title to **SB 117** was ordered amended to conform thereto.

SB 117, as amended, was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Garrett moved that the vote be reconsidered by which **SB 117** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 30, 108, 110 and **HBs 1028** and **1029** each correctly engrossed.

SBs 50, 67, 82, 92 and **SCRs 3, 4** and **5** each correctly enrolled.

Engrossed **SBs 30, 108** and **110** were

properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1028** and **1029**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 50, 67, 82** and **92** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 3, 4** and **5** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 29 by Field and Dacus of the Senate and Harrison of the House was read and considered.

Senator Hargrave asked to be made co-author of **SB 29**, which was the order.

Senator Romang moved to amend **SB 29**, page 2, line 10, by striking the word and figures "seventy (70)" and inserting therefor the words and figures "sixty-five (65)", which amendment was tabled upon motion of Senator Field.

Senator Stipe moved to amend **SB 29**, page 2, line 12, by striking after the figure "2" and before the word "miles" the words "Fifty-five" and inserting in lieu thereof the word "Sixty".

Senator Young moved to table the Stipe amendment, which motion was declared failed of adoption.

The vote occurring upon the Stipe amendment, it was declared adopted.

Senator Luton moved to amend **SB 29**, page 2, line 14, by striking the word and figures "Seventy (70)" and substituting therefor the words and figures "Seventy-five (75)", which amendment was declared failed of adoption.

Upon motion of Senator Field, **SB 29**, as amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator Field, **SB 29**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 29 was read for the third time at length.

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

Aye: Baggett, Berrong, Breckinridge, Crow, Dacus, Field, Garrett, Grantham, Ham, Hargrave, Holden, Horn, Inhofe, Lane, Luton, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Stansberry, Stipe, Williams.—25.

Nay: Baldwin, Birdsong, Bradley, Ferrell, Garrison, Graves, Hamilton, Howard, Keels, McCune, McGraw, McSpadden, Martin, Romang, Short, Smalley, Smith, Terrill, Young.—19.

Excused: Atkinson, Boecher, Payne, Taliaferro.—4.

The bill was declared passed.

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

Aye: Baggett, Berrong, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Williams.—32.

Nay: Baldwin, Birdsong, Ferrell, Graves, Hamilton, Howard, McCune, Martin, Romang, Short, Terrill, Young.—12.

Excused: Atkinson, Boecher, Payne, Taliaferro.—4.

The emergency was declared passed.

SB 29, as amended, was referred for engrossment.

Senator Hamilton presiding.

GENERAL ORDER

SB 48 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 48** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 48** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 48 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Crow, Hargrave, Nichols, Payne, Taliaferro.—7.

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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Crow, Hargrave, Nichols, Payne, Taliaferro.—7.

The emergency was declared passed.

SB 48 was referred for engrossment.

GENERAL ORDER

SB 61 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Senator Smalley asked to be made coauthor of **SB 61**, which was the order.

Upon motion of Senator McSpadden, SB 61 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 61 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 61 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Crow, Field, Martin, Payne, Taliaferro.—7.

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, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Boecher, Crow, Field, Martin, Payne, Taliaferro.—7.

The emergency was declared passed.

SB 61 was referred for engrossment.

GENERAL ORDER

SB 75 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 75 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 75 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 75 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Atkinson, Boecher, Crow, Field, Inhofe, Miller, Payne, Phillips, Taliaferro.—9.

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, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Atkinson, Boecher, Crow, Field, Inhofe, Miller, Payne, Phillips, Taliaferro.—9.

The emergency was declared passed.

SB 75 was referred for engrossment.

GENERAL ORDER

SB 79 by McSpadden and Massey of the Senate and Willis, et al of the House was read and considered.

Upon motion of Senator McSpadden, SB 79 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 79** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 79 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Crow, McGraw, Miller, Payne, Phillips, Taliaferro.—8.

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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Crow, McGraw, Miller, Payne, Phillips, Taliaferro.—8.

The emergency was declared passed.

SB 79 was referred for engrossment.

GENERAL ORDER

SB 80 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 80** was advanced to engrossment.

By unanimous consent, upon request of

Senator McSpadden, **SB 80** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 80 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Crow, Miller, Murphy, Payne, Phillips, Taliaferro.—8.

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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Crow, Miller, Murphy, Payne, Phillips, Taliaferro.—8.

The emergency was declared passed.

SB 80 was referred for engrossment.

GENERAL ORDER

HB 1041 by McCune and Hancock of the House and Smalley of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1041** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1041** was 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: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Boecher, Hargrave, Payne, 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Boecher, Hargrave, Payne, Porter, Taliaferro.—6.

The emergency was declared passed.

HB 1041 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 32 by Howard of the Senate and Bamberger of the House was read and considered.

Upon motion of Senator Howard, **SB 32** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 32** was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SB 32 was read for the third time at length.

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

Aye: Baldwin, Berrong, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—34.

Nay: Baggett, Birdsong, Bradley, Field, Keels, McSpadden, Porter, Young.—8.

Excused: Atkinson, Boecher, Crow, Horn, Payne, Taliaferro.—6.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—34.

Nay: Baggett, Birdsong, Bradley, Field, Keels, McSpadden, Porter, Young.—8.

Excused: Atkinson, Boecher, Crow, Horn, Payne, Taliaferro.—6.

The emergency was declared passed.

SB 32 was referred for engrossment.

President Pro Tempore Smith presiding.

MOTION TO RECONSIDER VOTE

Senator Garrett asked unanimous consent to withdraw his motion to reconsider the vote by which **SB 117** passed, which was the order.

GENERAL ORDER

SB 119 by Baggett was read and considered.

Senator McGraw asked to made a co-author of **SB 119**, which was the order.

Upon motion of Senator Baggett, **SB 119** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 119** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 119 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Dacus, Garrett, G a r r i s o n, Grantham, Hargrave, Howard, Inhofe, Keels, Luton, McCune, McGraw, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—28.

Nay: Crow, Ferrell, Graves, Ham, Hamilton, Holden, Horn, Lane, McSpadden, Martin, Massey, Medearis, Miller, Phillips, Stipe, Young.—16.

Excused: Boecher, Field, Payne, Taliaferro.—4.

The bill was declared passed.

SB 119 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1068**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1134**, requesting Conference and naming Conferees as follows: Abbott, Wolf (Leland) and Cate.

Upon motion of Senator Terrill, the request of the Honorable House for a Conference on **HB 1134** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Con-

ferees under **HB 1134**: Miller, Smalley and Baggett.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 49** and **81**, as amended.

HA to **SB 49** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE to read as follows: "AN ACT RELATING TO THE DEPARTMENT OF POLLUTION CONTROL; MAKING AN APPROPRIATION THERETO; STATING THE PURPOSE; PROVIDING LAPSE DATE; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY."

HA to **SB 81** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Lines 21 and 22, by deleting the words and figures "Twenty-five Thousand Six Hundred Six Dollars (\$25,606.00)" and inserting the words and figures "Twenty-six Thousand Eight Hundred Fifty-six Dollars (\$26,856.00)".

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SCR 7—by Smith of the Senate and Privett of the House—A Concurrent Resolution congratulating and commending the League of Women Voters for the many services they have rendered in the public interest; and directing distribution.

SCR 7 was read at length, adopted upon motion of Senator Smith, and ordered referred for engrossment.

Senator Terrill 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 fourth reading of and returning Enrolled **SBs 67**, **82** and **92**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCRs 3, 4 and 5.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

BILL RELEASED

As provided under Rule 19-f, HB 1041 was properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned, as provided under the Rules, 1:00 p.m., tomorrow.

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REMARKS

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Fifteenth Legislative Day

Thursday, January 30, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Boecher, Breckinridge, Ham, Phillips, Taliaferro.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

President Pro Tempore Smith advised that Senator Taliaferro will be in intensive care for 24 hours, but that there have been no complications, and he is doing very well.

REQUEST FOR LOBBY PERMIT

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

Charles H. Murphy, 4016 South Youngs, Oklahoma City, representing D.R.I.V.E.

CITATIONS

Upon motion of Senator Massey, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Basketball Teams from Colbert, Bokchito, Caddo and Calera.

Upon motion of Senator Massey, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Mark Manahan, Greg Clay, Billy Smith, Lynn Stillwell and John Laster.

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 1040—By Bickford and McCune of the House and Smalley of the Senate—An Act relating to commencement of civil action; amending 12 O. S. 1961, Section 151, to eliminate use of praecipe for summons; providing that the date notice of publication is signed by Court Clerk shall be the date of commencement of actions where service by publication is proper; and to provide method of commencement of civil actions by service by mailing; and declaring an emergency.

HB 1044—By Hill (Archibald) and McCune of the House and Smalley of the Senate—An Act relating to marriage; repealing 43 O. S. 1961, §§ 12 and 13; and declaring an emergency.

HB 1103—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act relating to the Oklahoma

Department of Libraries; and declaring an emergency.)

HB 1121—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act relating to the Oklahoma Industrial Development and Park Commission; and declaring an emergency.)

HB 1192—By Bickford, Goodfellow, Williamson and York—An Act relating to motor vehicles; amending 47 O. S. 1961, § 22.22, as last amended by Section 1, Chapter 12, O. S. L. 1967 (47 O. S. Supp. 1968, § 22.22); providing motor license agent furnish County Sheriff of his county with list of persons making application for Certificates of Title or registration certificates; and declaring an emergency.

HB 1193—By Hancock, McCune, Sandlin and Thompson—An Act relating to civil procedure; amending 12 O. S. 1961, § 983; providing time for filing of petition in error and record on appeal from order granting, denying, dissolving, discharging or modifying attachment or temporary injunction; providing for suspension of execution of order during such time; providing for extension of time to file record; and providing for evidence of filing.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1055 and 1068.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1028 and 1029, as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 1, 29, 32, 48, 61, 75, 79, 80, 117, SCR 7; and HB 1136 each correctly engrossed.

Engrossed SBs 1, 29, 32, 48, 61, 75, 79, 80, 117 and SCR 7 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1136, as amended, were properly signed and ordered returned to the Honorable House.

FIRST READING

The following Bills were introduced and read the first time:

SB 146—By Miller—An Act relating to elections; amending 26 O. S. 1961, § § 362 and 363; providing appointment and duties of counters at elections; and declaring an emergency.

SB 147—By McGraw and Hill (Ben) of the House—An Act relating to motor vehicles; amending 47 O. S. 1961, § 6-107; providing age requirements of minors operating motor scooters and motorized bicycles; and declaring an emergency.

SB 148—By Graves of the Senate and Smith (Norman) of the House—An Act relating to public finance; providing formula to be used by State Treasurer in depositing public funds in banks approved by the State Depository Board; providing for protest; prescribing procedure; providing for investigation of protest; and making provisions of Act severable.

SB 149—By Young—An Act relating to workmen's compensation; amending 85 O. S. 1961, § 22, as last amended by Section 1, Chapter 91, O. S. L. 1968 and Section 1, Chapter 145, O. S. L. 1968 and Section 1, Chapter 131, O. S. L. 1965 (85 O. S. Supp. 1968, § 22); providing for payment of compensation for injury resulting in death; and declaring an emergency.

SB 150—By Young of the Senate and Hopkins of the House—An Act relating to workmen's compensation; amending 85 O. S. 1961, § 3 to enlarge the definition of "occupational diseases"; and declaring an emergency.

SB 151—By Stipe—An Act relating to

labor and state legislative policy thereto; defining terms; creating the Oklahoma Employment Relations Board; providing rights of employees; providing that representatives may be chosen and elections held; defining unfair labor practices; providing for the prevention of unfair labor practices; providing that board shall make rules, regulations, and orders; providing for arbitration and mediation; providing for representation by Attorney General and District Attorney; providing that board shall appoint an advisory committee; providing penalty for interference with board; explaining construction of the Act; determining effect of conflicting provisions; making provisions of this Act severable; and declaring an emergency.

SB 152—By Howard—An Act relating to liens; providing keeper of unfurnished apartment houses, furnished apartment houses, apartments, cottages or bungalow courts have a lien on baggage and other property of tenants; providing enforcement; and declaring an emergency.

SB 153—By Howard—An Act relating to the rehabilitation or clearance and redevelopment of blighted areas in incorporated cities over One Hundred Thousand (100,000) population in accordance with urban renewal plans approved by the governing bodies thereof; amending 11 O. S. 1961, § § 1603 and 1610; providing authority for such cities to plan and carry out neighborhood development programs; removing a limitation on rehabilitation; and declaring an emergency.

SB 154—By Baggett—An Act relating to the State Highway Commission; amending Section 302, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1968, § 302); providing for membership of State Highway Commission; providing for eligibility, appointment, compensation, expenses, and term of office; providing that Governor be ex officio member; and declaring an emergency.

SECOND READING

The following Bills were read the sec-

ond time and referred to Committees indicated:

SB 143—Governmental Affairs.

SB 144—Education.

SB 145—Judiciary.

HB 1042—Judiciary.

HB 1052—Judiciary.

HB 1054—Judiciary.

HB 1195—Judiciary.

By unanimous consent, upon request of Senator Hamilton, the order referring **HB 1195** to the Judiciary Committee was rescinded with instructions that the Bill be considered jointly by the Judiciary Committee and the Committee on Agriculture.

GENERAL ORDER

SB 126 by McGraw was read and considered.

Senator Garrison moved to amend **SB 126**, page 1, line 4, by striking the words "one hundred fifty" and substituting therefor the words "three hundred", which amendment was declared adopted.

Senator Luton moved to amend **SB 126**, page 1, line 6, by changing the comma to a period and capitalizing the "N" in the word "nor", which amendment was declared adopted.

Upon motion of Senator McGraw, **SB 126**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 126**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 126 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Bradley, Crow, Dacus,
Ferrell, Field, Garrett, Garrison, Gran-
tham, Graves, Hamilton, Hargrave, Hol-
den, Horn, Howard, Inhofe, Keels, Lane,

Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Boecher, Breckinridge, Ham, Phillips, Porter, Taliaferro.—6.

The bill was declared passed.

SB 126, as amended, was referred for engrossment.

Senator Breckinridge asked to be shown present, which was the order.

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SCR 8—by McSpadden of the Senate and Privett of the House—A Concurrent Resolution providing for the conducting of hearings and a general investigation of the Oklahoma Highway Commission, including campaign funds and solicitations thereof by certain members of the Oklahoma Highway Commission and other improper conduct of certain commissioners in their offices; creating and establishing a special committee to conduct said hearings and investigation; authorizing and empowering said committee to subpoena witnesses and records and compel testimony; designating the sergeants at arms and the assistant sergeants at arms of the Senate and House of Representatives as service officers for the service of said subpoenas; directing that the membership of said committee shall be composed of certain members of the Judiciary Committees of the respective houses and directing that said committee conduct all necessary hearings on Senate Bill No. 132 of the First Session of the Thirty-Second Legislature and that said committee make a report on said hearings to the Judiciary Committee of the Oklahoma State Senate and furnish a copy of said report to the Judiciary Committee of the House of Representatives and to the President Pro

Tempore of the Senate and the Speaker of the House of Representatives.

Senator Smalley asked to be made a coauthor of **SCR 8**, which was the order.

Senator Smalley moved to amend **SCR 8**, page 2, line 27 by adding after the word "proper" the words "That said Special Committee is hereby empowered to subpoena witnesses and records and compel testimony before the committee", which amendment was declared adopted.

By unanimous consent, upon request of Senator McSpadden, **SCR 8**, as coauthored and amended, was read at length as follows, adopted upon his motion, and ordered referred for engrossment:

SCR 8—by McSpadden and Smalley of the Senate and Privett of the House—A Concurrent Resolution providing for the conducting of hearings and a general investigation of the Oklahoma Highway Commission, including campaign funds and solicitations thereof by certain members of the Oklahoma Highway Commission and other improper conduct of certain commissioners in their offices; creating and establishing a special committee to conduct said hearings and investigation; authorizing and empowering said committee to subpoena witnesses and records and compel testimony; designating the Sergeants at Arms and the Assistant Sergeants at Arms of the Senate and House of Representatives as service officers for the service of said subpoenas; directing that the membership of said committee shall be composed of certain members of the Judiciary Committees of the respective houses and directing that said committee conduct all necessary hearings on Senate Bill No. 132 of the First Session of the Thirty-Second Legislature and that said committee make a report on said hearings to the Judiciary Committee of the Oklahoma State Senate and furnish a copy of said report to the Judiciary Committee of the House of Representatives and to the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

WHEREAS, Senate Bill No. 132 has been introduced in the State Senate providing for the prohibiting of the members of the State Highway Commission from soliciting or receiving political contributions and from serving on committees of political parties or clubs and being candidates for election to any paid public office and from taking part in affairs of any political party or political campaign except as a citizen to privately express their opinions and vote; and

WHEREAS, Senate Bill No. 132 has been referred to the Judiciary Committee of the Oklahoma State Senate for the proper action thereon by the said committee; and

WHEREAS, since the introduction of said bill, information has been furnished to the leadership of the Oklahoma State Senate and the House of Representatives concerning certain unethical conduct in the solicitation of campaign contributions and other improper conduct; and

WHEREAS, it is deemed necessary and proper and in the public interest of the people of the State of Oklahoma that said information be presented to a special committee consisting of members of both Houses of the First Session of the Thirty-second Legislature and that the allegations contained in said information be investigated by said committee for the purpose of properly considering Senate Bill No. 132 and drafting other legislation as needed to safeguard the people of the State of Oklahoma from unethical campaign solicitations and from any other improper conduct of the members of the Oklahoma Highway Commission.

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

SECTION 1. That a special committee consisting of five members of the Oklahoma State Senate and five members of

the Oklahoma House of Representatives be appointed by the Chairman of the Judiciary Committee of the Oklahoma State Senate and the Chairman of the Judiciary Committee of the Oklahoma House of Representatives, with the approval of the President Pro Tempore of the Senate and the Speaker of the House of Representatives, respectively, to conduct hearings on Senate Bill No. 132 and to investigate and conduct hearings on the activities of the members of the Oklahoma Highway Commission and of other persons acting under the direction of said Commission concerning certain alleged unethical solicitations of campaign contributions and other improper conduct.

SECTION 2. The purpose of said committee shall be and is to properly consider the provisions of Senate Bill No. 132 and to make recommendation concerning same and to draft any other legislation with reference to campaign solicitations by members of the Oklahoma Highway Commission and other unethical and improper conduct of members of said Commission or any other persons under the supervision of said Commission.

SECTION 3. That said special committee shall establish rules for the conduct of said hearings and investigation as in its judgment may be just and proper. Said special committee is hereby empowered to subpoena witnesses and records and compel testimony before the committee.

SECTION 4. Said committee shall make a report of said hearings to the Senate Judiciary Committee of the First Session of the Thirty-second Legislature who in turn shall make a report to the President Pro Tempore of the Senate and to the Speaker of the House of Representatives and shall make specific recommendations concerning other needed legislation, if any, to the respective committees of both Houses and to the President Pro Tempore of the Senate and Speaker of the House of Representatives.

SECTION 5. The Sergeants at Arms

and Assistant Sergeants at Arms of the respective Houses are designated as service officers for the service of subpoenas for said committee.

GENERAL ORDER

HB 1129 by Smith (Norman), et al, of the House, and Graves, Field, Holden, Horn, Massey, Smalley, Stipe, Taliaferro, Hamilton, Garrett, Payne, Lane, Young, Hargrave and Medearis of the Senate was read and considered.

Senator Garrison moved that **HB 1129** be recommitted to the Committee on Finance and Commerce with instructions to hold public hearings thereon and conduct an in depth study of the use, and possible uses, of idle state funds, which motion was tabled upon motion of Senator Graves upon a roll call as follows:

Aye: Atkinson, Berrong, Birdsong, Crow, Dacus, Field, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Porter, Smalley, Smith, Stipe, Terrill, Young.—28.

Nay: Baldwin, Bradley, Breckinridge, Ferrell, Garrison, Grantham, Inhofe, McCune, McGraw, Nichols, Romang, Short, Stansberry, Williams.—14.

Excused: Baggett, Boecher, Garrett, Ham, Phillips, Taliaferro.—6.

Senator Garrison moved to amend **HB 1129**, page 2, line 1, by deleting after the words "The State Treasurer," and before the word "is" the words "being vested with authority to determine the amount of surplus public funds in his custody to be deposited in any bank approved by the State Depository Board," which amendment was tabled upon motion of Senator Graves upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Field, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Young.—32.

Nay: Breckinridge, Ferrell, Garrison, Inhofe, McCune, McGraw, Romang, Short, Stansberry, Williams.—10.

Excused: Baggett, Boecher, Garrett, Ham, Phillips, Taliaferro.—6.

Senator Short moved to amend **HB 1129**, page 2, line 2, by inserting after the word "authority" a comma (,) and the language "on approval of the State Depository Board" which amendment was tabled upon motion of Senator Graves.

Senator Garrison moved to amend **HB 1129**, page 2, line 5, by adding after the word "deposits" the sentence "The aggregate monies in all non-interest bearing accounts shall not exceed Forty Million Dollars (\$40,000,000.00)" which amendment was tabled upon motion of Senator Graves upon a roll call as follows:

Aye: Birdsong, Crow, Dacus, Field, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Smalley, Smith, Stipe, Terrill, Young.—24.

Nay: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Ferrell, Garrison, Grantham, Howard, Inhofe, McCune, McGraw, Massey, Nichols, Romang, Short, Stansberry, Williams.—18.

Excused: Atkinson, Boecher, Garrett, Ham, Phillips, Taliaferro.—6.

Senator Massey presiding.

Senator Romang moved to amend **HB 1129**, page 2, line 5, by striking the figures "4.10%" and substituting therefor the figure "5%" which amendment was tabled upon motion of Senator Graves.

President Pro Tempore Smith presiding.

Senator Baldwin moved to amend **HB 1129**, page 2, line 8, by striking the word "triple" which amendment was declared failed of adoption.

Upon motion of Senator Graves, **HB 1129** was advanced to engrossment.

By unanimous consent, upon motion of

Senator Graves, **HB 1129** was 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: Berrong, Birdsong, Bradley, Crow, Dacus, Field, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Porter, Smalley, Smith, Stipe, Terrill, Young.—28.

Nay: Baggett, Baldwin, Breckinridge, Ferrell, Garrison, Grantham, Inhofe, McCune, McGraw, Nichols, Romang, Short, Stansberry, Williams.—14.

Excused: Atkinson, Boecher, Garrett, Ham, Phillips, Taliaferro.—6.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Williams moved that the vote be reconsidered by which **HB 1129** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 8 correctly engrossed.

Engrossed **SCR 8** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 43 by Howard was read and considered.

Senator Payne presiding.

Senator Hamilton moved to amend **SB 43**, page 2, line 2, by inserting a period (.) after the word "profession" and by striking the remainder of line 2, and all of lines 3 through 16, and inserting in lieu thereof the language, "The Commission,

with a majority sitting at a hearing, upon a verified complaint filed with them, may, upon sufficient proof presented, make a decision as to whether or not a certificate should be suspended or revoked and if such decision be made, immediate notice of the decision shall be sent to the teacher involved by registered mail and to the State Board of Education. A teacher who has been charged by complaint before said commission shall be given notice of the hearing thereon twenty (20) days before said hearing, by registered mail, and copies of said complaint shall be provided to said teacher. The State Board will, at their next regular meeting, review the entire record of the proceedings of the Professional Practices Commission, which shall be sent to said State Board by said Commission within five days after the above notice is sent. After said review, said State Board shall have the right to modify, change, reject, or alter said decision by said Commission and shall notify the teacher and said Commission of their decision which will be final, unless appealed to a court of competent jurisdiction. No certificate shall be deemed to have been suspended or revoked by action of the Commission, until a full review of their decision by the State Board as set out herein. The teacher involved shall have a right to be present when said State Board reviews said decision, and shall be given notice of the hearing 10 days prior thereto; provided that if said State Board does not receive the decision from the Commission in time to give said notice, said Board may hold a special meeting for the purpose of the review hearing or postpone the same to their next regular meeting. If the State Board, within ten (10) days after said review hearing, makes no recommendation and takes no action on the decision of said Commission, their decision shall become final. Any decision to revoke or suspend shall only be based on the grounds of immorality, wilful neglect of duty, cruelty to stu-

dents, incompetency, teaching disloyalty to the American constitutional system of government or for any reason involving moral turpitude" and to further amend **SB 43**, on page 3, beginning on line 13, by inserting a period after the word "oaths", striking the balance of line 13, and all of lines 14 through 18, by striking the word "commission" on page 4, line 1, and by amending the title to conform thereto.

Senator Ferrell raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

Senator Howard moved that further consideration of **SB 43**, together with the pending amendment thereto, be deferred for this legislative day, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 8**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 47**, as amended.

HAs to **SB 47** read as follows, and concurred in upon motion of Senator McSpadden:

AMENDMENT NO. 1. Amend Page 2, by striking all of lines 2, 3 and 4.

AMENDMENT NO. 2. Amend Page 2, Line 26, by striking the figures "696,-237.00" and inserting in lieu thereof the figures "646,237.00".

SB 47, as amended by the Honorable House, was read at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Breckinridge, Crow, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe,

Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Boecher, Bradley, Dacus, Field, Garrett, Ham, Howard, McGraw, Martin, Nichols, Phillips, Stansberry, Taliaferro.—13.

The bill, as amended, was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Breckinridge, Crow, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Boecher, Bradley, Dacus, Field, Garrett, Ham, Howard, McGraw, Martin, Nichols, Phillips, Stansberry, Taliaferro.—13.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 8 correctly enrolled.

Enrolled **SCR 8** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Payne presiding.

PENDING CONSIDERATION OF HAs

Senator McSpadden moved that the Senate refuse to concur in **HA** to **SB 81** and request the Honorable House to grant a Conference thereon, which motion was declared adopted.

CONFERENCE COMMITTEE APPOINTMENT

As provided under Rule 3-d, the Presiding Officer, having been authorized by the President Pro Tempore so to do, announced the appointment of the following Senate Conferees under SB 81: Massey, Berrong and Baldwin.

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SR 7—by Crow—A Resolution requesting the President Pro Tempore of the State Senate to appoint a special committee to investigate the operations and activities of the Oklahoma Liquified Petroleum Gas Board; empowering such committee to issue all process known to courts of record, including punishment for contempt; authorizing transcript of proceedings; making Sergeant at Arms of the Senate the service officer for the committee; authorizing payment of necessary travel allowances and expenses of committee; requiring committee to prepare and submit to the Senate a report of their investigation together with any suggested action for consideration of the Thirty-second Legislature.

Senator Terrill moved that consideration of **SR 7** be deferred for this legislative day, citing Rule 12-b, which motion prevailed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 8**.

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

RESOLUTIONS

By unanimous consent, the following Resolution was introduced:

SCR 9—by Atkinson and Garrett of the Senate and Clemons, et al, of the House—

A Concurrent Resolution expressing the sentiments of the Oklahoma Legislature on the occasion of the death of Mr. Oscar V. Rose, Midwest City, Oklahoma, as tribute to his many years of service to his community, his State, and his Nation in the Field of Education.

Senator Atkinson asked unanimous consent that all other members of the Senate be made coauthors of **SCR 9**, which was the order.

SCR 9, as coauthored, was read at length, adopted upon motion of Senator Atkinson, and ordered referred for engrossment.

By unanimous consent, upon request of Senator Baggett, **SCR 10** was introduced and read as follows:

SCR 10—by Baggett—A Concurrent Resolution requesting the Regents for Higher Education to restrict and limit enrollments in the State System of Higher Education until such time as adequate funds are appropriated so as to permit an increase in enrollments without sacrifice of quality.

Senator Baggett, citing Rule 12-b, asked that consideration of **SCR 10** be deferred for this legislative day; and asked unanimous consent that Xerox copies of the Resolution be made and placed upon the desk of each Senator, which was the order.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned under the Rules until Monday, which motion was declared adopted.

The Clerk's desk being clear, the Senate was declared adjourned, as provided under the Rules, 1:00 p.m., Monday, February 3, 1969.

On the 15th of January

the Senate passed a resolution
relating to the appointment of
a committee to investigate the
conduct of the President.

The resolution was adopted upon motion of

Senator [Name] and read as follows:

Resolved, That the Senate do hereby

authorize the President to appoint a

committee to investigate the conduct of the

President in the exercise of his

powers, and to report to the Senate

on or before the 1st day of March.

The resolution was passed by a vote of

yeas 74, nays 26.

The President has accepted of the

appointment of the committee.

The committee will begin its

work on the 1st day of March.

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appointment of the committee.

The committee will begin its

work on the 1st day of March.

The President has accepted of the

appointment of the committee.

Sixteenth Legislative Day

Monday, February 3, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—46.

Excused: Breckinridge, Taliaferro.—2.

The President declared a quorum present.

The following prayer was offered by the Chaplain, The Reverend Lewis L. Corporon, Associate Pastor of the First Christian Church, Ponca City, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Grantham:

Heavenly Father, who created us and gave us the precious yet dangerous freedom of choice, we pray Thy blessing upon this deliberative body whose task it is to make choices on behalf of the other residents of this great state. We confess that our choices—individually and collectively—are sometimes contrary to Thy will, and for these errors in judgment we pray Thy forgiveness. We give Thee thanks for the privilege of living under a governmental system in which we are ruled by laws, not by men. May the Senators here assembled be open to Thy leading as they consider issues—weighing pressure against

pressure, fact against fact, judgment against judgment. May the decisions made by the Senators be for the greatest good for the greatest number. Above all, may these decisions be acceptable unto Thee. In Jesus name. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

Senator Terrill advised that Senator Taliaferro had been moved to room 823 of Baptist Memorial Hospital and is doing nicely, but will not be allowed visitors for a few days. He further advised that blood donors are needed to replace 6 pints of blood used during the surgery.

REQUEST FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following named persons and ordered referred to the Committee on Lobby Permits:

William J. Robinson, 2200 N. W. 56th Terrace, Oklahoma City, representing the American Mutual Insurance Alliance.

M. V. "Johnny" Armstrong, 1009 North Main, Sand Springs, Oklahoma, representing the International Union, UAW.

Holland R. Owen, 1120 S. W. 70th Street, Oklahoma City, representing the International Union, UAW.

CITATIONS

Upon motion of Senator Crow, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Miss Mary Jeanne

Fancher, named Good Citizen of Oklahoma.

Upon motion of Senator Terrill, pursuant to Rule 8-b, a Citation of Merit was ordered issued to Bob Pyle and Lawton High School Band for representing Oklahoma in the Cotton Bowl.

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 3, 1969, of Enrolled SBs 67, 82 and 92 entitled:

SB 67—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Educational Television Authority and making an appropriation thereto; stating the purpose; providing for the appointment of employees and authorization for other expenditures; providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 82—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma State Legislative Council; making an appropriation thereto; stating the purpose; providing for the appointment and compensation of employees; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 92—By Smalley of the Senate and Wolf (Leland) and Cate of the House—An Act relating to Public Health and Safety; amending 63 O. S. 1961, § 485.5; providing for membership of the Oklahoma Cerebral Palsy Commission; providing for term, compensation and expenses of members; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 7.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 81, and naming House Conferrees as follows: Willis, Miskelly and Bickford.

COMMITTEE REPORTS

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

DO PASS:

SB 138—Judiciary.

HB 1042—Judiciary.

HB 1043—Judiciary.

HB 1054—Judiciary.

DO PASS, as amended:

SB 141—Judiciary—Coauthored by Birdsong.

SB 142—Judiciary—Coauthored by Birdsong.

FIRST READING

The following Bills were introduced and read the first time:

SB 155—By Birdsong and Garrison of the Senate and Sandlin of the House—An Act relating to workmen's compensation; amending Section 1, Chapter 64, O. S. L. 1968 (85 O. S. Supp. 1968, § 95); prescribing fees to be collected by State Industrial Court for furnishing copies of documents or handbook on workmen's compensation laws; providing for deposit and expenditure of fees so collected; and declaring an emergency.

SB 156—By Miller—An Act relating to elections; amending 26 O. S. 1961, § 93.3, as amended by Section 1, Chapter 38, O. S. L. 1967 (26 O. S. Supp. 1968, § 93.3), 26 O. S. 1961, § § 93.4, 101b, 101f, 102.3, 102.7 and 103.5; providing for the removal of restriction on registration five days after each election; and declaring an emergency.

SB 157—By Stipe—An Act relating to workmen's compensation; amending 85 O. S. 1961, § 61, as amended by Section 1, Chapter 143, O. S. L. 1968 (85 O. S. Supp. 1968, § 61); providing ways for an employer to secure compensation to his employees; restricting such ways of providing compensation to insuring with the State Insurance Fund, providing a scheme of benefits or insurance in lieu of workmen's compensation, or providing self-insurance; and declaring an emergency.

SB 158—By Luton—An Act relating to the office of District Attorney; amending Sections 14 and 15, Chapter 256, O. S. L. 1965, as last amended by Section 1, Chapter 194, and Section 1, Chapter 272, O. S. L. 1968 (19 O. S. Supp. 1968, § § 215.14 and 215.15); fixing salary of District Attorney at amount equal to salary of District Judge; prescribing salaries of assistants, investigators, clerks and stenographers; providing for payment of salaries; providing for retirement; providing for certain duties of the Attorney General and the State Director of Finance; fixing qualifications of Assistant District Attorneys; 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 146—Governmental Affairs.

SB 147—Roads and Highways.

SB 148—Finance and Commerce.

SB 149—Business Relations.

SB 150—Business Relations.

SB 151—Business Relations.

SB 152—Judiciary.

SB 153—Municipal Government.

SB 154—Roads and Highways.

HB 1040—Judiciary.

HB 1044—Judiciary.

HB 1103—Appropriations and Budget.

HB 1121—Appropriations and Budget.

HB 1192—Roads and Highways.

HB 1193—Judiciary.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 119, 126 and SCR 9 each correctly engrossed.

SB 47 correctly enrolled.

Engrossed **SBs 119, 126 and SCR 9** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 47** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 100 by Stipe was read and considered.

Senator Berrong moved to amend **SB 100**, page 2, line 15 by inserting after the word "after", and before the word "notice," the word "written", which amendment was declared adopted.

Senator Berrong moved to amend **SB 100**, page 3, line 6, by inserting after the word "after", and before the word "notice", the word "written", which amendment was declared adopted.

Senator Berrong moved to amend **SB 100**, page 3, line 10, by striking after the word "from", and before the word "which", the words "the project or the part thereof", and substitute therefor the words "that part of the project", which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 100**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 100**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 100 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smith, Stipe, Terrill, Young.—31.

Nay: Berrong, Boecher, Bradley, Crow, Dacus, Garrison, Holden, Inhofe, McCune, McGraw, Short, Smalley, Stansberry, Williams.—14.

Excused: Baldwin, Breckinridge, Taliaferro.—3.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smith, Stansberry, Stipe, Terrill, Young.—36.

Nay: Berrong, Boecher, Garrison, Inhofe, McCune, McGraw, Short, Smalley, Williams.—9.

Excused: Baldwin, Breckinridge, Taliaferro.—3.

The emergency was declared passed.

SB 100, as amended, was referred for engrossment.

PENDING SENATE ACTION

SR 7 By Crow was taken up for consideration.

Senator Terrill moved to amend SR 7, page 1, line 30 by striking after the word "requested" and before the word "operation", on line 31, the language contained therein and substituting therefor the language "to refer to the appropriate standing committee or sub-committee this resolution for the purpose of holding hearings concerning the"; by striking Section 3; re-numbering the remaining Sections; and

amending the Title to conform thereto, which amendment was declared adopted upon a roll call as follows:

Aye: Baggett, Birdsong, Boecher, Garrison, Grantham, Horn, Howard, Keels, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill.—21.

Nay: Atkinson, Berrong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Graves, Hamilton, Holden, Inhofe, Lane, McSpadden, Martin, Phillips, Porter, Stansberry, Stipe, Young.—20.

Excused: Baldwin, Breckinridge, Ham, Hargrave, Massey, Taliaferro.—6.

Excused From Voting: Williams.—1.

(Sec. 24 Art. 5 Const.)

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

SR 7—by Crow—A Resolution requesting the President Pro Tempore of the State Senate to refer to the appropriate standing committee or subcommittee this Resolution for the purpose of holding hearings concerning the operations and activities of the Oklahoma Liquefied Petroleum Gas Board; empowering such committee to issue all process known to courts of record, including punishment for contempt; making Sergeant at Arms of the Senate the service officer for the committee; authorizing payment of necessary travel allowances and expenses of committee; requiring committee to prepare and submit to the Senate a report of the investigation together with any suggested action for consideration of the Thirty-Second Legislature.

WHEREAS, the primary functions of the Oklahoma Liquefied Petroleum Gas Board are those of safety and regulation; and

WHEREAS, said board may be operating outside the scope of its statutory authority; and

WHEREAS, it has come to the atten-

tion of the Senate that it may be desirable to investigate the operations and activities of said board.

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

SECTION 1. That the President Pro Tempore of the State Senate be and is hereby requested to refer to the appropriate standing committee or subcommittee this resolution for the purpose of holding hearings concerning the operations and activities of said Board and to determine whether the Oklahoma Liquefied Petroleum Gas Board is operating outside the scope of its statutory authority.

SECTION 2. The said committee is hereby authorized and empowered to issue all process known to courts of record, including the power to subpoena witnesses and administer oaths, take and record testimony, examine documents and records, and to punish as for contempt any disobedience of process and any contumacious or disorderly conduct, as provided for by law.

SECTION 3. In the event any witness shall refuse to attend when summoned, to produce any document or record when required to do so, to testify when attending, or to answer any questions propounded to him, the chairman of the committee, or in his absence the vice-chairman, may immediately report such action, together with the name of any such witness and the nature of his refusal, to the State Senate in open session so that such witness shall be dealt with as may seem just and proper.

SECTION 4. For the purpose of serving of all process directed by said committee, the Sergeant at Arms of the Senate is hereby designated as service officer to serve without additional compensation, except for necessary travel and other expense which may be incurred in the performance of his duties hereof.

SECTION 5. Members of the committee engaged and attending any phase of the investigation directed by this resolution shall be paid such travel and expense allowance as is now authorized by the State Senate or by law for the necessary expense that may be incurred in the performance of their duties hereunder.

SECTION 6. At the conclusion of their investigation the members of the committee shall prepare and submit to the Senate a report of their investigation together with any suggested action for consideration of the Thirty-second Legislature.

Senator Breckinridge asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1028, 1029 and 1041.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 43 by Howard was called up for further consideration.

The vote occurring upon the Hamilton amendment to SB 43 pages 2, 3 and 4, submitted on the last legislative day, it was declared adopted.

Senator Smalley, accompanied by Senator Hamilton moved to amend SB 43, page 4, line 1, by inserting the sentence "Nothing in this act shall prohibit the State Board of Education from taking independent action on cases not coming through said Commission insofar as suspension or revoking certificates are concerned under the present regulations and statutes", which amendment was declared adopted.

Upon motion of Senator Howard, SB 43, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 43, as amended, was

considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 43 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Bradley, Breckinridge, Crow, Field, Garrett, Graves, Ham, Hamilton, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Short, Smalley, Smith, Terrill, Young.—29.

Nay: Baggett, Berrong, Boecher, Dacus, Ferrell, Garrison, Grantham, Holden, Inhofe, Keels, Nichols, Porter, Romang, Stansberry, Stipe, Williams.—16.

Excused: Baldwin, Hargrave, Taliaferro.—3.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Crow, Field, Garrett, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Short, Smalley, Smith, Stansberry, Terrill, Young.—33.

Nay: Berrong, Boecher, Dacus, Ferrell, Garrison, Holden, Keels, Nichols, Porter, Romang, Stipe, Williams.—12.

Excused: Baldwin, Hargrave, Taliaferro.—3.

The emergency was declared passed.

SB 43, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 47**.

The above numbered Enrolled Bill was referred to the Governor.

Senator Grantham presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 9**—Coauthored by entire House membership.

The above numbered Resolution was referred for enrollment.

President Pro Tempore Smith presiding.

PENDING SENATE ACTION

SCR 10 by Baggett, Miller, Smalley and Murphy of the Senate and Cate of the House was called up for consideration.

Senator Romang moved to amend **SCR 10**, page 2, lines 11 through 14, by striking all language contained thereon, which amendment was tabled upon motion of Senator Terrill upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Crow, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Terrill.—27.

Nay: Berrong, Breckinridge, Dacus, Ferrell, Field, Garrison, Inhofe, Lane, McCune, McGraw, Martin, Nichols, Romang, Short, Williams, Young.—16.

Excused: Baldwin, Hargrave, Porter, Stansberry, Taliaferro.—5.

Senator McSpadden moved to amend **SCR 10**, page 2, beginning on line 22, by striking after the word "regulations" the remainder of line 22, and all of lines 23 through 35, and inserting in lieu thereof the language, "To provide in all liberal arts schools that tri-mester systems be adopted, that core courses be adopted for all freshmen and sophomore students, and that team teaching methods be adopted, thus utilizing for the taxpayers of Oklahoma the complete use of facilities at the tax supported institutions of Oklahoma."

Senator Payne asked to be made coauthor of the McSpadden amendment, which was the order.

Senator Baggett moved to table the McSpadden-Payne amendment, which motion

was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Dacus, Field, Garrett, Keels, Luton, Miller, Murphy, Porter, Smalley, Terrill.—14.

Nay: Boecher, Bradley, Breckinridge, Crow, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, McCune, McGraw, McSpadden, Massey, Medearis, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams, Young.—29.

Excused: Baldwin, Hargrave, Martin, Stansberry, Taliaferro.—5.

The vote occurring upon the McSpadden-Payne amendment, it was declared adopted.

Senators Baggett, Smalley, Murphy and Miller asked that their names be removed as coauthors of **SCR 10**, which was the order.

Senator McSpadden asked that he be shown as the Senate author of **SCR 10**, which was the order.

Senator Stipe asked to be made a co-author of **SCR 10**, which was the order.

Senator Short moved to amend **SCR 10** by adding a new Section 2 to read as follows: "Providing further that enrollment of out-of-state students in graduate courses be limited to no more than 15%", which amendment was tabled upon motion of Senator Hamilton.

Senator McSpadden moved the adoption

of **SCR 10**, as amended, which motion failed of adoption, upon a roll call as follows:

Aye: Grantham, Holden, Horn, Howard, Lane, McSpadden, Massey, Medearis, Nichols, Payne, Stipe, Young.—12.

Nay: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Field, Garrison, Hamilton, Inhofe, Keels, McCune, McGraw, Martin, Miller, Murphy, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams.—25.

Excused: Baldwin, Boecher, Crow, Ferrell, Garrett, Graves, Ham, Hargrave, Luton, Stansberry, Taliaferro.—11.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1136** requesting Conference and naming Conferees as follows: Odom (Martin), Abbott, Allard, Mountford and Willis.

Upon motion of Senator Terrill, the request of the Honorable House for a conference on **HB 1136** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1136**: Terrill, Baldwin, Hamilton, Short and Massey.

Senator Terrill 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 Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

of SCR 10, a resolution, passed by the House of Representatives, and a resolution, passed by the Senate, to the effect that the House of Representatives should not pass any bill which would increase the number of members of the House of Representatives beyond the number of members of the House of Representatives as provided for in the Constitution of the United States.

MESSAGE FROM THE HOUSE

Addressed to the Senate by the Speaker of the House of Representatives, Mr. Charles D. Walcott, on February 2, 1906.

CC APPROPRIATION

Resolved, That the sum of \$100,000 be appropriated for the purpose of carrying out the provisions of the act approved July 1, 1905, entitled "An act to provide for the construction of a canal between the Gulf of Mexico and the Gulf of California."

The Senate has passed the bill, and the House of Representatives has passed the bill, and the President has signed the bill, and the bill has become a law.

declared that the House of Representatives should not pass any bill which would increase the number of members of the House of Representatives beyond the number of members of the House of Representatives as provided for in the Constitution of the United States.

Mr. Walcott, Speaker of the House of Representatives, addressed the Senate on February 2, 1906, and presented the message from the House of Representatives.

Mr. Walcott, Speaker of the House of Representatives, addressed the Senate on February 2, 1906, and presented the message from the House of Representatives.

The Senate has passed the bill, and the House of Representatives has passed the bill, and the President has signed the bill, and the bill has become a law.

Seventeenth Legislative Day

Tuesday, February 4, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Ferrell, Ham, Luton, Nichols, Porter, Taliaferro.—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 Grantham:

Heavenly Father, who art over all but who art concerned with each of us, we bow before Thee because of our reverence for Thee and because of our trust in Thee. We confess that we are guilty of a self-centeredness that goes beyond self-respect. This self-centeredness separates us from Thee and causes our decisions to be less than the best. We thank Thee for the sacrifices made by the Senators and their families that they might serve their fellow citizens in the arduous task of legislation. We lift up to Thee our concern for our colleague, Senator Taliaferro, now in the hospital. We are human, Lord, with human problems. May we open ourselves to Thee as we seek to find solutions for these

problems which we find in ourselves, in our families, in our vocation, and in our state. 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 1123—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act relating to the State Department of Agriculture and making; and declaring an emergency.)

HB 1138—By Smithey, Goodfellow, Ford and Hatchett—An Act relating to crimes and punishment; providing for laws covering riots, providing penalties; providing severability; providing said Act shall not supersede any other act and shall be cumulative thereto; and declaring an emergency.

HB 1153—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act relating to public finance, repealing; and declaring an emergency.)

HB 1166—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act relating to the reserve appropriation fund and making; and declaring an emergency.)

HB 1182—By Tarwater—An Act relating to State Officers and Employees; amending Section 4, Chapter 374. O. S. L. 1967 (74 O. S. Supp. 1968, § 1304); creating the State Employees Group Health Board; providing for change in membership of

board; providing for officers of board; and declaring an emergency.

HB 1196—By Tarwater—An Act relating to insurance, amending 36 O. S. 1961, Section 1115, as amended by Section 1, Chapter 111, O. S. L. 1968 (36 O. S. Supp. 1968, § 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, 1970; making provisions severable; and declaring an emergency.

HB 1218—By Bickford and McCune of the House and Smalley of the Senate—An Act relating to commencement of civil actions; amending 12 O. S. 1961, § 97, to provide for extension of time for procurement of services by mailing; and declaring an emergency.

HB 1231—By Tabor—An Act relating to posting of bond for violations of Game and Fish Laws, Water Safety Laws and Water Pollution Laws; amending Sections 1 and 3, Chapter 115, O. S. L. 1968 (22 O. S. Supp. 1968, § § 1111 and 1113); providing for deposit of cash bonds; providing for plea of guilty; and declaring an emergency.

HB 1232—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the State of Oklahoma Building Bonds of 1965; providing for the continuation and reappropriation of the appropriation made by House Bill No. 1032 of the Thirtieth Oklahoma Legislature to the Oklahoma State Regents for Higher Education and reappropriated in House Bill No. 653, First Session of the Thirty-First Oklahoma Legislature in the original amount of said appropriation, less the amount expended therefrom on the date this Act becomes effective, and less the amounts for which claims have been filed on said date; provided that the amounts reappropriated shall be available for the payment of outstanding obligations accrued against the original appropria-

tions, and for new encumbrances and expenditures arising after this act becomes effective; providing for the use of federal funds; providing that the amounts reappropriated shall be nonfiscal; making the provisions of this Act severable; and declaring an emergency.

HB 1234—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act making appropriations; and declaring an emergency.)

The above numbered HBs were read for the first time.

REQUEST FOR LOBBY PERMIT

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

John L. Ferguson, 2834 East 47th Place, Tulsa, representing the Tulsa Chamber of Commerce.

CITATION

Upon motion of Senator Massey, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Trooper Walter Crow, District 3, Madill, for displaying great heroism and devotion to duty.

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 Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 124—Conservation and Economic Development.

HB 1156—Education—Co-authored by Smith (E.W.), Miskelly, York and Nance of the House and Keels and Birdsong of the Senate.

FIRST READING

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

SB 159—By Murphy—An Act relating to the custody of children; declaring public policy; defining terms; prescribing the conditions under which and the procedure by which jurisdiction shall be exercised in determining the custody of children; providing for cooperation with other states and nations in relation to the exercise of jurisdiction over the custody of children; providing for the effect of custody decrees, and for the establishment, recognition and enforcement in this State of such decrees entered by courts of another state or nation, and for the terms and conditions upon which such decrees may be modified through proceedings here; and providing for severability.

SB 160—By Howard—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, § 22.5d; to provide method of apportionment of monies received from license and registration fees of house trailers and mobile homes; and declaring an emergency.

SB 161—By Howard—An Act relating to crimes and punishments; providing the provisions of the Oklahoma Law on Obscenity, Chapter 121, O. S. L. 1968 (21 O. S. Supp. 1968, § § 1040.11 to 1040.25, inclusive) shall not, under certain circumstances, apply to motion picture projection machine operators; providing for codification; making provisions of act severable; and declaring an emergency.

SB 162—By Grantham and Young of the Senate and Sparkman, Conaghan and Peterson of the House—An Act relating to mentally retarded persons; amending Section 13 of Chapter 37, Oklahoma Session Laws 1963 (56 O. S. Supp. 1968, § 313); providing for out-patient facilities and day care centers and care for mentally retarded persons; and declaring an emergency.

SB 163—By Grantham and Young of the Senate and Sparkman, Conaghan and Peterson of the House—An Act relating to mental retardation; authorizing agreements between Department of Public Welfare and counties, and agreements between Department of Public Welfare and other nonprofit public and private agencies and organizations, for operation of Community Mental Retardation Complex Facilities; fixing certain requirements; and declaring an emergency.

SB 164—By Grantham and Young of the Senate and Sparkman, Conaghan and Peterson of the House—An Act relating to mentally retarded persons; amending Section 808 of Chapter 325, Oklahoma Session Laws 1963 (63 O. S. Supp. 1968, § 1-808); providing that State Board of Health shall adopt special rules, regulations and standards for certain nursing homes, rest homes and specialized homes, and shall require such homes to have on their staffs persons trained in State Schools for the Mentally Retarded; and declaring an emergency.

SB 165—By Hamilton of the Senate and Sullivan of the House—An Act relating to licensing and registration of certain motor vehicles; classifying specially motor vehicles used exclusively for first transportation of unfinished forest products and fixing license fee rates therefor; making provisions cumulative to all other laws relating to the licensing and registration of vehicles; fixing effective date; providing for codification; and declaring an emergency.

SB 166—By Hamilton and Stipe of the Senate and Jones and Sullivan of the House—An Act relating to the State Department of Health and making a supplemental appropriation thereto; stating as the purpose the carrying out of the activities of Eastern Oklahoma Tuberculosis Sanatorium; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 167—By Howard—An Act relating to crimes and punishments; amending 21 O.

S. 1961, § 1040.8, to, under certain circumstances, except motion picture projection machine operators from said Section's provisions; and declaring an emergency.

SECOND READING

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

SB 155—Judiciary.

SB 156—Governmental Affairs.

SB 157—Judiciary.

SB 158—Judiciary, then to Appropriations and Budget.

GENERAL ORDER

HB 1054 by Payne, Nance, Thompson and Williams of the House and Murphy of the Senate was read and considered.

Senators McGraw, Short and Stansberry asked to be made coauthors of **HB 1054**, which was the order.

Upon motion of Senator Murphy, **HB 1054** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1054** was 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.
—40.

Nay: Hamilton, Williams.—2.

Excused: Ferrell, Ham, Luton, Nichols, Porter, Taliaferro.—6.

The bill was declared passed.

HB 1054 was ordered withheld pursuant to Rule 19-f.

Senator Nichols asked to be shown present, which was the order.

UNANIMOUS CONSENT REQUEST

Senator Grantham asked unanimous consent, which was granted, that the Judiciary Sub-Committee, appointed pursuant to **SCR 8**, be shown excused for this legislative day and future legislative days when meetings of the Committee will be held; members of the Committee being: Grantham, Garrett, Garrison, Hargrave and Ham.

DECLARATION OF VOTE

Senator Graves asked that the record show, had he been present at the time of third reading and final passage of **SCR 10**, he would have voted NAY, which was the order.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 7, 9 and **SR 7** each correctly enrolled.

Enrolled **SCRs 7** and **9** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 7** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

Upon motion of Senator McGraw, **SB 12** was ordered withdrawn from the Calendar and re-referred to the Judiciary Committee.

HB 1042 by McCune and Goodfellow of the House and Smalley of the Senate was read and considered.

By unanimous consent, upon request of Senator Hamilton, further consideration of

HB 1042 was deferred for this legislative day.

GENERAL ORDER

HB 1043 by McCune of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1043** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1043** was placed upon third reading and final passage.

THIRD READING

HB 1043 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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Ferrell, Ham, Luton, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Ferrell, Ham, Luton, Porter, Taliaferro.—5.

The emergency was declared passed.

HB 1043 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 138 by Payne was read and considered.

Upon motion of Senator Payne, **SB 138** was advanced to engrossment.

By unanimous consent, upon request of Senator Payne, **SB 138** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 138 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Nay: Short.—1.

Excused: Ferrell, Garrett, Ham, Inhofe, Luton, Porter, Taliaferro.—7.

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, Crow, Dacus, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Nay: Short.—1.

Excused: Ferrell, Garrett, Ham, Inhofe, Luton, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 138 was referred for engrossment.

Senators Ferrell and Luton asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 100 correctly engrossed.

Engrossed **SB 100** was properly signed and ordered transmitted to the Honorable House for consideration.

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

*

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

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of the executive nomination of LAWRENCE TOMAH, Jr., of Walters, as member of the Indian Affairs Commission, to serve a three (3) year term ending August 15, 1971, and effective upon Senate confirmation. Mr. Tomah succeeds himself.

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 of the Indian Affairs Commission, to serve a three (3) year term ending August 15, 1971, and effective upon Senate confirmation. Mr. Moran succeeds himself.

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of the executive nomination of Dr. STANLEY CLIFTON, of Norman, as member of the Commission on Alcoholism, to serve a four (4) year term ending April 30, 1972, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator McSpadden, advised and consented to the confirmation of the executive nomination of Dr. HARRY HALTERMAN, of Jay, as member of the Grand River Dam Authority, to serve a seven (7) year term ending the Second Tuesday, January, 1975, and effective upon Senate confirmation. Dr. Halterman succeeds Mr. Nicks.

The Senate, in executive session and upon motion of Senator Baggett, advised and consented to the confirmation of the executive nomination of Mrs. M. B. GLISMANN, of Oklahoma City, as member of the Human Rights Commission, to serve a three (3) year term ending July 15, 1971, and effective upon Senate confirmation. Mrs. Glismann succeeds herself.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of the executive nomination of PRESLEY FORD, Jr., of Tulsa, as member to the Oklahoma State Board of Public Accountancy, to serve a one (1) year term ending June 30, 1969 and effective upon Senate confirmation.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of the executive nomination of PAUL S. LOVOI, of Tulsa, as member to the Oklahoma State Board of Public Accountancy, to serve a three (3) year term ending June 30, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Atkinson, advised and consented to the confirmation of the executive nomination of MILES HALL, Jr., of Midwest City, as member of the Oklahoma State Board of Public Accountancy, to serve a five (5) year term ending June 30, 1973, and effective upon Senate confirmation. Mr. Hall succeeds Gordon Reische.

The Senate, in executive session and upon motion of Senator McSpadden, ad-

vised and consented to the confirmation of the executive nomination of NORMAN CLAWSON, of Claremore, as member of the Oklahoma Industrial Finance Authority, to serve a six (6) year term ending November 11, 1974, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Stansberry, advised and consented to the confirmation of OMER L. PETERS, of Oklahoma City, as member of the Oklahoma State Board of Public Accountancy to serve a two (2) year term ending June 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 CHARLES CODDING, of Foraker, as member, State Board of Agriculture, to serve a five (5) year term ending April 26, 1973, and effective upon Senate confirmation. Mr. Coddington succeeds himself.

The Senate, in executive session and upon motion of Senator Nichols, advised and consented to the confirmation of the executive nomination of WILLIAM MORGAN, of Wetumka, as member to the Oklahoma Wildlife Conservation Commission, to serve an eight (8) year term ending July 1, 1976, and effective upon Senate confirmation. Mr. Morgan succeeds Mr. Parish.

The Senate, in executive session and upon motion of Senator Luton, advised and consented to the confirmation of GLENN L. BERKENBILE, Muskogee, as

member of the Oklahoma State Board of Health, to serve a nine (9) year term ending June 30, 1977, and effective upon Senate confirmation. Mr. Berkenbile succeeds William Weaver.

MESSAGE FROM THE HOUSE

Advising passage of and returning Enrolled SB 104, as amended.

HAS to SB 104 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO THE OKLAHOMA STATE REGENTS; AND DECLARING AN EMERGENCY".

AMENDMENT NO. 2. Amend Page 1, Lines 10 and 22, in the word "ERADICATION" insert the letter "A" after the "C" and before the "T".

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCRs 7 and 9.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

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

BILLS RELEASED

As provided under Rule 19-f, HBs 1043 and 1054 were properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Eighteenth Legislative Day

Wednesday, February 5, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Bradley, Grantham, Ham, Porter, Taliaferro.—5.

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 Dacus:

Infinite God, who always was, is now, and will always be, we finite men bow before Thee. Forgive us as we confess that sometimes we misuse our authority, a misuse that leads to an unfair inequality among men who were born equal in Thy sight. We give Thee thanks for the continuing recovery of Senator Taliaferro. We pray that all who are in pain or sickness may become whole again. We give Thee thanks for the dedicated efforts of the many employees of this state who help the Senators in the discharge of their duties. May the Senators and these helpers go about their respective duties with a sense of living and working within Thy will. We pray these things in the name

of Him who shows us best who You are and how we can live, even Jesus Christ, Thy Son. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 4, 1969, of Enrolled SB 47 entitled:

SB 47—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to various state agencies and making supplemental appropriations thereto; stating purpose of appropriations; providing lapse date; making provisions of this Act severable; and declaring an emergency,

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1101—By Willis, Miskelly, Townsend, Williamson, Rogers, Tarwater, Gooden, McKee, Sullivan, Hesser, Witt, Raibourn, Atkins, Greenhaw, Sparkman, Hatchett, Thornhill and Kamas of the House and McSpadden and Massey of the Senate—An Act relating to Public Education, making appropriations to the State Board for Vocational and Technical Education; stating the purpose; providing for cooperation with United States Office of Education; authorizing appointment and compensation of personnel, providing lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

HB 1105—By Willis and Miskelly of the House and McSpadden and Massey of the

Senate—(An Act relating to the State Veterans; and declaring an emergency.)

HB 1241—By Sparkman, McCune, Beauchamp, Bamberger, Bickford and Peterson of the House and Grantham of the Senate—An Act relating to children; amending Section 108 of Chapter 282, O. S. L. 1968 (10 O. S. Supp. 1968, § 1108); authorizing counties to provide and operate detention facilities; and declaring an emergency.

HB 1252—By Allard and Patterson of the House and Young of the Senate—An Act relating to cities and towns; amending 11 O. S. 1961, § 958.7, as amended by Section 5, Chapter 391, O. S. L. 1968 (11 O. S. Supp. 1968, § 958.7); providing for appointment of Judge of Municipal Courts in cities with less than seven thousand five hundred population; providing qualifications; and declaring an emergency.

HB 1253—By Allard, Thompson, Patterson and Sparkman of the House and Ferrell and Short of the Senate—An Act relating to publication of legal notices in newspapers; amending 25 O. S. 1961, § 106, as amended by Section 1, Chapter 63, O. S. L. 1967 (25 O. S. Supp. 1968, § 106); providing for qualifications of newspapers publishing legal notices or advertisements of any kind in certain situations; and declaring an emergency.

The above numbered HBs were read for the first time.

REQUEST FOR LOBBY PERMIT

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

David T. Darby, 3840 Northwest 18th Street, Oklahoma City, representing the Oklahoma City Firefighters Association.

COMMITTEE REPORTS

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

DO PASS:

SB 7—Constitutional Revisions and Regulatory Services.

SB 83—Appropriations and Budget.

SB 98—Appropriations and Budget.

SB 134—Business Relations—Co-authored by Payne.

SB 140—Business Relations.

SB 146—Governmental Affairs.

DO PASS, as amended:

SB 73—Appropriations and Budget.

SB 78—Appropriations and Budget.

SB 99—Appropriations and Budget.

SB 114—Constitutional Revisions and Regulatory Services.

SB 125—Constitutional Revisions and Regulatory Services—Co-authored by Smalley.

HB 1051—Governmental Affairs.

FIRST READING

The following Bills were introduced and read the first time:

SB 168—By McSpadden—An Act relating to surplus property; amending 80 O. S. 1961, § 34.5; authorizing State Surplus Property Agent to acquire surplus property for nonprofit tax-exempt institutions and for trustees of public trusts; and declaring an emergency.

SB 169—By Ham, Boecher and Berrong—An Act relating to professions and occupations; amending 59 O. S. 1961, § 396.3, as amended by Section 3, Chapter 117, O. S. L. 1963 (59 O. S. Supp. 1968, § 396.3) and 59 O. S. 1961, §§ 396.4, 396.12, 396.14, 396.18 and 396.24; relating to funeral directors and embalmers; providing fees and licenses; providing rules and regulations; providing executive secretary-treasurer; providing compensation and duties; and declaring an emergency.

SB 170—By Hamilton of the Senate and Sullivan of the House—An Act relating to the Oklahoma Industrial Development and Parks Department; making an appropriation thereto for continued study toward

and restoration of the Spiro Indian Mounds Complex; making the appropriation non-fiscal; and declaring an emergency.

SB 171—By Murphy—An Act relating to vocational and technical education; creating the State Department of Vocational and Technical Education; providing for administration and operation thereof; authorizing department to operate, maintain or otherwise provide for schools and classes of instruction and training; authorizing charge of tuition fees; providing for distribution and use of tuition fees; providing for equipment pool, and transfer of equipment thereto and therefrom; directing codification; and declaring an emergency.

SB 172—By Murphy—An Act concerning the recognition of Notarial acts (including Acknowledgments but extending to all Notarial Acts as defined) performed outside this State for use within this State; defining terms; specifying by whom such acts may be performed; providing for the authentication of the authority of the officer performing such Notarial acts; providing for the content of Certificates of Acknowledgment and for the recognition and effect of such certificates and providing non-exclusive permissible short forms of Acknowledgment; and providing for uniformity of construction.

SB 173—By Smalley—An Act relating to the training of law enforcement officers; amending Section 311, Chapter 396, O. S. L. 1965, as amended by Section 1, Chapter 6, O. S. L. 1967 (70 O. S. Supp. 1968, § 3311); providing for the training of all Peace Officers; defining police or peace officer; and declaring an emergency.

SECOND READING

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

SB 159—Judiciary.

SB 160—Revenue and Taxation.

SB 161—Judiciary.

SB 162—Public Affairs.

SB 163—Public Affairs.

SB 164—Public Affairs.

SB 165—Revenue and Taxation.

SB 166—Appropriations and Budget.

SB 167—Judiciary.

HB 1123—Appropriations and Budget.

HB 1138—Judiciary.

HB 1153—Appropriations and Budget.

HB 1166—Appropriations and Budget.

HB 1182—Business Relations.

HB 1196—Business Relations.

HB 1218—Judiciary.

HB 1231—Judiciary.

HB 1232—Appropriations and Budget.

HB 1234—Appropriations and Budget.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1042 by McCune, et al, of the House and Smalley of the Senate was considered further.

Upon motion of Senator Smalley, **HB 1042** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1042** was placed upon third reading and final passage.

THIRD READING

HB 1042 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, Breckinridge, Ferrell, Garrett, Garrison, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—33.

Nay: Dacus, Hamilton, Horn, Lane, Martin, Payne, Williams.—7.

Excused: Baggett, Bradley, Crow, Field, Grantham, Ham, Porter, Taliaferro.—8.

The bill was declared passed.

Senator Grantham asked to be shown present, which was the order.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—36.

Nay: Dacus, Hamilton, Horn, Lane, Martin, Payne, Williams.—7.

Excused: Bradley, Crow, Ham, Porter, Taliaferro.—5.

The emergency was declared passed.

HB 1042 was ordered withheld pursuant to Rule 19-f.

Senator Smalley presiding.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 1156 by Bengtson, et al, of the House and Keels and Birdsong of the Senate was read and considered.

Upon motion of Senator Keels, HB 1156 was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, HB 1156 was placed upon third reading and final passage.

THIRD READING

HB 1156 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, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips,

Romang, Short, Smalley, Stansberry, Stipe, Terrill, Young.—37.

Nay: Baldwin, Berrong, Field, Horn, Luton, Payne, Williams.—7.

Excused: Bradley, Porter, Smith, Taliaferro—4.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Young.—37.

Nay: Baldwin, Berrong, Field, Horn, Luton, Payne, Williams.—7.

Excused: Bradley, Porter, Smith, Taliaferro—4.

The emergency was declared passed.

HB 1156 was ordered withheld pursuant to Rule 19-f.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 43 and 138 each correctly engrossed.

Engrossed SBs 43 and 138 were properly signed and ordered transmitted to the Honorable House for consideration.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Hamilton, the Senate concurred in HAS to SB 104.

SB 104, 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, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw,

McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—43.

Nay: Baggett.—1.

Excused: Bradley, Porter, Smith, Taliaferro.—4.

MOTION TO RECONSIDER VOTE

Senator Hamilton asked unanimous consent that the Rules be suspended for the purpose of reconsidering the vote by which **SB 104** passed, which was the order.

As provided under Rule 19-b, Senator Hamilton moved that the vote be reconsidered by which **SB 104** passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Baggett.—1.

Excused: Boecher, Bradley, Howard, Porter, Smith, Taliaferro.—6.

Senator Hamilton moved that the Senate refuse to concur in **HAs** to **SB 104** and request the Honorable House to grant a Conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, the Presiding Officer, having been authorized by the President Pro Tempore so to do, announced the appointment of the following Senate Conferees under **SB 104**: Hamilton, Lane and Medearis.

MESSAGE FROM THE HOUSE

Advising fourth reading of and trans-

mitting for signature Enrolled **HBs 1043** and **1054**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

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 1134**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1134** was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1134, and Engrossed Senate Amendments thereto, by Abbott, et al of the House and Smalley of the Senate entitled:

An Act relating to schools; amending Section 9, Chapter 397, O. S. L. 1965, as last amended by Section 6, Chapter 375, O. S. L. 1968 (70 O. S. Supp. 1968, § 18-9a); providing for adjustments and limitation; 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.

FOR THE SENATE: Smalley, Baggett, Miller.

FOR THE HOUSE: Abbott, Wolf (Leland), Cate.

CCS for **HB 1134**—By Abbott, et al of the House and Smalley of the Senate.

An Act relating to schools; amending Section 9, Chapter 397, O. S. L. 1965, as last amended by Section 6, Chapter 375, O. S. L. 1968 (70 O. S. Supp. 1968, §

18-9A); providing for adjustments and limitation; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. Section 9, Chapter 397, O. S. L. 1965, as last amended by Section 6, Chapter 375, O. S. L. 1968 (70 O. S. Supp., § 18-9A), is amended to read as follows:

§ 18-9A. (a) The State Board of Education is authorized to adjust the Foundation Program Aid AND 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]** FOUNDATION Aid.

(b) If any district, or a part of a district, becomes a part of another district by consolidation, annexation, or otherwise, the attendance and State Aid, except the transportation allowance, in such district for the immediately preceding year shall be proportionately considered in computing the average daily attendance and the level of state support of the district or districts wherein its pupils will attend school the ensuing year.

(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 or in the current assessed valuation of personal and/or public service properties. 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.

(d) The Foundation Program Aid shall not exceed Three Hundred Dollars (\$300.00) per child for any school district.

(e) A full term of school under the provisions of this Article shall consist of ten (10) school months in which school has been in session not less than one hundred eighty (180) days; provided, however, that five (5) days may be used for attendance at professional meetings. Provided, further, that a school district may maintain school less than a full term only when other conditions beyond the control of school authorities make impossible the maintenance of said term, but shall have its State Aid reduced proportionately.

(f) If a school district operates a school located in a state institution for the pupils of school age incarcerated in such institution, the attendance of such children shall not be included in the attendance of other schools of such district for the purpose of calculating the State Aid of the district. Provided, such attendance shall not be used for apportioning other miscellaneous revenue; but such school district shall be paid State Aid in the amount of the Foundation Program Aid and the full Incentive Aid of such school regardless of whether the school district qualifies for State Aid as provided elsewhere in this Article.

[(g)]

[(h)] (G) In order to adjust the State guaranteed level of support per child for a school district that has been affected by

an increase or decrease in transfer fees or the transportation allowance based on area served and the number of children transported during the next preceding year, or an unusual change during the first one-half ($\frac{1}{2}$) of the current year, the State Board of Education shall calculate a new transfer fees receivable or transportation allowance and substitute such amount or allowance for the amount used in determining the Equalization Aid for such district in 1963-64. The State Board of Education shall on the basis of such recalculation adjust the Foundation Program Aid for a school district so affected.

Transportation calculations shall be on the basis of the following scale where the number of legally transported pupils per square mile during the next preceding year was:

- (1) .30, Seventy-six Dollars (\$76.00) per year per pupil.
- (2) .60, Fifty-eight Dollars (\$58.00) per year per pupil.
- (3) 1.0, Forty-three Dollars (\$43.00) per year per pupil.
- (4) 2.5, Thirty-six Dollars (\$36.00) per year per pupil.
- (5) 3.5, Thirty-two Dollars (\$32.00) per year per pupil.
- (6) 4.5, Twenty-nine Dollars (\$29.00) per year per pupil.
- (7) 5.5, Twenty-six Dollars (\$26.00) per year per pupil.
- (8) 6.5, Twenty-four Dollars (\$24.00) per year per pupil.
- (9) 7.5, Twenty-two Dollars (\$22.00) per year per pupil.
- (10) 8.0, or more, Fifteen Dollars (\$15.00) per year per pupil.
- (11) When the density is less than .40, or when it is necessary to transport pupils to a school to which they can legally attend within an area assigned as provided by law, the State Board of Education is authorized to make special adjustments to meet the reasonable, but not to exceed the actual, cost of transportation.

(12) Districts having a density of less than 8.0 and more than .30 shall have a per pupil year allowance calculated to the nearest dollar corresponding to the actual density of the district.

(13) A district correction figure shall be determined by dividing the cost of transportation in the district for the previous six (6) years by the minimum program for transportation in the district for the previous six (6) years as calculated by the State Board of Education. Each succeeding year's cost and minimum program, respectively, for an additional year shall be used in determining a permanent district correction figure. The district correction figure shall not exceed 1.25.

(14) The amount of transportation for each district shall be determined by multiplying the average daily attendance of the pupils legally transported during the next preceding year by the appropriate amount per pupil set out in the foregoing schedule and the resulting product multiplied by the district correction figure. The number of pupils per square mile shall be determined by dividing the average daily attendance of the legally transported pupils by the area served as calculated by the State Board of Education. Provided that each school district having more than ten teachers may use any increase for transportation over the amount allowed in 1964-65, or so much thereof as is necessary to provide each regular school bus driver, not otherwise employed by the school district, having a standard School Bus Driver's Certificate and driving a bus with a seating capacity of more than fifteen passengers, a minimum salary of One Thousand Five Hundred Dollars (\$1,500.00) per school term.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be

in full force from and after its passage and approval.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m., tomorrow, which motion was declared adopted.

BILLS RELEASED

As provided under Rule 19-f, HBs 1042,

and 1156 were properly signed and ordered returned to the Honorable House.

Engrossed HB 1129 was properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Nineteenth Legislative Day

Thursday, February 6, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—41.

Excused: Bradley, Horn, Martin, Nichols, Stansberry, Stipe, Taliaferro.—7.

The President declared a quorum present.

Prayer was offered by Senator Miller.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1004—By Smith (Norman), Poulos and 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. 1968, § 1206); providing exemption on franchise tax for certain foreign or domestic institutions; and declaring an emergency.

HB 1039—By Wolfe (Stephen) and McCune of the House and Smalley of the Senate—An Act relating to evidence within civil procedure; amending Section 1, Chapter 218, O. S. L. 1965 (12 O. S. Supp. 1968, § 549); providing for the taking,

serving and answering of interrogatories; prescribing time periods; providing for objections; providing protective court orders and authorizing the court to apply certain sanctions against a party who fails or refuses to answer interrogatories and the requirements of this Act; and declaring an emergency.

HB 1092—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(State Board of Public Affairs Emergency)

HB 1094—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act relating to the Office of the State Treasurer and making; and declaring an emergency.)

HB 1133—By Hancock—An Act relating to apportionment of estate taxes upon estates administered in the Courts of this State; and repealing Chapter 271, O. S. L. 1965 (58 O. S. Supp. 1968, § § 2001 through 2011).

HB 1160—By Connor of the House and Garrison of the Senate—An Act relating to the Oklahoma Turnpike Authority; amending Section 1709 of Chapter 415, O. S. L. 1968; authorizing Oklahoma 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; providing that rate of interest be increased to six percent; and declaring an emergency.

HB 1198—By Dunn, Bradley, Bernard, Barker, Monks, Murphy, Fine, Patterson, Thornhill and Vann—An Act relating to motor vehicles; amending Section 1, Chap-

ter 362, O. S. L. 1967 (47 O. S. Supp. 1968, § 851); requiring vehicles licensed by Oklahoma Tax Commission or exceeding ten thousand pounds in weight to be in safe mechanical condition and bear official inspection sticker; excepting house trailers moved by permit; and declaring an emergency.

HB 1217—By Odom (Martin), Dunn, Hunter, Thornhill and Sullivan of the House and Hamilton of the Senate—An Act relating to motor vehicles; amending 47 O. S. 1961, § 22.12a; providing fees for temporary licensing of vehicles of nonresidents; and declaring an emergency.

The above numbered HBs were read for the first time.

COMMITTEE REPORTS

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

DO PASS:

SB 130—Roads and Highways.

HB 1086—Appropriations and Budget.

HB 1192—Roads and Highways—Show Romang as Senate Author.

DO PASS, as amended:

SB 59—Appropriations and Budget.

SB 68—Appropriations and Budget.

SB 77—Appropriations and Budget.

HB 1071—Appropriations and Budget.

HB 1118—Appropriations and Budget.

MOTION

Senator McSpadden moved that the Senate rescind its signing and fourth reading of **SB 50**; and, that the Honorable House be requested to reconsider its vote by which Engrossed **SB 50** passed, and to consider the Bill further, which motion was declared adopted.

FIRST READING

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

SB 174—By Atkinson of the Senate and

Odom (Martin), Boren, Clemons and Witt of the House—An Act relating to the registration and licensing of vehicles; amending 47 O. S. 1961, § 22.13 by changing the fixing of vehicle license fee rates from a quarterly period basis to a monthly basis and for purpose of clarification of the language fixing the date which must be used in determining the license fee rate; amending 47 O. S. 1961, § 22.30a, as amended by Section 1, Chapter 104, O. S. L. 1963 (47 O. S. Supp. 1968, § 22.30a), by clarifying language requiring dealer to furnish temporary license plates for new motor vehicles sold; clarifying law in respect to manufacturer's certificate of origin and applications for registration of vehicles; and making it unlawful to alter dates on said temporary plates or such applications, or commit certain other acts in connection therewith; fixing effective date; and declaring emergency.

SB 175—By McGraw, Baggett, Hargrave, Howard, Bradley, McSpadden, Breckinridge, Inhofe, McCune, Birdsong, Atkinson, Keels and Short of the Senate and Ford of the House—An Act relating to special fuel use tax; amending 68 O. S. 1961, § 727.8, as renumbered by Section 1, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1968, § 708), providing exemption from tax for public entities engaged in public transit operations; providing operative date; and declaring an emergency.

SB 176—By Ham, Payne and Luton—An Act relating to county officers; amending Section 1, Chapter 451, O. S. L. 1965 (19 O. S. Supp. 1968, § 180.64A); prescribing minimum salaries of class "A" and "B" officers; providing that salary of sheriff be same as for other class "A" officers; fixing operative date; and declaring an emergency.

SB 177—By McGraw—An Act relating to torts; prohibiting employer from coercing employee into making political or charitable contributions; providing for recovery of damages; and declaring an emergency.

SB 178—By McGraw—An Act relating

to corporations; making officers and directors of insolvent corporation liable for its debts; fixing limitations; authorizing surety bond; and declaring an emergency.

SB 179—By Murphy—An Act creating the Office of State Supernumerary Regulatory Consultants; providing eligibility of such regulatory consultants for office; declaring vacancy in office and how vacancy be filled; providing for assignment of various tasks as regulatory consultants; providing oath of office; requiring duties and authority of supernumerary regulatory consultants; providing for assignments to various regulatory consultants and administrative problems; setting out evidence of authority to act; providing per diem expenses; providing for tenure of office, salary, and removal from office; making an appropriation; prohibiting political activities by supernumerary regulatory consultants and fixing penalty for violation; repealing all laws and parts of laws in conflict; and declaring an emergency.

SJR 8—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.

SJR 9—By Nichols and Murphy of the Senate and Sandlin of the House—A Joint Resolution relating to State Highways; authorizing the issuance and sale of Highway Revenue Notes in an aggregate

amount not to exceed One Hundred Million Dollars (\$100,000,000) to provide funds for elimination of death traps on Oklahoma State Highways, and for repair, widening, straightening, resurfacing and modernization of substandard State Highways; establishing powers of State Highway Commission as to such notes; providing that such notes shall not be general obligations of the State, but payable only from taxes and revenues pledged and apportioned thereto; providing limitations upon amounts of such notes issued, and maturity date thereof; establishing forms of notes and provisions to be contained therein; providing nontaxability thereof; providing that such notes shall bear interest at a rate not to exceed three and five-tenths percent (3.5%); providing manner and conditions of call and payment; providing for sale of notes at public sale to bidder offering smallest net interest to maturity; providing for sale of notes to State Treasurer for investment of surplus public funds without interest; providing manner and conditions of sale; providing for approval of notes by the Supreme Court and vesting jurisdiction for such action therein; providing time and conditions of incontestability; creating the Highway Commission Note Fund of 1969; irrevocably pledging to such fund for payment of principal and interest on such notes such amount out of first proceeds of seventy percent (70%) of motor fuel excise tax of four cents (\$0.04) per gallon not apportioned to the Highway Construction and Maintenance Fund as may be required to pay all such notes with interest as they mature; providing manner and conditions of such apportionment; requiring Highway Commission to make up any deficit out of Highway Construction and Maintenance Fund; providing for investment of money in note fund; directing the Secretary of State to refer to the people, pursuant to Article X, § 25, Oklahoma Constitution, for their approval or rejection, this Act and the State debt created thereby; providing form of ballot

title; directing a special election thereon; and fixing date of such election.

SECOND READING

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

SB 168—Governmental Affairs.

SB 169—Business Relations.

SB 170—Conservation and Economic Development.

Senator Hamilton asked unanimous consent that the order referring **SB 170** to the Committee on Conservation and Economic Development be rescinded and that the Bill be referred to the Committee on Appropriations and Budget, which was the order.

SB 171—Education.

SB 172—Judiciary.

SB 173—Judiciary.

HB 1101—Appropriations and Budget.

HB 1105—Appropriations and Budget.

HB 1241—Judiciary.

HB 1252—Judiciary.

HB 1253—Judiciary.

RESOLUTION

SCR 11 by Atkinson was introduced and read as follows:

A Concurrent Resolution expressing the appreciation and gratitude of the Thirty-Second Oklahoma Legislature for educator, statesman, humanitarian Oscar V. Rose's many years of service to his Community, State and Nation; and requesting the Oklahoma State Regents for Higher Education to rename the new Midwest City junior college in his honor.

Upon request of Senator Atkinson, all other members of the Senate were made co-authors of the Resolution.

As provided under Rule 8-e, upon request of Senator Atkinson, Clemons, Miskelly and Trent of the House were added as co-authors of **SCR 11**.

SCR 11, as co-authored, was read at

length, adopted upon motion of Senator Atkinson and ordered referred for engrossment.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1042, 1129 and 1156**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1051 by Hunter and Rogers was read and considered.

Upon motion of Senator Romang, **HB 1051** was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **HB 1051** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1051 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—40.

Excused: Atkinson, Bradley, Horn, Martin, Nichols, Stansberry, Stipe, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Da-

cus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—40.

Excused: Atkinson, Bradley, Horn, Martin, Nichols, Stansberry, Stipe, Taliaferro.—8.

The emergency was declared passed.

HB 1051, as amended, was referred for engrossment.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Smalley, the Conference Committee Report of **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, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Williams, Young.—40.

Excused: Bradley, Horn, Martin, Nichols, Stansberry, Stipe, 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, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller,

Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—41.

Excused: Bradley, Horn, Martin, Nichols, Stansberry, Stipe, Taliaferro.—7.

The emergency was declared passed.

HB 1134, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 19-f.

DECLARATION OF VOTE

Senator Terrill asked that the record show, had he been present at the time of adoption of the Conference Committee Report and passage of **HB 1134**, as amended in Conference, he would have voted AYE, which was the order.

GENERAL ORDER

SB 141 by Porter and Birdsong was read and considered.

Upon motion of Senator Porter, **SB 141** was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, **SB 141** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 141 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Phillips, Porter, Romang, Short, Smith, Terrill, Young.—31.

Nay: Baldwin, Berrong, Boecher, Dacus, Grantham, Keels, McSpadden, Smalley, Williams.—9.

Excused: Bradley, Horn, Martin, Nichols, Payne, Stansberry, Stipe, Taliaferro.—8.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Phillips, Porter, Romang, Short, Smith, Terrill, Young.—33.

Nay: Baldwin, Boecher, Dacus, Grantham, McSpadden, Smalley, Williams.—7.

Excused: Bradley, Horn, Martin, Nichols, Payne, Stansberry, Stipe, Taliaferro.—8.

The emergency was declared passed.

SB 141 was referred for engrossment.

Senators Stipe, Stansberry, Horn and Nichols asked to be shown present, which was the order.

GENERAL ORDER

SB 142 by Porter and Birdsong was read and considered.

Senator Short moved to amend **SB 142**, page 2, line 14, by striking all of lines 14 and 15 through the word "county" and substituting therefor the words and figures "Thirteen Thousand Five Hundred Dollars (\$13,500)", which amendment was declared adopted.

Senator Howard moved to amend **SB 142**, page 2, line 17 by striking after the word "the" and before the word "fund", the word "court" and substituting therefor the word "county" and by amending the Title to conform thereto, which amendment was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, McGraw, Massey, Medearis, Nichols, Phillips, Romang, Smith, Stipe, Terrill, Young.—26.

Nay: Baggett, Birdsong, Garrett, Graves, Ham, Keels, Luton, McCune, Miller, Murphy, Payne, Porter, Short, Smalley, Stansberry, Williams.—16.

Excused: Atkinson, Bradley, Hargrave, McSpadden, Martin, Taliaferro.—6.

Upon motion of Senator Porter, **SB 142**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, **SB 142**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 142 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill.—34.

Nay: Boecher, Ferrell, Keels, Luton, Massey, Smalley, Williams, Young.—8.

Excused: Atkinson, Bradley, Hargrave, McSpadden, Martin, Taliaferro.—6.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill.—34.

Nay: Boecher, Ferrell, Keels, Luton, Massey, Smalley, Williams, Young.—8.

Excused: Atkinson, Bradley, Hargrave, McSpadden, Martin, Taliaferro.—6.

The emergency was declared passed.

SB 142, as amended, was referred for engrossment.

GENERAL ORDER

SB 73 by McSpadden and Massey of

the Senate and Willis and Miskelly of the House was read and considered.

Upon motion of Senator McSpadden, **SB 73** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 73** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 73 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Atkinson, Bradley, Crow, Hargrave, Holden, Martin, Nichols, Stipe, Taliaferro.—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Atkinson, Bradley, Crow, Hargrave, Holden, Martin, Nichols, Stipe, Taliaferro.—9.

The emergency was declared passed.

SB 73 was referred for engrossment.

GENERAL ORDER

SB 78 by McSpadden and Massey of the Senate and Willis and Miskelly of the House was read and considered.

Upon motion of Senator McSpadden, **SB 78** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 78** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 78 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Atkinson, Bradley, Crow, Hargrave, Martin, Stipe, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Atkinson, Bradley, Crow, Hargrave, Martin, Stipe, Taliaferro.—7.

The emergency was declared passed.

SB 78 was referred for engrossment.

GENERAL ORDER

SB 83 by McSpadden and Massey of the Senate and Willis and Miskelly of the House was read and considered.

Upon motion of Senator McSpadden, **SB 83** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 83** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 83 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Birdsong, Bradley, Crow, Hargrave, Martin, Payne, Taliaferro.—8.

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, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Birdsong, Bradley, Crow, Hargrave, Martin, Payne, Taliaferro.—8.

The emergency was declared passed.

SB 83 was referred for engrossment.

GENERAL ORDER

SB 125 by Field, Atkinson, Baggett, Berrong, Dacus, Grantham, Ham, Horn, Keels, McSpadden, Payne, Terrill, Young and Smalley of the Senate and Greenhaw, et al, of the House, was read and considered.

Senator Porter asked to be made a co-author of **SB 125**, which was the order.

Senator Luton, joined by Senator Massey, moved to amend **SB 125**, page 3, line 6, by striking after the word "on" the word and figures "July 31, 1968" and substituting therefor the word and figures "October 1, 1968" which amendment was declared adopted.

Upon motion of Senator Field, **SB 125**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **SB 125**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 125 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Birdsong, Bradley, Hargrave, McSpadden, Martin, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Bradley, Hargrave, McSpadden, Martin, Taliaferro.—6.

The emergency was declared passed.

SB 125, as amended, was referred for engrossment.

GENERAL ORDER

SB 134 by Stipe and Payne was read and considered.

By unanimous consent, upon request of Senator Hamilton, further consideration of SB 134 was deferred for this legislative day.

SB 98 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Senator McSpadden, joined by Senator Hamilton, moved to amend SB 98, by striking the title, which amendment was declared adopted.

Senator Berrong moved to amend SB 98, page 3, line 16, by inserting after the word "it" and before the word "the" the words "not to exceed" which amendment was declared adopted.

Upon motion of Senator McSpadden, SB 98, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 98, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 98 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Nay: Howard, Keels.—2.

Excused: Atkinson, Bradley, Field, Hargrave, Martin, Smalley, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Nay: Howard, Keels.—2.

Excused: Atkinson, Bradley, Field, Hargrave, Martin, Smalley, Taliaferro.—7.

The emergency was declared passed.

SB 98, as amended, was referred for engrossment.

GENERAL ORDER

SB 99 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 99 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 99 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 99 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Nay: Baldwin, Howard, Keels.—3.

Excused: Atkinson, Bradley, Field, Hargrave, Martin, Smalley, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Nay: Baldwin, Howard, Keels.—3.

Excused: Atkinson, Bradley, Field, Hargrave, Martin, Smalley, Taliaferro.—7.

The emergency was declared passed.

SB 99 was referred for engrossment.

GENERAL ORDER

SB 146 by Miller was read and considered.

Upon motion of Senator Miller, **SB 146** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **SB 146** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 146 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, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Bradley, Field, Hargrave, Martin, Porter, Smalley, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Bradley, Field, Hargrave, Martin, Porter, Smalley, Taliaferro.—8.

The emergency was declared passed.

SB 146 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 104**; the House further advises that it prefers to have **SB 104** referred to the General Conference Committee on Appropriations rather than to a Conference Committee of three members.

Senator Hamilton moved that the request of the Honorable House be granted, that the Conference Committee appointed on **SB 104** be discharged; and, that **SB 104** be referred to the General Conference Committee on Appropriations when appointed, which motion was declared adopted.

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

BILL RELEASED

HB 1134, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned, as provided under the Rules, 1:00 p.m., Monday.

Twentieth Legislative Day

Monday, February 10, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—45.

Excused: Horn, Porter, Taliaferro.—3.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Robert Jackson, Pastor of the First Baptist Church, Poteau, Oklahoma.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1104—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act relating to the Department of Mental Health; and declaring an emergency.)

HB 1113—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—(An Act relating to the State Highway Department; and declaring an emergency.)

The above numbered HBs were read for the first time.

REQUEST FOR LOBBY PERMIT

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

Hal T. Gibson, 124 East 24th Street, Tulsa, Oklahoma, representing the Oklahoma Independent Petroleum Association.

CITATION

Upon motion of Senator Stansberry, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Mayor C. Harold Ripper for 24 years of service to the City of Bethany.

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 73, 78, 83, 125, 141, 142, 146, SCR 11, and HB 1051 each correctly engrossed.

Engrossed **SBs 73, 78, 83, 125, 141, 142, 146** and **SCR 11** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 1051**, as amended, 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:

SB 155—Judiciary.

HB 1040—Judiciary.

HB 1131—Judiciary—Coauthored by Garrett and Grantham.

HB 1193—Judiciary—Coauthored by Garrett.

HB 1218—Judiciary.

DO PASS, as amended:

HB 1065—Agriculture — Coauthored by McCune.

HB 1164—Judiciary.

FIRST READING

The following Bills were introduced and read the first time:

SB 180—By Smalley—An Act relating to alcoholic beverages; amending 37 O. S. 1961, § § 506 and 518; defining terms; providing for kinds of licenses and permits; prescribing annual fees; providing for operative date of act; and declaring an emergency.

SB 181—By Smalley—An Act relating to cities and towns; providing for authority to pass ordinances; amending 11 O. S. 1961, § 672; providing maximum penalty for violation of ordinances shall be Five Hundred Dollars (\$500.00) or imprisonment not exceeding three months, or both such fine and imprisonment; and declaring an emergency.

SB 182—By Romang—An Act relating to criminal procedure; amending 22 O. S. 1961, § 601, as amended by Section 1, Chapter 371, O. S. L. 1968 (22 O. S. Supp. 1968, § 601); providing for number of jurors and oath; providing for trial of cases punishable by fine only not exceeding \$100.00 to the court without a jury; and declaring an emergency.

SB 183—By Romang—An Act relating to cities and towns; amending 11 O. S. 1961, § § 958.6, 958.7 and 958.14, as amended by Sections 4, 5 and 9, Chapter 391, O. S. L. 1968 (11 O. S. Supp. 1968, § § 958.6, 958.7 and 958.14); providing jury trials in municipal courts; providing for qualifi-

cations and selection of jurors; providing for judges of municipal courts; providing for trial of cases punishable by fine only not exceeding \$100.00 to the court without a jury; providing for appeals; and declaring an emergency.

SB 184—By Hargrave—An Act relating to crimes and punishment; amending 21 O. S. 1961, § 1214, as amended by Section 1, Chapter 134, O. S. L. 1965 (21 O. S. Supp. 1968, § 1214); providing that the use of radio sets capable of police frequency reception for illegal use shall be unlawful; and declaring an emergency.

SB 185—By Inhofe—An Act relating to revenue and taxation; amending 47 O. S. 1961, Section 22.5d, Subsection (c), providing for apportionment of the license and registration fees of house trailers and mobile homes; fixing effective date; and declaring an emergency.

SB 186—By Martin—An Act relating to motor vehicle licensing and registration; amending 47 O. S. 1961, § 22.5b, by declaring certain vehicles to be engaged in "farm use" as defined by the laws of this State; and authorizing the registration of such vehicles in the same manner and on the same license registration fee basis as required for other vehicles registered for farm use.

SECOND READING

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

SB 174—Revenue and Taxation.

SB 175—Revenue and Taxation.

SB 176—Governmental Affairs.

SB 177—Judiciary.

SB 178—Judiciary.

SB 179—Finance and Commerce.

SJR 8—Constitutional Revisions and Regulatory Services.

SJR 9—Roads and Highways—then to Constitutional Revisions and Regulatory Services.

HB 1004—Revenue and Taxation.

- HB 1039—Judiciary.
- HB 1092—Appropriations and Budget.
- HB 1094—Appropriations and Budget.
- HB 1133—Judiciary.
- HB 1160—Roads and Highways.
- HB 1198—Agriculture.
- HB 1217—Revenue and Taxation.

RESOLUTION

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

SR 8—By Smalley, Smith, Terrill and Birdsong—A Resolution directing the President Pro Tempore of the Senate to appoint a committee of five members of the Senate to investigate, study and analyze the cost of installing electrical roll call equipment: authorizing such committee to contract for installation of such equipment at the lowest possible cost.

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

SECTION 1. That the President Pro Tempore of the Senate shall appoint a committee of five members of the Senate to investigate, study and analyze the cost of installing electrical roll call equipment within the Senate. The committee is authorized to negotiate a contract for the installation of such electrical roll call equipment at the lowest possible cost, and the committee is empowered to contract for such installation and approve claims for payment for work performed and materials used to accomplish such installation.

Senator Miller presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1134.

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

GENERAL ORDER

SB 7 By Smalley of the Senate and McCune of the House was read and considered.

Senator Graves moved to amend SB 7, page 1, line 6, by striking the words "last Monday in" and substituting therefor the figures and words "30th day of", which amendment was tabled upon motion of Senator Nichols upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Garrett, Grantham, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stansberry, Terrill.—27.

Nay: Atkinson, Boecher, Graves, Holden, McCune, Payne, Short.—7.

Excused: Crow, Dacus, Ferrell, Field, Garrison, Ham, Hamilton, Hargrave, Horn, Porter, Stipe, Taliaferro, Williams, Young.—14.

Senator Graves moved to amend SB 7, page 2, line 1, by striking the words "fourth Monday in October" and substituting therefor the figures and words "11th day of November".

Senator Payne raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum present.

Senator Porter asked to be shown present, which was the order.

Senator Nichols moved to table the Graves amendment which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Garrett, Grantham, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Phillips, Porter, Romang, Smalley, Smith, Terrill.—25.

Nay: Atkinson, Boecher, Graves, Holden, McCune, Murphy, Payne, Short, Stansberry, Stipe, Young.—11.

Excused: Baldwin, Crow, Ferrell, Field, Garrison, Ham, Hamilton, Hargrave, Horn, Howard, Taliaferro, Williams.—12.

Senator Horn asked to be shown present, which was the order.

Upon motion of Senator Smalley, **SB 7** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 7** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 7 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Crow, Field, Garrett, Grantham, Hamilton, Hargrave, Inhofe, Keels, Lane, Luton, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smalley, Smith, Terrill.—31.

Nay: Boecher, Dacus, Ferrell, Graves, Holden, Horn, McCune, McSpadden, Short, Stansberry, Williams, Young.—12.

Excused: Garrison, Ham, Howard, Stipe, 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Grantham, Hamilton, Hargrave, Inhofe, Keels, Lane, Luton, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smalley, Smith, Terrill.—32.

Nay: Boecher, Ferrell, Graves, Holden, Horn, McCune, McSpadden, Short, Stansberry, Williams, Young.—11.

Excused: Garrison, Ham, Howard, Stipe, Taliaferro.—5.

The emergency was declared passed.

SB 7 was referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 114 by Martin was read and considered.

Senator McSpadden moved to amend **SB 114**, page 2, line 15 by adding after the word "pharmacy", the language "provided further that at least one member shall be a practicing dentist who shall be a graduate of an accredited school of dentistry", and by amending the title to conform thereto.

Senator Martin moved to table the McSpadden amendment, which motion was declared failed of adoption.

The vote occurring upon the McSpadden amendment, it was declared adopted.

Senator Birdsong moved to amend **SB 114**, page 2, beginning on line 13, by placing a period after the word "pharmacist" and striking the words "who shall be a graduate of an accredited college of pharmacy", which amendment was declared adopted.

Upon motion of Senator Martin, **SB 114**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 114**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 114 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Baggett, Baldwin, Breckinridge, Garrison, Ham, Porter, Smalley, Taliaferro.—8.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Baggett, Baldwin, Garrison, Ham, Porter, Smalley, Taliaferro.—7.

The emergency was declared passed.

SB 114, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 98 and 99 each correctly engrossed.

Engrossed **SBs 98 and 99** were properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 124 by Holden was read and considered.

Upon motion of Senator Holden, **SB 124** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **SB 124** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 124 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang,

Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Garrison, Ham, Hargrave, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Garrison, Ham, Hargrave, Porter, Taliaferro.—5.

The emergency was declared passed.

SB 124 was referred for engrossment.

GENERAL ORDER

SB 59 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 59** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 59** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 59 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smith, Stansberry, Terrill, Young.—36.

Nay: McCune, Short, Smalley, Williams.—4.

Excused: Atkinson, Baldwin, Garrison, Ham, Howard, Medearis, Stipe, Taliaferro.—8.

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, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smith, Stansberry, Terrill, Young.—39.

Nay: McCune, Short, Smalley, Williams.—4.

Excused: Baldwin, Garrison, Ham, Stipe, Taliaferro.—5.

The emergency was declared passed.

SB 59 was referred for engrossment.

GENERAL ORDER

SB 77 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 77 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 77 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 77 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang,

Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Baldwin, Crow, Garrison, Ham, Stipe, Taliaferro.—6.

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, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Baldwin, Crow, Garrison, Ham, Stipe, Taliaferro.—6.

The emergency was declared passed.

SB 77 was referred for engrossment.

GENERAL ORDER

HB 1086 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1086 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, 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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Baldwin, Garrison, Ham, Taliaferro.—4.

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, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Baldwin, Garrison, Ham, Taliaferro.—4.

The emergency was declared passed.

HB 1086, was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1118 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1118 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1118 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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—38.

Nay: Keels.—1.

Excused: Crow, Field, Garrison, Grantham, Ham, Howard, Smalley, Stansberry, Taliaferro.—9.

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, Garrett, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—38.

Nay: Keels.—1.

Excused: Crow, Field, Garrison, Grantham, Ham, Howard, Smalley, Stansberry, Taliaferro.—9.

The emergency was declared passed.

HB 1118, as amended, was referred for engrossment.

GENERAL ORDER

HB 1192 by Bickford, et al, of the House and Romang of the Senate was read and considered.

Senator Keels asked to be made a co-author of HB 1192, which was the order.

Senator Baggett, joined by Senators Howard and Bradley, moved to amend HB 1192, page 2, line 9, by inserting after the word "agent" and before the word "shall" the language "in counties of less than three hundred thousand (300,000) population according to the last Federal Census" which amendment was declared adopted.

Senator Martin moved to amend HB 1192, page 2, line 9, by striking after the word "agent" and before the word "furnish" the word "shall" and substituting therefor the word "may".

Senator Romang moved to table the Martin amendment, which motion was declared failed of adoption.

The vote occurring upon the Martin amendment, it was declared adopted.

Senator Romang asked unanimous consent that further consideration of **HB 1192** be deferred for this legislative day, to which Senator Martin objected.

Upon motion of Senator Romang, **HB 1192** was advanced to engrossment.

Senator Baggett asked unanimous consent that the vote be reconsidered by which **HB 1192** was advanced to engrossment, to which Senator Luton objected.

GENERAL ORDER

SB 130 by Birdsong, Smith and Terrill of the Senate and Derryberry of the House was read and considered.

Senator Stipe moved to amend **SB 130**, page 1, line 7, by striking after the word "exceed" the language "three (3) feet beyond the front nor".

Senator Birdsong asked unanimous consent that further consideration of **SB 130**, together with the pending amendment thereto, be deferred for this legislative day, which was the order.

RE: SR 7

President Pro Tempore Smith announced the assignment of **SR 7** to the Committee on Constitutional Revisions and Regulatory Services for the purpose of holding hearings concerning the operations and activities of the Oklahoma Liquefied Petroleum Gas Board.

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 11**—Coauthored by entire House membership.

The above numbered Resolution was referred for enrollment.

BILL RELEASED

As provided under Rule 19-f, **HB 1086** was properly signed and ordered returned to the Honorable House.

As provided under the Birdsong motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Twenty-first Legislative Day

Tuesday, February 11, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—44.

Excused: Horn, Massey, Stipe, Taliaferro.—4.

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:

O, God, our heavenly Father, sacred by Thy name. There is none like unto Thee our Lord. May we remember like one of old the truth—"Hear, O, Israel, the Lord thy God is one God, and Him only shalt thou serve." Forever, O, Lord, Thy word is settled in heaven.

May Thy will be done among us as it is in Thy realm. For righteous art Thou, O, Lord and upright are Thy judgments. Thy faithfulness is unto all generations. Thou hast established the earth and it abideth. We now offer grateful hearts and lift our thanks to Thee for our daily bread. We praise Thee in the words of the psalmist "for loading us with the daily

benefits of Thy grace." We thank Thee, O, Lord for our bountiful land, but pray that thou wilt save us from destitution of soul. For you, O, God, satisfy the longing soul and fill the hungry soul with goodness. Forgive us our sins and human faults. "Unless Thy law had been my delight, I should have perished in my affliction." May we be kind to one-another, tender hearted, forgiving one another, even as God for Christ's sake has forgiven us. Keep us from testings and temptations unless in them we walk with Thy strength and are conscious of Thy presence. Grant us a real concern for peace and a genuine love for our enemies. May we as finite men always recognize Thy power and might. Guide us this day with Thy wisdom, lead us in Thy power, and establish us with Thy strength. It is in Jesus' name we pray, Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORT

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

Mr. President:

The Committee on Lobby Permits, to which was referred requests for Lobby Permits after careful consideration, recommends that the following petitioners be granted Lobby Permits:

Armstrong, M. V. "Johnny"—1009 North

Main, Sand Springs, International Union, UAW.

Darby, David T.—3840 N. W. 18th, Okla. City, Okla. City Firefighters Association.

Ferguson, John L.—2834 East 47th Place, Tulsa, Tulsa Chamber of Commerce.

Gibson, Hal T.—124 East 24th, Tulsa, Okla. Indep. Petroleum Association.

LaFon, Finis F.—1900 N. W. 32nd, Okla. City.

Murphy, Charles H.—4016 South Youngs, Okla. City, D.R.I.V.E.

Owen, Holland R.—International Union, UAW, 1120 S. W. 70th, Okla. City.

Robinson, William J.—2200 N. W. 56th Terr., Okla. City, American Mutual Insurance Alliance.

Respectfully submitted,
Bradley, Chairman

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 7, 59, 114 and **HB 1118** each correctly engrossed.

SCR 11 and **SR 8** each correctly enrolled.

Engrossed **SBs 7, 59** and **114** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 1118**, as amended, was properly signed and ordered returned to the Honorable House.

Enrolled **SCR 11** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 8** 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 60—Appropriations and Budget.

SB 116—Judiciary.

SB 153—Municipal Government.

SB 158—Judiciary — To Appropriations and Budget by previous order — Co-authored by Smalley.

SB 172—Judiciary.

SB 173—Judiciary — Co-authored by Young and McGraw.

HB 1252—Judiciary.

HB 1253—Judiciary — Co-authored by Smalley.

DO PASS, as amended:

SB 55—Appropriations and Budget.

FIRST READING

The following Bills were introduced and read the first time:

SB 187—By Young—An Act relating to insurance; prohibiting issuance of policy of liability insurance which limits or excludes coverage on members of the household of named insured or on person operating insured vehicle with permission of named insured; defining terms; providing for exceptions; making provisions of act severable; repealing all acts or parts of act in conflict herewith; and directing codification.

SB 188—By Young—An Act providing that in all actions brought to recover damages for the death of an unmarried, unemancipated minor child, damages recoverable shall include medical and burial expense, loss of anticipated services and support, loss of love and companionship, destruction of the parent-child relationship, and loss of monies expended by the parents or guardian in support, maintenance and education of such minor child; repealing conflicting laws; making provisions of acts severable; and declaring an emergency.

SB 189—By Holden—An Act relating to cooperative corporations; amending 18 O. S. 1961, § 437.20; providing for disposition of property of rural electric cooperative corporations; providing for pledge or mortgage of property to secure debts

to federal government or to certain financial institutions.

SB 190—By Porter—An Act relating to state officers and employees; amending Section 3, Chapter 378, O. S. L. 1968 (74 O. S. Supp. 1968, § 296); providing increase in salary of special judges in certain counties; and declaring an emergency.

SECOND READING

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

SB 180—Constitutional Revisions and Regulatory Services.

SB 181—Municipal Government.

SB 182—Judiciary.

SB 183—Judiciary.

SB 184—Judiciary.

SB 185—Revenue and Taxation.

SB 186—Revenue and Taxation.

HB 1104—Appropriations and Budget.

HB 1113—Appropriations and Budget.

GENERAL ORDER

HB 1040 by Bickford, et al, of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1040** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1040** was 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller,

Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—43.

Excused: Graves, Horn, Massey, Stipe, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—44.

Excused: Horn, Massey, Stipe, Taliaferro.—4.

The emergency was declared passed.

HB 1040 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1071 by Connor, et al, of the House and Garrison and Williams of the Senate was read and considered.

Upon motion of Senator Garrison, **HB 1071** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 1071** was considered engrossed and 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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Nay: Baldwin, H a r g r a v e, Howard, Keels, Medearis, Romang, Stansberry.—7.

Excused: Holden, Horn, Massey, Nichols, Stipe, Taliaferro.—6.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Nay: Baldwin, H a r g r a v e, Howard, Keels, Medearis, Romang, Stansberry.—7.

Excused: Holden, Horn, Massey, Nichols, Stipe, Taliaferro.—6.

The emergency was declared passed.

HB 1071, as amended, was referred for engrossment.

GENERAL ORDER

HB 1065 by Connor, et al, of the House and Garrison and McCune of the Senate was read and considered.

Upon motion of Senator McCune, **HB 1065** was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang,

Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Baggett, Holden, Horn, Massey, Stipe, Taliaferro.—6.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Baggett, Holden, Horn, Massey, Stipe, Taliaferro.—6.

The emergency was declared passed.

HB 1065, as amended, was referred for engrossment.

Senator Horn asked to be shown present, which was the order.

GENERAL ORDER

HB 1164 by McCune, et al, of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1164** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1164** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1164 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, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne,

Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—39.

Nay: Dacus, Ferrell, Stansberry.—3.

Excused: Ham, Howard, Lane, Massey, Stipe, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—39.

Nay: Dacus, Ferrell, Stansberry.—3.

Excused: Ham, Howard, Lane, Massey, Stipe, Taliaferro.—6.

The emergency was declared passed.

HB 1164, as amended, was referred for engrossment.

GENERAL ORDER

HB 1193 by Hancock, et al, of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1193** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1193** was placed upon third reading and final passage.

THIRD READING

HB 1193 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Nay: Boecher, Hamilton, Hargrave, Horn, McSpadden, Nichols, Stansberry.—7.

Excused: Ham, Lane, Massey, Porter, Stipe, Taliaferro.—6.

The bill was declared passed.

HB 1193 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1218 by Bickford, et al, of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1218** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1218** was placed upon third reading and final passage.

THIRD READING

HB 1218 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Ham, Lane, Massey, Porter, Stipe, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Ro-

mang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Ham, Lane, Massey, Porter, Stipe, Taliaferro.—6.

The emergency was declared passed.

HB 1218 was ordered withheld pursuant to Rule 19-f.

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

The Senate, in open session, was called to order by President Pro Tempore Smith, who made the following announcements:

The Senate, in executive session and upon motion of Senator Garrison, advised and consented to the confirmation of the executive nomination of CLINTON BEARD, Bartlesville, as member of the Alcoholic Beverage Control Board, to serve the remainder of a seven (7) year term ending June 23, 1970, and effective upon Senate confirmation. Mr. Beard succeeds Archie Stout.

The Senate, in executive session and upon motion of Senator Inhofe, advised and consented to the confirmation of the executive nomination of WILLIAM J. "Bill" SHERRY, Tulsa, as member of the Commission on Alcoholism, 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 McSpadden, advised and consented to the confirmation of the executive nomination of Reverend HARRY THOMPSON, Pryor, as member of the Commission on Alcoholism, 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 Holden, advised and consented to the confirmation of the executive nomination of Reverend THEO BENSON, Waurika, as member of the Commission on Alcoholism, to serve a six

(6) year term ending April 30, 1974, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator McGraw, advised and consented to the confirmation of the executive nomination of Mrs. HARRY SEAY, Tulsa, as member of the Oklahoma Arts and Humanities Council, to serve a three (3) year term ending July 1, 1971, and effective upon Senate confirmation. Mrs. Seay succeeds herself.

The Senate, in executive session and upon motion of Senator Garrison, advised and consented to the confirmation of the executive nomination of Mrs. JOHN TYLER, Bartlesville, as member of the Oklahoma Arts and Humanities Council, to serve the remainder of a three (3) year term ending July 1, 1969, and effective upon Senate confirmation. Mrs. Tyler succeeds Mrs. Kirberger.

The Senate, in executive session and upon motion of Senator Williams, advised and consented to the confirmation of the executive nomination of JACK A. WALCH, Fairview, as member of the State Fire Marshal Commission, to serve a five (5) year term ending July 1, 1973, and effective upon Senate confirmation. Mr. Walch succeeds himself.

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of the executive nomination of JACK GRAVES, Oklahoma City, as member of the Board of Registration for Professional Engineers and Land Surveyors, to serve a four (4) year term ending June 28, 1972, 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 ORON EL-LIFRIT, Ponca City, as member, Savings and Loan Board to serve a four (4) year term ending April 17, 1972, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator McCune, advised

and consented to the confirmation of the executive nomination of JOHN R. HEFFERIN, Oklahoma City, as member of the Oklahoma Air Pollution Council, to serve the remainder of a five (5) year term ending June 15, 1972, and effective upon Senate confirmation. Mr. Hefferin succeeds Roy G. Woods.

The Senate, in executive session and upon motion of Senator Martin, advised and consented to the confirmation of the executive nomination of SAM NOBLE, Ardmore, as member of the Oklahoma Industrial Development and Park Commission, to serve a six (6) year term ending August 1, 1974, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Payne, advised and consented to the confirmation of the executive nomination of M. G. THOMPSON, Beggs, as member of the Soil Conservation Board, to serve a five (5) 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 MILTON CRAIG, Chandler, as member of the Oklahoma Water Resources Board, to serve a seven

(7) year term ending May 14, 1975, and effective upon Senate confirmation. Mr. Craig succeeds himself.

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of the executive nomination of ROBERT D. GORDON, Jr., Oklahoma City, as Secretary, Oklahoma Industrial Development and Park Commission, to serve the remainder of a six (6) year term ending August 1, 1970, and effective upon Senate confirmation. Mr. Gordon succeeds Clarence Wright.

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

BILLS RELEASED

As provided under Rule 19-f, HBs 1040, 1193 and 1218 were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising vote reconsidered by which SB 50 was passed and is considering the Bill further, as requested.

As provided under the Terrill motion, the Senate was declared adjourned as provided under the Rules, 1:00 p.m., tomorrow.

Twenty-second Legislative Day

Wednesday, February 12, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Ham, Massey, Porter, Smalley, Stipe, Taliaferro.—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 Hamilton:

Dear God, our heavenly Father, again we come to praise Thy name. For Thou art our God, our refuge and strength, a very present help in trouble. Therefore, we will not fear though the earth be removed and the mountains be carried into the sea. Again our Father, we thank Thee for Thy protection and daily strength. For "except the Lord build the house, they labor in vain that build it; except the Lord keep the city, the watchman waketh in vain. For blessed is the man that makes the Lord his trust, and respects not the proud, nor such as turn aside unto lies." Again our Father, we thank Thee for our country. "The earth is the Lord's; and the fullness thereof: the world, and

they that dwell therein." And "blessed is the nation whose God is the Lord." There is no king saved by the multitude of an host, a mighty man is not delivered by much strength. Our soul waiteth for the Lord, for He is our help and our shield. Again our Father, we thank Thee for our place under the sun. "When I consider Thy heavens, the work of Thy fingers, the moon and the stars which thou hast ordained, what is man, that Thou art mindful of him? For Thou hast made him a little lower than the angels, and hast crowned him with glory and honor, Thou madest him to have dominion over the works of Thy hands, Thou hast put all things under his feet." We thank Thee our Father, that in a world of strife and war that Thou didst give us a source of peace. That in a world divided by hate Thou didst save us through Thy son, who in love for all men died on the cross for our sins and our divisions. We thank Thee for our present benefits that come to us because you loved us enough in Christ to die for us. In Jesus' name we pray. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1051, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1013—By Abbott—An Act relating to schools; amending 70 O. S. 1961, § 1-18, by adding a new subdivision defining stu-

dent teacher and providing benefits of law as to a teacher shall also include a student teacher; and declaring an emergency.

HB 1032—By Monks, Sparkman, Lindstrom and Goodfellow—An Act relating to veterans; amending 72 O. S. 1961, § 67.13a, as amended by Section 1, Chapter 102, O. S. L. 1968 (72 O. S. Supp. 1968, § 67.13a); providing definition for term "war veterans"; and declaring an emergency.

HB 1037—By Hancock and McCune of the House and Smalley of the Senate—An Act relating to civil procedure; providing for service of summons or process; prescribing certain criteria for determination of validity of process; prescribing procedure for issuing and serving process in certain instances; prescribing the effect of filing an appearance; directing codification; making provisions of Act severable; and declaring an emergency.

HB 1038—By Hancock and McCune of the House and Smalley of the Senate—An Act relating to evidence within civil procedure; amending Section 1, Chapter 219, O. S. L. 1965 (12 O. S. Supp. 1968, § 504); providing for obtaining admission of facts and of genuineness of documents, the procedure, use and limitation thereon, and prescribing certain sanctions where a party falsely denies the truth of any matter of the genuineness of any document; and declaring an emergency.

HB 1048—By Wolfe (Stephen) and McCune—An Act relating to evidence in civil action; amending 12 O. S. 1961, § 434, as amended by Section 1, Chapter 141, O. S. L. 1965 (12 O. S. Supp. 1968, § 434); prescribing times when taking of depositions may be commenced; providing for the taking of depositions, although the right to do so be challenged in certain mentioned forms; and declaring an emergency.

HB 1066—By Trent—An Act relating to water transportation; repealing Sections 1 through 7, inclusive, Chapter 171,

O. S. L. 1967 (17 O. S. Supp. 1960, §§ 159.1 through 159.7, inclusive), pertaining to water transportation service companies; and declaring an emergency.

HB 1081—By Privett, Abbott, Allard, Bean, Briscoe, Clemons, Browers, Conaghan, Cox, Doornbos, Ferguson, Harrison, Hesser, Vann, Hill (Ben), McKee, Lindstrom, Murphy, Tabor, Smithey and Miskelly—An Act relating to education; amending subsection (c) of Section 9, Chapter 397, O. S. L. 1965 (70 O. S. Supp. 1968, § 18-9A, subsection (a)); authorizing the State Board of Education to adjust the 1963-64 level of state support per child of foundation program aid for certain reasons; and providing a date when this Act shall become operative.

HB 1201—By Skeith, Derryberry and Dunn of the House and Field and Terrill of the Senate—An Act relating to motor vehicles; amending 47 O. S. 1961, § 14-104; providing for the use of saddle mounts; and declaring an emergency.

HB 1229—By Derryberry and Dunn of the House and Field, Terrill and McSpadden of the Senate—An Act relating to dealers in equipment and materials; amending 52 O. S. 1961, §§ 372, 373, 374, 377 and 378; making it unnecessary for truckmen for hire to obtain used oil field equipment license; and declaring an emergency.

HB 1239—By Trent and Thornhill—(Legislative Council emergency)

HB 1265—By Monks, Lindstrom and Hatchett—An Act relating to the militia; establishing and entering into the National Guard Mutual Assistance Compact; stating purposes; providing for entry and withdrawal; defining terms; providing for mutual aid; providing for powers, duties, rights, privileges and immunities of National Guard members responding to the assistance of another member state; providing for payment of expenses and benefits; providing limitations; providing for construction of Act; making provisions of

Act severable; and declaring an emergency.

HJR 1011—By Hill (Ben), Nance, Cate, Derryberry, Bamberger, Williams and York—A Joint Resolution proposing an amendment to Article III, Section 1, of the Constitution of Oklahoma; defining qualified electors; providing for submission of amendment to the people for their approval or rejection; and providing for a special election.

The above numbered HBs and/or HR were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Enrolled SBs 54, 64, 65 and 70.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 11.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1040, 1051, 1086, 1193 and 1218.

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

DO PASS:

SB 69—Appropriations and Budget.

SB 166—Appropriations and Budget.

SB 167—Judiciary.

SB 168—Governmental Affairs.

SB 171—Education.

HB 1232—Appropriations and Budget.

HJR 1012—Education.

DO PASS, as amended:

SB 8—Education.

SB 10—Education.

SB 74—Appropriations and Budget.

SB 161—Judiciary.

SB 170—Appropriations and Budget.

SB 177—Judiciary.

FIRST READING

The following Bills were introduced and read the first time:

SB 191—By Ferrell, Short, Breckinridge and Berrong—An Act relating to the judiciary; amending Sections 2, 3 and 4, Chapter 128, O. S. L. 1968 (20 O. S. Supp. 1968, § § 1102, 1103 and 1104); providing eligibility for membership in the Uniform Retirement System for justices and judges shall include the waiving, or forfeiting, of certain benefits or rights acquired under other retirement systems by justices or judges; requiring justices and judges to make an election of a system; making requirements for contributions to fund for retirement applicable to none but justices and judges made so eligible by this Act; providing for severability; and declaring an emergency.

SB 192—By Hamilton of the Senate and Willis, Sullivan and Fine of the House—An Act relating to the State Department of Health and making an appropriation there-to; stating the purpose, the establishment and operation of District Departments of Health; providing a lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 193—By Hamilton—An Act relating to workmen's compensation; amending 85 O. S. 1961, § 22, as last amended by Section 1, Chapter 91, O. S. L. 1968 and Section 1, Chapter 145, O. S. L. 1968 and Section 1, Chapter 131, O. S. L. 1965 (85 O. S. Supp. 1968, § 22); providing maximum and minimum weekly compensation for temporary disability and for perma-

ment disability; and declaring an emergency.

SB 194—By Atkinson, Birdsong, Hargrave and McGraw of the Senate and Townsend and Smithey of the House—An Act relating to revenue and taxation; amending § 1206 of Section 2, Chapter 366, O. S. L. 1963, as amended by Section 1, Chapter 171, O. S. L. 1965, and renumbered by Section 2, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1968, § 1206); providing for certain exemptions from franchise tax, including real estate investment trusts; and declaring an emergency.

SECOND READING

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

SB 187—Business Relations.

SB 188—Judiciary.

SB 189—Agriculture.

SB 190—Appropriations and Budget.

GENERAL ORDER

SB 116 by Howard was read and considered.

Upon motion of Senator Howard, **SB 116** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 116** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 116 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McGraw, McSpadden, Martin, Medearis, Nichols, Romang, Smith, Terrill.—27.

Nay: Birdsong, Ferrell, Hamilton, Lane, Luton, McCune, Murphy, Payne, Phillips,

Short, Stansberry, Williams, Young.—13.

Excused: Crow, Ham, Massey, Miller, Porter, Smalley, Stipe, Taliaferro.—8.

The bill was declared passed.

Senator Massey asked to be shown present, which was the order.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Romang, Short, Smith, Terrill, Williams.—34.

Nay: Ferrell, Hamilton, Lane, Payne, Phillips, Stansberry, Young.—7.

Excused: Crow, Ham, Miller, Porter, Smalley, Stipe, Taliaferro.—7.

The emergency was declared passed.

SB 116 was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SB 172 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 172** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 172** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 172 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Me-

dearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Howard, Miller, Porter, Smalley, Stipe, Taliaferro.—6.

The bill was declared passed.

SB 172 was referred for engrossment.

Senator Smalley asked to be shown present, which was the order.

GENERAL ORDER

HB 1252 by Allard, et al, of the House and Young of the Senate was read and considered.

Upon motion of Senator Young, **HB 1252** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Nay: Keels.—1.

Excused: Breckinridge, McSpadden, 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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin,

Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Nay: Keels.—1.

Excused; Breckinridge, McSpadden, Porter, Stipe, Taliaferro.—5.

The emergency was declared passed.

HB 1252 was ordered withheld pursuant to Rule 19-f.

Senator Stipe asked to be shown present, which was the order.

GENERAL ORDER

SB 155 by Birdsong and Garrison of the Senate and Sandlin of the House was read and considered.

Upon motion of Senator Birdsong, **SB 155** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SB 155** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 155 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—40.

Nay: Bradley.—1.

Excused: Atkinson, Boecher, Breckinridge, Hargrave, Porter, 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, Birdsong, Crow, Dacus, Ferrell, Field, Gar-

rett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—40.

Nay: Bradley.—1.

Excused: Atkinson, Boecher, Breckinridge, Hargrave, Porter, Taliaferro, Terrill.—7.

The emergency was declared passed.

SB 155 was referred for engrossment.

GENERAL ORDER

HB 1253 by Allard, et al, of the House and Ferrell, Short and Smalley of the Senate was read and considered.

Upon motion of Senator Ferrell, **HB 1253** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1253** was placed upon third reading and final passage.

THIRD READING

HB 1253 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Williams, Young.—41.

Nay: Lane.—1.

Excused: Ham, Hargrave, Porter, Stipe, 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, Ber-

rong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Williams, Young.—41.

Nay: Lane.—1.

Excused: Ham, Hargrave, Porter, Stipe, Taliaferro, Terrill.—6.

The emergency was declared passed.

HB 1253 was ordered withheld pursuant to Rule 19-f.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 153 by Howard was read and considered.

Upon motion of Senator Howard, **SB 153** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 153** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 153 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Garrett, Graves, Ham, Howard, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Smith.—16.

Nay: Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Horn, Inhofe, Keels, Lane, McCune, McGraw, Martin, Medearis, Romang, Short, Smalley, Stansberry, Williams, Young.—25.

Excused: Hargrave, Holden, Phillips, Porter, Stipe, Taliaferro, Terrill.—7.

The bill was declared failed of passage.

GENERAL ORDER

SB 173 by Smalley, Young and McGraw was read and considered.

Upon motion of Senator Smalley, SB 173 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 173 was considered engrossed and placed upon third reading and final passage.

THIRD READING

Following discussion, Senator Smalley moved that the vote be reconsidered by which SB 173 was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Smalley, the vote was reconsidered by which SB 173 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, further consideration of SB 173 was deferred temporarily.

GENERAL ORDER

SB 140 by Payne was read and considered.

Upon motion of Senator Payne, SB 140 was advanced to engrossment.

By unanimous consent, upon request of Senator Payne, SB 140 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 140 was read for the third time at length.

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

Aye: Birdsong, Bradley, Graves, Holden, Horn, Luton, McSpadden, Martin, Massey, Miller, Payne, Phillips, Smith, Stipe, Young.—15.

Nay: Atkinson, Baggett, Baldwin, Berrong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Keels, Lane, McCune, McGraw, Medearis, Murphy, Nichols, Romang,

Short, Smalley, Stansberry, Terrill, Williams.—26.

Excused: Garrett, Ham, Hargrave, Howard, Inhofe, Porter, Taliaferro.—7.

The bill was declared failed of passage.

GENERAL ORDER

SB 173 was called up for further consideration.

Senator Hamilton moved to amend SB 173, page 8, line 4, by adding a new Section 2, as follows: "Failure to comply with the provisions of this Act shall not invalidate actions of those covered within the provisions herein done or performed in their official capacity"; by renumbering the remaining Section accordingly, and by amending the Title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Smalley, SB 173, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 173, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 173 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Young.—39.

Nay: Ferrell, Williams.—2.

Excused: Baggett, Ham, Hargrave, Inhofe, Porter, Stipe, Taliaferro.—7.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Berrong, Bird-

song, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—40.

Nay: Ferrell, Williams.—2.

Excused: Baggett, Ham, Hargrave, Inhofe, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 173, as amended, was referred for engrossment.

GENERAL ORDER

SB 55 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, SB 55 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 55 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 55 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Keels.—1.

Excused: Baggett, Ham, Hargrave, McGraw, Porter, Taliaferro.—6.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Keels.—1.

Excused: Baggett, Ham, Hargrave, McGraw, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 55 was referred for engrossment.

GENERAL ORDER

SB 60 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Senator Inhofe asked to be made co-author of SB 60, which was the order.

Upon motion of Senator McSpadden, SB 60, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 60, as coauthored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 60 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Ham, Hargrave, McGraw, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Ham, Hargrave, McGraw, Porter, Taliaferro.—5.

The emergency was declared passed.

SB 60 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 50 and 58, as amended.

HA to SB 50 read as follows, and concurred in upon motion of Senator McSpadden:

AMENDMENT NO. 1. Amend Page 2, Lines 6 and 7 to read as follows:

"Executive Secretary	1	\$4,200.00 \$5,400.00"
"Stenographer Clerk II	1	\$3,600.00 \$5,100.00"

SB 50, as amended by the Honorable House, was read at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Garrison, Hargrave, Howard, Payne, Porter, Taliaferro.—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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Garrison, Hargrave, Howard, Payne, Porter, Taliaferro.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

HA to SB 58 read as follows, and concurred in upon motion of Senator McSpadden:

AMENDMENT NO. 1. Amend TITLE to read as follows: "An Act relating to the Department of Public Welfare and making an appropriation thereto; stating the purpose; providing maximum per capita payment; providing qualifications for recipient institutions; providing for the withholding of funds in certain circumstances; providing lapse date; making provisions of this Act severable; and declaring an emergency."

SB 58, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Dacus, Short.—2.

Excused: Atkinson, Hargrave, Payne, Porter, Taliaferro.—5.

The bill, as amended, was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Dacus, Short.—2.

Excused: Atkinson, Hargrave, Payne, Porter, Taliaferro.—5.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 77, 124, and HBs 1065, 1071 and 1164 each correctly engrossed.

Engrossed SBs 77 and 124 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1065, 1071 and 1164, as amended, were properly signed and ordered returned to the Honorable House.

THIRD READING

Senator Romang moved that **HB 1192** be stricken from the Calendar, which motion was declared adopted.

GENERAL ORDER

SB 134 by Stipe and Payne was read and considered.

Upon motion of Senator Stipe, **SB 134** was advanced to engrossment.

By unanimous consent, upon request of

Senator Stipe, **SB 134** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 134 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, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Garrison, Hargrave, Horn, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Garrison, Hargrave, Horn, Porter, Taliaferro.—5.

The emergency was declared passed.

SB 134 was referred for engrossment.

GENERAL ORDER

HB 1131 by Bickford, et al, of the House and Garrett and Grantham of the Senate was read and considered.

Senator Ham, joined by Senators Hamilton and Luton moved to amend **HB 1131**, page 1, line 5, by inserting after the word "General" and before the period (.), the language "provided, however, that not-

withstanding an 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" and by amending the title to conform.

Senator Baggett moved to table the Ham-Hamilton-Luton amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Inhofe, Keels, McCune, McGraw, Martin, Romang, Short, Stansberry, Terrill, Williams.—19.

Nay: Atkinson, Birdsong, Boecher, Crow, Dacus, Field, Graves, Ham, Hamilton, Holden, Horn, Howard, Lane, Luton, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Young.—25.

Excused: Hargrave, Medearis, Porter, Taliaferro.—4.

The vote occurring upon the Ham-Hamilton-Luton amendment, it was declared adopted.

Senator Baggett moved that **HB 1131** be withdrawn from the Calendar and re-referred to the Judiciary Committee, which motion was tabled upon motion of Senator Ham.

Senator Smalley moved to amend **HB 1131**, page 2, line 18, by adding after the word "appeal" the sentence "Provided, however, that a decision of the District Court declaring a statute constitutional shall not be stayed unless application for a stay order be granted by a majority of the Oklahoma Supreme Court after a hearing on said application."

Senator Garrett 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 Garrett, **HB 1131**, as amended, was advanced to engrossment.

Senator Smalley asked unanimous consent that **HB 1131**, as amended, be considered engrossed and placed upon third reading and final passage, to which Senator Baggett objected.

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SCR 12—by Nichols—A Concurrent Resolution relating to public welfare programs; memorializing the Congress of the United States to revise the present Federal-State systems of public welfare and provide for a federally-financed system of public assistance; and directing distribution.

Senator Nichols asked unanimous consent that consideration of **SCR 12** be deferred for this legislative day and that Xerox copies of the Resolution be made available to each member of the Senate, which was the order.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1010—by Abbott—A Concurrent Resolution relating to interim study by the State Legislative Council during the 1969 Legislative Interim; requesting the Executive Committee to appoint a special committee to study the Oklahoma School Laws and all other laws relating thereto with a view toward amendment, revision or codification; and directing the filing of a report.

Senator Terrill moved that **HCR 1010** be referred to the Education Committee, which motion was declared adopted.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following Committee Members pursuant to **SR 8**: Smalley, Smith, Terrill, Birdsong and Garrison.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand

adjourned as provided under the Rules, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 102** and **SB 103**—Co-authored by Sullivan.

The above numbered Bills were referred for enrollment.

BILLS RELEASED

As provided under Rule 19-f, **HBs 1252** and **1253** were properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Twenty-third Legislative Day

Thursday, February 13, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Atkinson, Berrong, Breckinridge, Garrett, Grantham, Hamilton, Hargrave, Howard, Taliaferro.—9.

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 Birdsong:

Dear God, how excellent is Thy name in all the earth. In Thy name you declare your relationships to us. Thy name speaks of your works in our behalf—Thou art our rock—Thou art our defense—Thou art our salvation. As we face this day, we are mindful of the fullness of Thy wisdom and Thy salvation. We catch some glimpses of Thy purpose for us and our world. We recognize the wisdom of Solomon when he said, "It is the glory of God to conceal, and the glory of man to discover." We give Thee thanks for Your concealments of the past which we have discovered and now possess. But we recognize our present impoverishment; thus we pray give us the wisdom to discover what

Thou hast concealed. But, may we not seek to be too early, and save us from being too late. Dear God, may Thy blessings and wisdom abide upon this body in its sessions and in its deliberations. Help these men as they represent the people of the State of Oklahoma and seek to bring the best things in life to all of us. Bless them, dear God, in their personal lives as they face the tensions and pressures of the day and the weeks. Give them strength and courage and the wisdom to do right. Help them dear God, when they are tired in mind and body, bankrupt in spirit. Help them to know that no man is sufficient for the demands of the day without leaning upon Thee. Bless them and help them in their daily absence from their families and home. Be with and keep their loved ones this day. Dear God, give them a good day today. Now, dear God, we thank You for Your patience with us, we thank You that You love us and are mindful of us. Thank You for your concern and help. In Jesus' name we pray. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Hutchens of the House and Dacus of the Senate for adoption and concurrence by your Honorable Body, in the issuance of Concurrent Citation No. 1, by the Oklahoma State Legislature, to the Hobart High School Football Team.

Upon motion of Senator Dacus, the Senate concurred in the issuance of said Citation.

Concurrent Citation No. 1 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Skeith of the House and Stipe of the Senate for adoption and concurrence by your Honorable Body, in the issuance of Concurrent Citation No. 2, by the Oklahoma State Legislature, to The McAlester High School Football Team.

Upon motion of Senator Stipe, the Senate concurred in the issuance of said Citation.

Concurrent Citation No. 2 was properly signed and ordered returned to the Honorable House.

CITATION

Upon motion of Senator Luton, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to The A. C. Smith, Jr. Family of Muskogee upon being named the Scouting "Family of the Year."

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

REQUEST FOR LOBBY PERMIT

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

Jack Willoughby, 1308 S.W. Binkley, Oklahoma City, representing the Ophthalmic Dispensers Society of Oklahoma.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 55, 60, 116 and 155 each correctly engrossed.

SBs 50, 54, 58, 64, 65, 70, 102 and 103 each correctly enrolled.

Engrossed SBs 55, 60, 116 and 155 were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SBs 50, 54, 58, 64, 65, 70, 102 and 103 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 were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 2—Revenue and Taxation—Coauthored by McKee of the House.

SB 175—Revenue and Taxation—Coauthored by Ford of the House.

HB 1006—Rules.

HB 1007—Rules.

HB 1010—Revenue and Taxation.

HB 1025—Revenue and Taxation.

HB 1044—Judiciary.

HB 1061—Rules.

HB 1130—Judiciary—Coauthored by Garrett, Smalley and Grantham.

DO PASS, as amended:

SB 112—Revenue and Taxation.

SB 118—Education—Coauthored by Smith, Miller, Murphy, Terrill, Luton, McSpadden, Atkinson, Graves, Holden, Medearis, Ham, Hargrave, Garrett, Nichols, Keels, Birdsong, Bradley, Howard, Martin, Payne, Massey, Horn, Young, Phillips, Lane, Crow and Stipe of the Senate and Spearman of the House.

FIRST READING

The following Bills were introduced and read the first time:

SB 195—By Romang—An Act relating to courts; amending Section 4, Chapter 412, O. S. L. 1968 (20 O. S. Supp. 1968, § 1304); providing expenses to be paid from court; and declaring an emergency.

SB 196—By Boecher, Nichols and Garison—An Act relating to the State Board of Public Affairs; fixing salaries of the members; and declaring an emergency.

SB 197—By Smith of the Senate and Ab-

bott of the House—An Act relating to schools; amending 70 O. S. 1961, § 13-3, as amended by Section 3, Chapter 250, O. S. L. 1968 (70 O. S. Supp. 1968, § 13-3) and 70 O. S. 1961, § 13-8, as amended by Section 2, Chapter 379, O. S. L. 1967 (70 O. S. Supp. 1968, § 13-8); providing special education for exceptional children; authorizing home instruction for pregnant children unable to attend class; authorizing State Board of Education to promulgate rules and regulations and set rate of reimbursement for travel within or without the district for exceptional children; establishing maximum size of teaching unit for educable mentally handicapped children; eliminating prohibition on use of funds for teaching unit or class consisting of gifted children; and declaring an emergency.

SB 198—By Smith of the Senate and Abbott of the House—An Act relating to schools; amending 70 O. S. 1961, § 13-2, as last amended by Section 2, Chapter 250, O. S. L. 1968 (70 O. S. Supp. 1968, § 13-2); pertaining to special education; requiring reevaluation of the eligibility of exceptional children at least once every three years; and declaring an emergency.

SB 199—By Smith of the Senate and Abbott of the House—An Act relating to schools; amending 70 O. S. 1961, § 13-1, as last amended by Section 1, Chapter 250, O. S. L. 1968 (70 O. S. Supp. 1968, § 13-1); pertaining to special education; amending the definition of exceptional children by including additional categories and by lowering the age requirement for children with specified handicaps; and declaring an emergency.

SB 200—By Berrong—An Act relating to insurance; amending 36 O. S. 1961, § 1702; providing that deposits of insurers shall be held for the protection of policyholders and/or creditors; and declaring an emergency.

SB 201—By Boecher and Williams—An Act relating to courts; providing for creation of District No. 26 and election of judge therefrom; providing for judges for

District No. 4; providing operative date; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

SB 202—By Luton and Inhofe—An Act relating to the practice of veterinary medicine and the regulation thereof; providing for a Board of Veterinary Medical Examiners; prescribing qualifications and compensation of members, organization, duties and powers of board; providing for the licensing of veterinary practitioners; prescribing offenses against the board's supervisory and regulatory powers; providing disciplinary procedures and punishments, including suspension and revocation of licenses; providing practice without a license shall constitute a misdemeanor and prescribing punishment for so doing; imposing duty on District Attorney; prescribing procedures where animals are not reclaimed by owners; applying good samaritan law in certain situations to licensed Doctors of Veterinary Medicine; providing transitory provisions; making the provisions of this Act severable; repealing 59 O. S. 1961, §§ 676-697, inclusive, and all conflicting laws; and declaring an emergency.

SECOND READING

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

SB 191—Judiciary.

SB 192—Appropriations and Budget.

SB 193—Business Relations.

SB 194—Revenue and Taxation.

HB 1013—Education.

HB 1032—Public Affairs.

HB 1037—Judiciary.

HB 1038—Judiciary.

HB 1048—Judiciary.

HB 1066—Conservation and Economic Development.

HB 1081—Education.

HB 1201—Roads and Highways.

HB 1229—Revenue and Taxation.

HB 1239—Rules.

HB 1265—Public Affairs.

HJR 1011—Constitutional Revisions and Regulatory Services.

GENERAL ORDER

SB 10 by Williams was read and considered.

As provided under Rule 8-e, upon request of Senator Williams, Representative Kamas was added as coauthor of **SB 10**.

Senator Williams moved to amend **SB 10**, page 4, lines 10 and 11, by removing the brackets on "seven (7) o'clock" appearing in said lines, which amendment was declared adopted.

Upon motion of Senator Williams, **SB 10**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **SB 10**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 10 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—36.

Excused: Atkinson, Baggett, Berrong, Breckinridge, Garrett, Grantham, Hamilton, Hargrave, Howard, Porter, Taliaferro, Young.—12.

The bill was declared passed.

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

Aye: Baldwin, Boecher, Crow, Graves, Ham, Holden, Horn, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips,

Romang, Short, Smalley, Smith, Stipe, Williams.—24.

Nay: Birdsong, Bradley, Dacus, Ferrell, Field, Garrison, Inhofe, Keels, McCune, Nichols, Stansberry, Terrill.—12.

Excused: Atkinson, Baggett, Berrong, Breckinridge, Garrett, Grantham, Hamilton, Hargrave, Howard, Porter, Taliaferro, Young.—12.

The emergency was declared failed of passage.

SB 10, as amended, was referred for engrossment.

Senators Hamilton and Berrong asked to be shown present, which was the order.

GENERAL ORDER

SB 177 by McGraw was read and considered.

Senator Smalley moved to amend **SB 177**, page 1, line 4, by striking the words "or charitable".

Senator Luton moved that **SB 177** be withdrawn from the Calendar and referred to the Committee on Business Relations.

Senator McGraw moved to table the Luton motion, which motion was declared failed of adoption.

The vote occurring on the Luton motion, it was declared adopted.

President Pro Tempore Smith presiding.

Senators Garrett and Grantham asked to be shown present, which was the order.

PENDING SENATE ACTION

SCR 12 by Nichols was taken up for consideration.

Senators Payne, Miller and Stipe asked to be made coauthors of **SCR 12**, which was the order.

SCR 12, as coauthored, was read at length as follows, adopted upon motion of Senator Nichols and ordered referred for engrossment:

SCR 12—By Nichols, Payne, Miller and

Stipe—A Concurrent Resolution relating to public welfare programs; memorializing the Congress of the United States to revise the present federal-state systems of public welfare and provide for a federally-financed system of public assistance; and directing distribution.

WHEREAS, great disparities exist among the public welfare programs currently in effect in the several states, resulting in serious inequities to the recipients of such programs as well as disproportionate burdens in the financing thereof; and

WHEREAS, a growing concern is being manifested among authorities and officials throughout the nation relative to public welfare programs, in respect to their effectiveness in achieving desired objectives of providing for the basic needs of those who, for various reasons, are unable to provide for themselves and, simultaneously, in assisting as many as possible of those aided to assume or to return to productive lives; and

WHEREAS, the Honorable Governor Nelson A. Rockefeller of New York recently proposed as a solution to the problem of disparities and inequities among various state welfare programs that the United States government assume the entirety of the financial obligations for public welfare throughout the nation; and

WHEREAS, the Honorable Dr. Wilbur J. Cohen, former Secretary of the United States Department of Health, Education, and Welfare, made the following observations and recommendations, bearing directly upon the question, at the time of his retirement from office:

"Federal-state systems of public welfare must be radically overhauled. Changes must be made in the existing state-by-state welfare systems to broaden the scope of coverage, to improve the adequacy of payments, and to simplify and make more economical the way in which payments are administered. A Federally-financed system of

public assistance, with a national basis for the determination of eligibility, the amount of payments, the financing and appeals, should be substituted for the present state-by-state welfare programs. Such a system would overcome many of the problems of gross inadequacy, state variations and fiscal inadequacy which have plagued the states, the Federal government, and the present welfare systems for over thirty-five years. Such an overhauled system would greatly help the states by making it possible to release moneys to be spent on the improvement of education and other essential state services. A revised system of public welfare that would be wholly or primarily financed by the Federal government would, in effect, be a Federal Aid to Education program which would be of material help to the states in meeting their responsibilities which are overwhelming so many states and localities.

The nationwide standard of welfare payments must include a realistic standard allowance for food in all the different parts of the country. A Federally-financed program of public assistance could provide that existing state agencies would administer the national program with the Federal government paying all costs of administration so as to assure that the program would be administered in all parts of the country on a decentralized and effective and humane manner."

and

WHEREAS, the program of public welfare is one of genuine national concern, affecting alike the people and governments in each of the several states and should, therefore, be approached from a national perspective, in view of the serious ramifications for failure to deal quickly and effectively with the proliferating disparities, inequities and injustices; and

WHEREAS, one of the universally proclaimed reasons for establishing the Unit-

ed States Constitution, as expressed in the preamble thereof, was to "promote the general welfare," and the document proceeded to provide for a national government with adequate powers to accomplish this noble objective; and

WHEREAS, disparate welfare requirements among the states as to residency and the establishment of need; broad differences from state to state as to the financial resources undergirding the various welfare programs; the discretionary element involved in the determination, in the several states, of the allocation of resources to the increasing services demanded of state governments; the failure of the states to effectively enforce the provisions of their welfare laws relating to the trial and conviction of those who desert and neglect their children; forces the conclusion, in the interests of economy, efficiency, equity and justice, that the time has arrived for a major overhaul of the nation's welfare programs into one uniform national system, without regard to state boundaries and jurisdictions.

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

SECTION 1. That the United States Congress be and hereby is respectfully urged to adopt a system of Federal financing of the money payment grant to public assistance recipients, so as to promote uniformity among public welfare programs throughout the several states of the United States, and leaving to the states the responsibility for administering such a uniform national program.

SECTION 2. That officially authenticated copies hereof be forwarded to the presiding officers of the Senate and House of Representatives of the Congress of the United States, to the members of the Oklahoma delegation in Congress, and to the Governors and presiding offi-

cers of the Legislatures of the several states.

GENERAL ORDER

SB 168 by McSpadden was read and considered.

Upon motion of Senator McSpadden, SB 168 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 168 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 168 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Nay: Keels, Short.—2.

Excused: Atkinson, Baggett, Berrong, Boecher, Breckinridge, Ham, Hargrave, Howard, Nichols, Porter, Taliaferro.—11.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Nay: Keels, Short.—2.

Excused: Atkinson, Baggett, Berrong, Boecher, Breckinridge, Ham, Hargrave, Howard, Nichols, Porter, Taliaferro.—11.

The emergency was declared passed.

SB 168 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator McSpadden moved that the vote be reconsidered by which **SB 168** passed.

GENERAL ORDER

HB 1232 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1232** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1232** was placed upon third reading and final passage.

THIRD READING

HB 1232 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Boecher, Breckinridge, Ham, Hargrave, Howard, McGraw, Porter, Taliaferro.—10.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Boecher, Breckinridge, Ham, Hargrave, Howard, McGraw, Porter, Taliaferro.—10.

The emergency was declared passed.

HB 1232 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 171 by Murphy was read and considered.

Senator McGraw asked to be made a co-author of **SB 171**, which was the order.

Senator Murphy, joined by Senator Berrong, moved to amend **SB 171**, page 3, line 5, by adding after the word "funds" the language "and said Department and schools shall be eligible for surplus property and equipment" 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: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Boecher, Breckinridge, Ham, Hargrave, Howard, Massey, Porter, Taliaferro.—10.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin,

Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Boecher, Breckinridge, Ham, Hargrave, Howard, Massey, Porter, Taliaferro.—10.

The emergency was declared passed.

SB 171, as amended, was referred for engrossment.

GENERAL ORDER

SB 130 by Birdsong, Smith and Terrill of the Senate and Derryberry of the House was called up for further consideration.

Senator Stipe asked unanimous consent to withdraw his amendment to SB 130, page 1, line 7, submitted on February 10, 1968, which was the order.

Upon motion of Senator Birdsong, SB 130 was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, SB 130 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 130 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—37.

Nay: Young.—1.

Excused: Atkinson, Baggett, Boecher, Breckinridge, Grantham, Ham, Hargrave, Howard, Payne, Taliaferro.—10.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—37.

Nay: Young.—1.

Excused: Atkinson, Baggett, Boecher, Breckinridge, Grantham, Ham, Hargrave, Howard, Payne, Taliaferro.—10.

The emergency was declared passed.

SB 130 was referred for engrossment.

GENERAL ORDER

HJR 1012 by Cox, et al, of the House and Ferrell of the Senate was read and considered.

Upon motion of Senator Ferrell, HJR 1012 was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, HJR 1012 was placed upon third reading and final passage.

THIRD READING

HJR 1012 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, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, Boecher, Breckinridge, Ham, Hargrave, Howard, Taliaferro.—8.

The Resolution was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett,

Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Lutton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, Boecher, Breckinridge, Ham, Hargrave, Howard, Taliaferro.—8.

The emergency was declared passed.

HJR 1012 was ordered withheld pursuant to Rule 19-f.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 50, 54, 58, 64, 65, 70, 102 and 103.

The above numbered Enrolled Bills were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 173 correctly engrossed.

Engrossed **SB 173** was properly signed and ordered transmitted to the Honorable House for consideration.

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

*

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

The Senate, in executive session and upon motion of Senator Grantham, advised and consented to the confirmation of the executive nomination of ROY MAYS, Ponca City, as member of the Board of Regents, Northern Oklahoma Colleges, to serve the remainder of a five (5) year term ending June 30, 1971, and effective upon Senate confirmation. Mr. Mays succeeds Mr. Broaddus.

The Senate, in executive session and

upon motion of Senator Grantham, advised and consented to the confirmation of the executive nomination of GOODWIN BROADDUS, Jr., Ponca City, as member of the Board of Regents for Higher Education, to serve the remainder of a nine (9) year term ending May 16, 1969, and effective upon Senate confirmation. Mr. Broaddus succeeds R. L. Crowder who is deceased.

The Senate, in executive session and upon motion of Senator Romang, advised and consented to the confirmation of the executive nomination of JOHN J. VATER, Jr., of Enid, as member, Board of Regents for Higher Education, to serve a nine (9) year term ending May 16, 1977, and effective upon Senate confirmation. Mr. Vater succeeds himself.

The Senate, in executive session and upon motion of Senator Williams, advised and consented to the confirmation of the executive nomination of MARVIN APPERSON, Pond Creek, as member of the Board of Regents, Northern Oklahoma Colleges, to serve a five (5) year term ending June 30, 1973, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Inhofe, advised and consented to the confirmation of the executive nomination of VINCENT E. BUTLER, Tulsa, as member of the Board of Regents, Oklahoma College of Liberal Arts, to serve the remainder of a seven (7) year term ending July 1, 1971, and effective upon Senate confirmation. Mr. Butler succeeds Jack Santee.

The Senate, in executive session and upon motion of Senator McGraw, advised and consented to the confirmation of the executive nomination of Mrs. GERALD H. WESTBY, Tulsa, as member of the Oklahoma Arts and Humanities Council, to serve a term of three (3) years ending July 1, 1971, and effective upon Senate confirmation. Mrs. Westby succeeds herself.

The Senate, in executive session and upon motion of Senator Inhofe, advised

and consented to the confirmation of the executive nomination of NORMAN MAHAN, Tulsa, as member of the Alcoholic Beverage Control Board to serve a seven (7) year term ending June 23, 1975, and effective upon Senate confirmation. Mr. Mahan succeeds Logan Garnett.

The Senate, in executive session and upon motion of Senator Luton, advised and consented to the confirmation of the executive nomination of GEORGE LYNDE, Muskogee, as member of the Oklahoma Arts and Humanities Council, to serve a three (3) year term ending July 1, 1971 and effective upon Senate confirmation. Mr. Lynde succeeds himself.

The Senate, in executive session and upon motion of Senator Short, advised and consented to the confirmation of the executive nomination of Mrs. FRANK J. HIGHTOWER, Oklahoma City, as member of the Oklahoma Arts and Humanities Council, to serve a three (3) year term ending July 1, 1971, and effective upon Senate confirmation. Mrs. Hightower succeeds herself.

The Senate, in executive session and upon motion of Senator Short, advised and consented to the confirmation of the executive nomination of Mrs. F. C. (Margaret) LOVE, Oklahoma City, as member of the Commission on Alcoholism, to serve a four (4) year term ending April 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 LESLIE JUDD, Moore, as member of the Board of Registration for Professional Engineers and Land Surveyors, to serve a two (2) year term ending June 28, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Berrong, advised and consented to the confirmation of CLYDE MILLER, Weatherford, as member of the Board of Pharmacy, to serve a

five (5) year term ending June 30, 1973, and effective upon Senate confirmation. Mr. Miller succeeds M. Morrison.

The Senate, in executive session and upon motion of Senator Baldwin, advised and consented to the confirmation of the executive nomination of HOWARD WALK-INGSTICK, Anadarko, as member of the Board of Registration for Social Workers, to serve a five (5) year term ending June 1, 1973, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Field, advised and consented to the confirmation of the executive nomination of HARRY SHACKLEFORD, Laverne, as member of the Board of Education, to serve a six (6) year term ending April 1, 1974, and effective upon Senate confirmation. Mr. Shackelford succeeds himself.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of the executive nomination of WILLIAM H. BELL, Tulsa, as member of the Oklahoma State Highway Commission, to serve an eight (8) year term ending February 15, 1977, and effective upon Senate confirmation. Appointment effective February 15, 1969. Mr. Bell succeeds Anthony Keating.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1118, requesting Conference and naming Conferees as follows: Willis, Miskelly and Mountford.

Upon motion of Senator Lane, the request of the Honorable House for a conference on HB 1118 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, the President Pro Tempore announced the appointment of the following Senate Conferees under HB 1118: Massey, Lane and Hamilton.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1065** and **1071**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1164**, requesting Conference and naming Conferees as follows: McCune, Tabor and Witt.

Upon motion of Senator Smalley, the request of the Honorable House for a conference on **HB 1164** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, the President Pro Tempore announced the appointment of the following Senate Conferees under **HB 1164**: Smalley, Garrison and Garrett.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 48, 56**—Coauthored by Williamson, Townsend and Kamas, and **61**—Coauthored by Atkins and Williamson, each as amended.

HA to **SB 48** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 14, by striking the words "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

HA to **SB 56** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 15, by striking the words "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

HA to **SB 61** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 14, by striking the words "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled House

Bill No. 1129, together with the Governor's Veto Message thereon, and advising that under the provisions of Section 11, Art. 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: 71 AYES—21 NAYS.

To the Speaker and Members of The Honorable House of Representatives

First Session, Thirty-Second
Oklahoma Legislature
Gentlemen:

I have vetoed House Bill No. 1129 for the following reasons:

FIRST: The first phrase of SECTION 1, which states "The State Treasurer, being vested with authority to determine the amount of surplus public funds in his custody to be deposited in any bank approved by the State Depository Board, . . ." implies an authority that did not previously exist. This statement vests the State Treasurer with sole authority to place money where he sees fit. It places in one man the sole authority to deposit over \$200 million in banks of his choice in either interest bearing or non-interest bearing accounts. The placing of such great authority in one man is certainly not in the best interests of the people of Oklahoma.

SECOND: The establishment of a hard and fast minimum interest rate of 4.1 percent on time deposits would establish both a minimum and a maximum. It would give legal approval of the current low effective interest rate even though interest rates in the country continue to rise. In most banks the effective rate of interest is 2.05 percent. On the other hand, if Federal Reserve rates should drop to the point that the 4.1 percent money is not attractive to the banks the law would force the Treasurer to place the money in non-interest bearing accounts since he could not lower the interest rate to meet the situation.

THIRD: Most important, the Legislature has passed a law greatly affecting the economy of the State of Oklahoma and the revenues of the state government without thorough study of the many facets of the problem. No consideration was given to the practice in the other states, inequities in the distribution of the funds to the various banks, or the many possibilities for increased revenues from state funds.

In 1968, Oklahoma realized \$2.8 million in interest on approximately \$260 million in idle funds. Arkansas realized approximately the same returns as Oklahoma on less than one-third our funds. Kansas realized \$3.9 million on \$243 million. With considerably less funds, they earned over \$1 million more than Oklahoma. Colorado's revenue on the use of only \$135 million was \$5.2 million.

The people of Oklahoma deserve, and are entitled to expect, better legislation for the investment of their funds. They are entitled to a reasonable return on their monies. They have not been receiv-

ing nor are they receiving a fair return, based on the information furnished us by the Treasurer's Office. The various communities are entitled to a fair share of the state deposits. Most communities and particularly the smaller communities are not receiving their fair share.

BY THE GOVERNOR OF THE STATE
OF OKLAHOMA

Dewey F. Bartlett

Consideration of the above Veto Message was deferred for this legislative day.

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

BILLS RELEASED

As provided under Rule 19-f, **HB 1232** and **HJR 1012** were properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., Monday, February 17, 1969.

Twenty-fourth Legislative Day

Monday, February 17, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—44.

Excused: Bradley, Porter, Taliaferro, Young.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Richard T. Moody, Pastor of the First Baptist Church, Marlow, Oklahoma.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following communication was read and ordered incorporated herein:

The Honorable Finis Smith
President Pro Tempore
Oklahoma State Senate

Dear Finis:

I would like to express my sincere thanks to you and the other members of the State Senate for the Senate Concurrent Resolution No. 2 which you passed

recently. I am deeply honored and wanted you to know how much I appreciate your thoughtfulness.

Sincerely yours,
FRED R. HARRIS
U. S. Senate

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 17, 1969, of Enrolled SBs 50, 54, 64, 65, 70, 102 and 103 entitled:

SB 50—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the state board for property and casualty rates and making appropriations thereto; stating the purpose; providing that the state board for property and casualty rates shall fix the duties and compensation of employees; providing for a continuous study of insurance rates; providing for transfer of unappropriated funds to the General Revenue Fund; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 54—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Banking Department and making appropriations thereto; stating the purpose; providing that the Bank Commissioner shall fix the duties and compensation of employees; limiting maximum salary of the Bank Commissioner; providing for per diem of banking board members and savings and loan board members; providing for lapse date; making provisions of this act severable; and declaring an emergency.

SB 64—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Will Rogers Memorial Commission and making an appropriation thereto; stating the purpose; providing that the commission shall fix the duties and compensations of employees; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 65—By McSpadden and Massey 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; making provisions of this act severable; and declaring an emergency.

SB 70—By McSpadden, et al 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; 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; repealing all acts in conflict herewith; and declaring an emergency.

SB 102—By Smalley, et al of the Senate and Patterson, et al of the House—An Act relating to elections; amending 26 O. S. 1961, § 13; fixing compensation of members of the State Election Board; and declaring an emergency.

SB 103—By Hamilton, et al of the Senate and Sullivan of the House—An Act relating to temporary licensing and fees therefor of vehicles of nonresidents; amending 47 O. S. 1961, § 22.12a, so as to require a resident of another state using a vehicle in Oklahoma for a temporary period, as authorized in said section, to pay an amount equivalent to the amount an Oklahoma resident is required to pay in such other state for a similar operation; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1057—By Spearman, Sullivan, Holaday, Hatchett and Kamas—An Act relating to administrative procedures; amending Section 1, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1968, § 301); defining terms; excepting certain agencies, departments, boards and institutions from provisions of Act; making provisions of Act severable; and declaring an emergency.

HB 1058—By Bengtson of the House and Inhofe of the Senate—An Act relating to crimes and punishment; providing that any person committing the crime of aggravated assault and battery upon a policeman, sheriff, deputy sheriff or highway patrolman shall upon conviction be guilty of a felony; prescribing penalties; providing said Act shall not supersede any other Act and shall be cumulative thereto; directing codification; and declaring an emergency.

HB 1245—By Bernard, Dunn, Ferrell, Williams, Bradley and Poulos of the House and Holden of the Senate—An Act relating to motor vehicles; amending Sections 1 and 2, Chapter 248, O. S. L. 1965 (47 O. S. Supp. 1968, § 14-103A); prescribing limitations on length, width and movement of mobile home combinations; providing standards for the towing vehicle; and declaring an emergency.

HB 1258—By Spearman, Dunn and Holaday—An Act relating to highway safety; amending Section 3, Chapter 140, O. S. L. 1967 (47 O. S. Supp. 1968, § 40-105); providing for required equipment on motorcycles and motor scooters; providing for exceptions; providing that crash helmets be worn by drivers or riders under twenty-one years of age; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-

grossed SBs 62, 75 and 125—Coauthored by Williamson, Bean and Briscoe.

The above numbered bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1065, 1071, 1252 and 1253.

The above numbered Enrolled Bills were, 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 71—Appropriations and Budget—Coauthored by Inhofe.

SB 189—Agriculture—Coauthored by Baldwin, Boecher, Dacus, Crow, Lane, McSpadden and Phillips.

HB 1198—Agriculture—Coauthored by Holden, Boecher, Crow and Field.

DO PASS, as amended:

SB 182—Judiciary.

SB 183—Judiciary.

HB 1037—Judiciary.

HB 1038—Judiciary.

HB 1039—Judiciary.

FIRST READING

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

SB 203—By Field—An Act relating to workmen's compensation insurance; repealing 85 O. S. 1961, § 149, pertaining to purchase of workmen's compensation coverage by state and municipal subdivisions.

SB 204—By Field—An Act relating to motor vehicles; amending 47 O. S. 1961, § 1-108 and § 6-104; providing that any person who operates a motor vehicle of more than two tons shall be required to

have a chauffeur's license; and declaring an emergency.

SB 205—By McSpadden—An Act relating to the Oklahoma Tax Commission; prohibiting the members from engaging in certain political activities; and prohibiting appointment of person to commission if such person worked for or contributed money for political campaign of appointing authority.

SB 206—By Young—An Act relating to state officers and employees; repealing Sections 1 and 2, Chapter 95, O. S. L. 1965 (74 O. S. Supp. 1968, § § 19 and 19a).

SJR 10—By McSpadden—A Joint Resolution authorizing the State Board of Public Affairs, subject to the approval of the Oklahoma Public Welfare Commission, to convey to an independent school district and an area school district certain tracts of land belonging to the Whitaker State Children's Home, and specifying disposition and use of amounts received therefor.

SECOND READING

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

SB 195—Judiciary.

SB 196—Governmental Affairs.

Senator Terrill asked that the order referring SB 196 to the Committee on Governmental Affairs be rescinded and that the Bill be sent to the Committee on Appropriations and Budget, which was the order.

SB 197—Education.

SB 198—Education.

SB 199—Education.

SB 200—Business Relations.

SB 201—Judiciary.

SB 202—Agriculture.

GENERAL ORDER

SB 166 by Hamilton and Stipe of the Senate and Jones, et al, of the House was read and considered.

Upon motion of Senator Hamilton, **SB 166** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 166** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 166 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Crow, Dacus,
Ferrell, Field, Garrett, Garrison, Gran-
tham, Graves, Ham, Hamilton, Hargrave,
Holden, Horn, Howard, Inhofe, Keels,
Lane, Luton, McCune, McGraw, McSpad-
den, Martin, Massey, Medearis, Miller,
Murphy, Nichols, Payne, Phillips, Ro-
mang, Smalley, Smith, Stansberry, Stipe,
Terrill, Williams.—42.

Nay: Breckinridge, Short.—2.

Excused: Bradley, Porter, Taliaferro,
Young.—4.

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, Crow, Dacus,
Ferrell, Field, Garrett, Garrison, Gran-
tham, Graves, Ham, Hamilton, Hargrave,
Holden, Horn, Howard, Inhofe, Keels,
Lane, Luton, McCune, McGraw, McSpad-
den, Martin, Massey, Medearis, Miller,
Murphy, Nichols, Payne, Phillips, Ro-
mang, Smalley, Smith, Stansberry, Stipe,
Terrill, Williams.—42.

Nay: Breckinridge, Short.—2.

Excused: Bradley, Porter, Taliaferro,
Young.—4.

The emergency was declared passed.

SB 166 was referred for engrossment.

President Pro Tempore Smith presiding.

Senator Porter asked to be shown pres-
ent, which was the order.

GENERAL ORDER

SB 170 by Hamilton of the Senate and
Sullivan of the House was read and con-
sidered.

Upon motion of Senator Hamilton, **SB 170** was advanced to engrossment.

By unanimous consent, upon request of
Senator Hamilton, **SB 170** was considered
engrossed and placed upon third reading
and final passage.

THIRD READING

SB 170 was read for the third time at
length.

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

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Breckinridge,
Crow, Dacus, Ferrell, Field, Garrett, Gar-
rison, Grantham, Graves, Ham, Hamilton,
Hargrave, Holden, Horn, Inhofe, Keels,
Lane, Luton, McCune, McSpadden, Mar-
tin, Medearis, Miller, Murphy, Nichols,
Payne, Phillips, Porter, Romang, Short,
Smalley, Smith, Stansberry, Stipe, Ter-
rill, Williams.—42.

Nay: Howard.—1.

Excused: Bradley, McGraw, Massey,
Taliaferro, Young.—5.

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, Breckinridge,
Crow, Dacus, Ferrell, Field, Garrett, Gar-
rison, Grantham, Graves, Ham, Hamilton,
Hargrave, Holden, Horn, Inhofe, Keels,
Lane, Luton, McCune, McSpadden, Mar-
tin, Medearis, Miller, Murphy, Nichols,
Payne, Phillips, Porter, Romang, Short,
Smalley, Smith, Stansberry, Stipe, Ter-
rill, Williams.—42.

Nay: Howard.—1.

Excused: Bradley, McGraw, Massey,
Taliaferro, Young.—5.

The emergency was declared passed.

SB 170 was referred for engrossment.

Senator Young asked to be shown present, which was the order.

PENDING SENATE ACTION ON VETO MESSAGE

Senator Graves moved that **HB 1129** become law, notwithstanding the Veto of the Governor of Oklahoma.

Senator Terrill moved that the Previous Question be now put, which motion was declared adopted.

The question being: "Shall **HB 1129** become law, notwithstanding the Veto of the Governor?"

The roll call was ordered called and resulted as follows:

Aye: Atkinson, Berrong, Birdsong, Boecher, Crow, Dacus, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Young.—32.

Nay: Baldwin, Breckinridge, Ferrell, Garrison, Grantham, Inhofe, McCune, McGraw, Nichols, Romang, Short, Stansberry, Williams.—13.

Excused: Baggett, Bradley, Taliaferro.—3.

The President Pro Tempore declared that, by a constitutional two-thirds vote of the members elected to and constituting the Senate, Enrolled **HB 1129** had become a law notwithstanding the Governor's Veto.

Enrolled **HB 1129**, together with the Governor's Veto Message was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 130, 134, 171, 172, and SCR 12 each correctly engrossed.

Engrossed **SBs 130, 134, 171, 172, and SCR 12** were properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 161 by Howard was read and considered.

Upon motion of Senator Howard, **SB 161** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 161** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 161 was read for the third time at length.

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

Aye: Baldwin, Breckinridge, Howard, Keels, McGraw, McSpadden, Martin, Massey, Medearis, Nichols, Porter, Smith.—12.

Nay: Atkinson, Berrong, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Inhofe, Lane, Luton, McCune, Murphy, Payne, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—25.

Excused: Baggett, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Horn, Miller, Phillips, Taliaferro.—11.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Howard moved that the vote be reconsidered by which **SB 161** failed of passage.

Senator Payne presiding.

GENERAL ORDER

HB 1025 by Harrison, et al, of the House and Field of the Senate was read and considered.

Senator Dacus asked to be made a co-author of **HB 1025**, which was the order.

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

By unanimous consent, upon request of Senator Field, **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: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Nay: Stipe.—1.

Excused: Atkinson, Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Horn, Nichols, Phillips, Taliaferro.—13.

The bill was declared passed.

HB 1025 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 112 by McSpadden was read and considered.

Upon motion of Senator McSpadden, **SB 112** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 112** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 112 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Terrill, Williams.—29.

Nay: Keels, McCune, Short, Smalley, Stansberry.—5.

Excused: Atkinson, Baggett, Baldwin,

Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Phillips, Porter, Taliaferro, Young.—13.

Excused from Voting: Ferrell.—1. (Sec. 24-Art 5-Const.)

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams.—32.

Nay: Keels, Stansberry.—2.

Excused: Atkinson, Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Phillips, Porter, Taliaferro, Young.—13.

Excused from Voting: Ferrell.—1. (Sec. 24-Art 5-Const.).

The emergency was declared passed.

SB 112 was referred for engrossment.

GENERAL ORDER

SB 175 by McGraw, Baggett, Hargrave, Howard, Bradley, McSpadden, Breckinridge, Inhofe, McCune, Birdsong, Atkinson, Keels and Short of the Senate and Ford of the House was read and considered.

Following discussion, Senator McGraw asked that further consideration of **SB 175** be deferred for this legislative day, which was the order.

SB 74 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 74** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 74** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 74 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill.—33.

Nay: Boecher, Luton, Williams.—3.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Taliaferro, Young.—12.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill.—33.

Nay: Boecher, Luton, Williams.—3.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Taliaferro, Young.—12.

The emergency was declared passed.

SB 74 was referred for engrossment.

GENERAL ORDER

SB 69 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Senator Miller asked to be made a co-author of SB 69, which was the order.

Senator McSpadden moved to amend SB 69, page 1, line 1 of the title, by striking after the word "schools" the remaining language down to the words "and de-

claring an emergency" which amendment was declared adopted.

Upon motion of Senator McSpadden, SB 69, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 69, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 69 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—33.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Porter, Stipe, Taliaferro, Young.—15.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—34.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stipe, Taliaferro, Young.—14.

The emergency was declared passed.

SB 69, as amended, was referred for engrossment.

GENERAL ORDER

HB 1006 by Sanguin of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1006** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1006** was placed upon third reading and final passage.

THIRD READING

HB 1006 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—37.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Porter, Taliaferro.—11.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—37.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Porter, Taliaferro.—11.

The emergency was declared passed.

HB 1006 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1007 by Sanguin of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1007** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1007** was placed upon third reading and final passage.

THIRD READING

HB 1007 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Hamilton.—1.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Porter, Stansberry, Taliaferro.—12.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Hamilton.—1.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Porter, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1007 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1010 by Sanguin of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1010** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1010** was placed upon third reading and final passage.

THIRD READING

HB 1010 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Porter, Stansberry, Taliaferro.—12.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Porter, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1010 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1061 by Privett, et al, of the House and Smalley and Graves of the Senate was read and considered.

Senator Romang, joined by Senator Berrong, moved to amend **HB 1061**, page 6,

lines 8 and 9, by striking the words "first class" which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1061**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1061**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1061 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: McCune.—1.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Massey, Stansberry, Taliaferro.—12.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Massey, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1061, as amended, was referred for engrossment.

GENERAL ORDER

HB 1130 by Sandlin, et al, of the House and Garrett, Smalley and Grantham of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1130** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1130** was 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, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: McCune.—1.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Massey, Stansberry, Taliaferro.—12.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: McCune.—1.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Massey, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1130 was ordered withheld pursuant to Rule 19-f.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 10 correctly engrossed.

Engrossed **SB 10** was properly signed and ordered transmitted to the Honorable House for consideration.

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

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 81** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred SENATE BILL 81—By McSpadden and Massey of the Senate and Willis and Miskelly of the House, entitled:

An Act relating to the office of the Lieutenant Governor and making an appropriation thereto; stating the purpose; providing that the Lieutenant Governor shall fix the duties and compensation of employees within certain limitations; *** and declaring an emergency,

together with House amendment thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

The Honorable House of Representatives recede from its Amendment No. 1.

For the Senate: Massey, Baldwin, Berrong.

For the House: Willis, Miskelly, Bickford.

BILLS RELEASED

As provided under Rule 19-f, **HBs 1006, 1007, 1010, 1025 and 1130** were properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, | 1:00 p.m., tomorrow.
the Senate was declared adjourned until |

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Twenty-fifth Legislative Day

Tuesday, February 18, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Bradley, Murphy, Porter, Taliaferro.—4.

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 Holden:

Our Father in Heaven, we thank Thee that You are not dead because some men with little minds have so stated. We know that You are alive, not because we have great minds, but because we come to You in child-like faith. Thank You that You are a loving God receiving all of us prodigals in forgiveness of sin. We thank You that You are a personal God keenly interested in every personal, social and political problem we face. This is the reason that we know that You desire to give counsel to these distinguished men as they discharge their difficult responsibilities. Perhaps each of us here has received privilege and honor more than most men, yet we know that we are only mortals,

limited, weak and at our strongest and wisest, we stumble without You. This is the reason we invoke your blessings upon these men and this session. In Christ's name.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 18, 1969, of Enrolled SB 58 entitled:

SB 58—By McSpadden, et al of the Senate and Willis and Miskelly of the House—An Act relating to the Department of Public Welfare and making an appropriation thereto; stating the purpose; providing maximum per capita payment; providing qualifications for recipient institutions; providing for the withholding of funds in certain circumstances; providing lapse date; making provisions of this Act severable; and declaring an emergency,

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1033—By Sparkman—(Public Health emergency)

The above numbered **HB** was read for the first time.

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 1118**.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1118 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1118, and Engrossed Senate Amendments thereto, by Willis and Miskelly of the House and McSpadden and Massey of the Senate entitled:

An Act relating to the office of the Securities Commission and making appropriations thereto; * * *; 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:

FOR THE SENATE: Massey, Lane, Hamilton.

FOR THE HOUSE: Willis, Miskelly, Mountford.

CCS for HB 1118—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the office of the Securities Commission; making appropriations thereto; stating purpose; providing that the Administrator of the Securities Commission shall fix the duties and compensation of employees; providing for maximum salary of the administrator; providing lapse date; amending 71 O.S. 1961, § 412; providing that fees and charges collected by the administrator be deposited in General Revenue Fund; providing that special examination fund revert to General Revenue Fund; 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 Office of the Securities Commission, 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 imposed upon the Office of the Securities Commission by law:

	Fiscal Year Ending June 30, 1970
Personal Services (including employee benefit costs) --	\$156,630.00
Operating Expenses -----	28,275.00
Total -----	\$184,905.00

SECTION 2. The Administrator of the Securities Commission shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Securities Commission by law. The salary of the Administrator shall not exceed the sum of Nineteen Thousand Five Hundred Dollars (\$19,500.00) per annum, payable monthly.

SECTION 3. The Securities Commission members shall be paid Twenty-five Dollars (\$25.00) per diem.

SECTION 4. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 5. 71 O. S. 1961, § 412, is amended to read as follows:

§ 412. All fees and other charges collected by the Administrator shall be deposited in the General Revenue Fund with the State Treasurer [, except amounts collected under section 405(f) which shall be deposited in a special examination fund from which the Administrator may pay charges, compensation and expenses of authorized representatives of the Administrator in visiting and examining broker dealers, investment advisors and issuers as provided by this act].

SECTION 6. Effective July 1, 1969 all

monies in the State Treasury deposited to the credit of the Special Examination Fund of the Oklahoma Securities Commission shall revert and be transferred to the credit of the General Revenue Fund.

SECTION 7. The provisions of this act are severable and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 8. All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

SECTION 9. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

REQUEST FOR LOBBY PERMIT

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

Robert L. Hicks, 3532 South Toledo Place, Tulsa, representing Hicks-Sampsel and Co.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 69, 74, 166, 170 and HB 1061 each correctly engrossed.

SBs 62 and 75 each correctly enrolled.

Engrossed SBs 69, 74, 166, 170 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1061, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 62 and 75 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 were reported by the

Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1013—Education — Coauthored by Crow and Miller.

DO PASS, as amended:

SB 191—Judiciary.

HB 1138—Judiciary—Coauthored by Grantham and Garrett.

HB 1180—Education.

HB 1195—Joint Judiciary and Agriculture.

FIRST READING

The following Bills were introduced and read the first time:

SB 207—By Smith—An Act relating to cities and towns; repealing 11 O. S. 1961, § § 1613 (f) and 1663 (f), pertaining to the awarding of attorney fees to defendants in condemnation proceedings initiated by urban renewal authorities.

SB 208—By Berrong of the Senate and Ferrell of the House—An Act relating to savings and loan associations; defining terms; providing a savings and loan association, the accounts of which are insured by the Federal Savings and Loan Insurance Corporation, may, under certain conditions, and with the approval of the Oklahoma Savings and Loan Board, become a deposit association; authorizing acceptance of certain forms of deposits by a deposit association; providing in the event of a dissolution or in any situation where a question as to priority of right to the remaining assets of the association shall arise, depositors of savings accounts and share accounts shall be equal with general creditors having no priority over other general creditors of the association; providing for membership and voting rights; prescribing a single rotation plan of paying withdrawals or partial withdrawals in event of insufficient funds to pay any withdrawal request when due; authorizing classification as to earnings

of savings deposits and share accounts; authorizing, within prescribed limits and conditions, making certain loans as provided for in the Act; authorizing associations to borrow money and give security, therefor, as provided in the Act; providing sanctions against certain foreign associations; defining terms; repealing all laws and parts of laws in conflict herewith; making provisions of Act severable; and declaring an emergency.

SB 209—By Murphy—An Act relating to revenue and taxation; amending Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1968, § 2442); defining terms; excluding waterworks and water power companies from definition of term "public service corporation"; repealing Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1968, § 2450), pertaining to waterworks and power companies; and declaring an emergency.

SB 210—By Romang—An Act relating to civil procedure; amending 12 O. S. 1961, § 578; providing exceptions to instructions to jury; providing exceptions may be endorsed upon instructions within three (3) days after instructions are given; and declaring an emergency.

SB 211—By Ferrell—An Act relating to the Cherokee Strip Society and making an appropriation thereto; stating purpose; making the appropriation nonfiscal; making the provisions of this Act severable; and declaring an emergency.

SB 212—By Atkinson—An Act relating to game and fish; amending 29 O. S. 1961, § 415; prohibiting the diversion of minnows or fish from rivers or streams into other tributaries; and prescribing penalties.

SECOND READING

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

SB 203—Business Relations.

SB 204—Roads and Highways.

SB 205—Judiciary.

SB 206—Judiciary.

SJR 10—Constitutional Revisions and Regulatory Services.

HB 1057—Judiciary.

HB 1058—Judiciary.

HB 1245—Roads and Highways.

HB 1258—Roads and Highways.

GENERAL ORDER

SB 175 by McGraw, Baggett, Hargrave, Howard, Bradley, McSpadden, Breckinridge, Inhofe, McCune, Birdsong, Atkinson, Keels and Short of the Senate and Ford of the House was called up for further consideration.

Upon motion of Senator McGraw, **SB 175** was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 175** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 175 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Phillips, Romang, Short, Smalley, Smith.—26.

Nay: Boecher, Dacus, Grantham, Graves, Horn, Lane, Luton, Massey, Medearis, Nichols, Payne, Stansberry, Stipe, Terrill, Williams, Young.—16.

Excused: Bradley, Holden, Miller, Murphy, 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, Ber-rong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Howard, In-

hofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—33.

Nay: Boecher, Dacus, Graves, Horn, Lane, Medearis, Nichols, Payne, Young.—9.

Excused: Bradley, Holden, Miller, Murphy, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 175 was referred for engrossment.

Senator Murphy asked to be shown present, which was the order.

GENERAL ORDER

HB 1044 by Hill (Archibald), et al, of the House and Smalley of the Senate was read and considered.

Senator Hargrave asked to be made a coauthor of HB 1044, which was the order.

Upon motion of Senator Smalley, HB 1044 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, 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: Atkinson, Baggett, Baldwin, Berong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—41.

Nay: Romang, Williams.—2.

Excused: Boecher, Bradley, Ham, 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, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—41.

Nay: Romang, Williams.—2.

Excused: Boecher, Bradley, Ham, Porter, Taliaferro.—5.

The emergency was declared passed.

HB 1044 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 2 by Holden of the Senate and McKee of the House was read and considered.

Upon motion of Senator Holden, SB 2 was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, SB 2 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 2 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Terrill.—41.

Nay: Short, Stansberry, Williams, Young.—4.

Excused: Bradley, Porter, Taliaferro.—3.

The bill was declared passed.

SB 2 was referred for engrossment.

GENERAL ORDER

SB 8 by Romang was read and considered.

As provided under Rule 8-e, upon request of Senator Romang, Harrison of the House was added as the House Author of SB 8.

Senators Field, Berrong, Dacus, Crow, Boecher, Williams, Martin, Hamilton, Horn, Phillips, Lane and Ferrell asked to be made coauthors of SB 8, which was the order.

President Pro Tempore Smith presiding.

Senator Romang moved to amend SB 8, page 1, line 8 of the Title, by inserting after the word "education;" and before the word "restricting" the language "providing standards for application of average daily attendance criteria in accrediting of schools; providing for qualification by reason of isolation; prescribing standards relating to number of teachers;" which amendment was declared adopted.

Senator Stipe, joined by Senator Hamilton, moved to amend SB 8, page 11, line 4, by striking the word "no" and substituting therefor the word "every"; by inserting after the word "school" the words "otherwise qualified"; and on line 6, by striking the word "under" and substituting therefor the words "at least" which amendment was declared adopted.

Senator Ferrell moved to amend SB 8, page 11, line 6, by striking the word "year" and substituting therefor the words "three years" which amendment was declared adopted.

Senator Short moved to amend SB 8, beginning on page 12, line 1, by striking after the word "attendance" the remainder of page 12, all of page 13, and through line 5 of page 14, which amendment was tabled upon motion of Senator Hamilton.

Senator Field, joined by Senator Terrill moved to amend SB 8, beginning on page 12, line 17, by inserting a period (.) after the word "accrediting", striking the re-

mainder of line 17, all of line 18, and the words "higher learning" on line 1 of page 13, which amendment was declared adopted.

Senator Hamilton moved to amend SB 8, page 13, beginning on line 9, by striking the word "no" and substituting therefor the word "every"; by inserting after the word "school" the words "otherwise qualified"; and on line 10, by striking the words "unless the" and substituting therefor the words "if their" which amendment was declared adopted.

Senator Field, joined by Senator Terrill, moved to amend SB 8, page 14, line 5½, by inserting a new subsection to read as follows: "10(b) A high school may qualify for accrediting if the same is located within a city or town having a State supported institution of higher learning, if said high school had at least fifty (50) students in average daily attendance the previous year."—and on page 23, line 9½, by inserting a new section to read as follows: "SECTION 2. 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 amending the title to conform thereto.

Senator Luton asked to be made coauthor of the Field-Terrill amendment, which was the order.

The vote occurring upon the Field-Terrill-Luton amendment, it was declared adopted.

Senator Ferrell, joined by Senator Stipe, moved to amend SB 8, page 11, line 8, by inserting after the syllable "ance" and before the word "provided" the language "for the school year 1967-1968 or subsequent school years" which amendment was tabled upon motion of Senator Hamilton.

Senator Short moved to amend SB 8, page 23, by inserting a new section following the new Section 2, 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" which amendment was tabled upon motion of Senator Ferrell.

Senator Hamilton moved that the Title of SB 8 be amended to conform to the amendments previously adopted, which motion prevailed.

Upon motion of Senator Romang, SB 8, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, SB 8, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 8 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Boecher, Crow, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Stansberry, Stipe, Terrill, Williams, Young.—36.

Nay: Birdsong, Breckinridge, Garrett, Garrison, Howard, Inhofe, Smalley, Smith.—8.

Excused: Baggett, Bradley, Porter, Taliaferro.—4.

The bill was declared passed.

SB 8, as amended, was referred for engrossment.

GENERAL ORDER

SB 71 by McSpadden, Massey and Inhofe of the Senate and Willis, et al, of the House was read and considered.

Senator McGraw asked to be made a coauthor of SB 71, which was the order.

Upon motion of Senator McSpadden, SB 71 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 71 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 71 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Nay: Romang.—1.

Excused: Baggett, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, 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, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Nay: Romang.—1.

Excused: Baggett, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Taliaferro.—9.

The emergency was declared passed.

SB 71 was referred for engrossment.

GENERAL ORDER

HB 1037 by Hancock, et al, of the House and Smalley of the Senate was read and considered.

Senator Romang moved to amend **HB 1037**, beginning on page 2, line 16, by striking all of Section 5 and by renumbering the remaining sections accordingly, which amendment was tabled upon motion of Senator Luton.

Upon motion of Senator Smalley, **HB 1037** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1037** 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: Atkinson, Baldwin, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Short, Smalley, Smith, Stipe, Terrill, Young.—31.

Nay: Hamilton, Romang, Williams.—3.

Excused: Baggett, Berrong, Boecher, Bradley, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Phillips, Porter, Stansberry, Taliaferro.—14.

The bill was declared passed.

HB 1037, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 112 correctly engrossed.

SB 125 correctly enrolled.

Engrossed **SB 112** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 125** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and trans-

mitting for signature Enrolled **HB 1232** and **HJR 1012**.

The above numbered Enrolled Bill and/or Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Massey, the Conference Committee Report on **SB 81** was declared adopted.

SB 81, as 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, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Baggett, Berrong, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stansberry, Stipe, 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: Atkinson, Baldwin, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Baggett, Berrong, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 81, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1198 by Dunn, et al, of the House and Holden, Boecher, Crow and Field of the Senate was read and considered.

Upon motion of Senator Holden, **HB 1198** was advanced to engrossment.

By unanimous consent upon request of Senator Holden, **HB 1198** was 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, Baldwin, Boecher, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Lane, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Terrill, Williams, Young.—27.

Nay: Birdsong, Keels, Luton, McCune, McGraw, Phillips, Romang, Short.—8.

Excused: Baggett, Berrong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stansberry, Stipe, Taliaferro.—13.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Terrill, Williams, Young.—33.

Nay: McCune, Romang.—2.

Excused: Baggett, Berrong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stansberry, Stipe, Taliaferro.—13.

The emergency was declared passed.

HB 1198 was ordered withheld pursuant to Rule 19-f.

Senator Murphy presiding.

GENERAL ORDER

HB 1038 by Hancock and McCune of the House and Smalley of the Senate was read and considered.

Senator Smalley moved to amend **HB 1038**, beginning on page 5, line 18 by striking after the word "matters" the balance of the sentence and substituting therefor the language "was of no substantial importance, or the admission requested and refused was of no substantial importance, or that the request was objectionable, the order assessing reasonable expenses shall be made," which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1038**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1038**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1038 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Berrong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stansberry, Taliaferro.—12.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis,

Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Berrong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1038, as amended, was referred for engrossment.

RESOLUTIONS

By unanimous consent, **SR 9** by Smith, Hargrave, Breckinridge, Inhofe, McGraw and Howard was introduced.

Senators Holden, Nichols, Phillips and Terrill asked to be made coauthors of **SR 9**, which was the order.

SR 9, as coauthored, was read at length as follows, adopted upon motion of President Pro Tempore Smith and ordered referred for enrollment:

SR 9—By Smith, Hargrave, Breckinridge, Inhofe, McGraw, Howard, Holden, Nichols, Phillips and Terrill—A Resolution directing the State Board of Public Affairs to make a study of the feasibility of constructing a state offices building in the city of Tulsa to provide office space for state departments and agencies now and hereafter maintaining offices in said city; including in said study, space requirements of the various state agencies and probable revenues that could be generated from rentals of office space for such use; and directing a report of the findings based on the study.

WHEREAS, the State Welfare Department and many other agencies of state government are occupying office space in the City of Tulsa on a rental basis; and

WHEREAS, it is reasonable to anticipate a continuing need for office space for use by state agencies in said city, and it is probable that considerable additional office space will be needed for the aforesaid use; and

WHEREAS, a study should be made to

determine (1) the office space requirements of the various state agencies in the City of Tulsa, presently and for the foreseeable future, (2) probable revenues that could be generated from rental of office space to state agencies in said city, and (3) the feasibility of erecting and financing a state offices building in Tulsa by the issuance and sale of revenue bonds; and

WHEREAS, the State Board of Public Affairs is an appropriate agency of the state to conduct the study herein contemplated.

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

SECTION 1. The State Board of Public Affairs is hereby directed to conduct a study to determine the office space requirements of the various state agencies in the City of Tulsa, Oklahoma, to supply present and foreseeable future needs; to determine probable revenues that could be generated from rental of office space to state agencies in said city; and the feasibility of erecting and financing a state offices building in the City of Tulsa by the issuance and sale of revenue bonds.

SECTION 2. The State Board of Public Affairs is directed to complete said study with all due dispatch and to file its report with the President Pro Tempore of the Senate at its earliest convenience.

By unanimous consent, **SR 10** by Lane was introduced.

Senator Phillips asked to be made co-author of **SR 10**, which was the order.

SR 10, as coauthored, was read at length as follows, adopted upon motion of Senator Lane and ordered referred for enrollment:

SR 10—By Lane and Phillips—A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-Second Oklahoma Legislature to appoint a committee from the Members of the State Senate to attend a joint

meeting of the Senate-House Highway committees of the Kansas State Legislature and authorizing reimbursement to committee members for travel and expenses.

WHEREAS, the transportation of persons, goods and merchandise is essential to the welfare of the people and the State of Oklahoma; and

WHEREAS, adequate roads and highways are necessary to the economic and industrial development of Oklahoma; and

WHEREAS, the State of Oklahoma is abundantly endowed with great natural resources and is truly one of the great treasure chests of the nation; and

WHEREAS, one of the major obstacles to greater cultural and industrial development of the state is shortage of good roads and highways; and

WHEREAS, in recognition of such need the State of Oklahoma is engaging in the construction of various highways, thoroughfares and roads; and

WHEREAS, there is a great need for close cooperation among the Governor, the Highway Commission and the Highway Department to coordinate the highways and highway systems within the state and to further coordinate such highway systems, proposed highways and related statutes and legislation with such activities in states surrounding Oklahoma; and

WHEREAS, the States of Texas and Kansas have joined with Oklahoma in recognition of the need for interstate turnpikes and roads such as the Gulf Super Expressway, the Industrial Parkway, and similar thoroughfares yet on the drawing boards.

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

SECTION 1. The President Pro Tempore of the Senate is hereby authorized to appoint a committee of three members of the Senate to proceed to Topeka, Kan-

sas, for the purpose of attending a joint meeting of the Senate-House Highway Committees of the Kansas State Legislature to be held on Wednesday, February 19, 1969. Upon return from the meeting the committee shall report to the Senate material presented, matters discussed and conclusions reached concerning recommended legislation.

SECTION 2. Reimbursement for necessary travel and expenses shall be paid by the Senate, as provided by resolution of the First Session of the Thirty-second Oklahoma Legislature.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 62, 75 and 125.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising passage of and returning Enrolled SBs 79, 80 and 94—Coauthored by Dunn, Beauchamp, Tarwater, Derryberry, Bickford and Hunter, as amended.

HAs to SB 79 read as follows and consideration deferred.

AMENDMENT NO. 1. Amend the TITLE to read as follows: (AN ACT RELATING TO THE SECRETARY OF THE STATE ELECTION BOARD DECLARING AN EMERGENCY)

AMENDMENT NO. 2. Amend Page 1, Line 15, by striking the enacting clause.

HA to SB 80 read as follows and consideration deferred.

AMENDMENT NO. 1. Amend Page 1, Line 14, by striking the following: "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:".

HAs to SB 94 read as follows and consideration deferred.

AMENDMENT NO. 1. Amend by striking all language in line 12 after the word "may" and all the language on line 13 up to and including the word "Commissioners.".

AMENDMENT NO. 2. Amend Line 13 by adding after the word "officer" the words "in counties having a population in excess of twenty-seven thousand five hundred (27,500).".

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 14 by correcting the word "office" to "officer".

AMENDMENT NO. 4. Amend Page 1, Section 1, Line 14 by adding after the words "assistant juvenile officer" the words "in counties having the population in excess of forty-seven thousand (47,000).".

AMENDMENT NO. 5. Amend Page 1, Section 1, Line 16, by adding after the word "be" and before the word "ninety" the following language: "not less than sixty percent (60%) or more than", and by adding after the word "be" and before the word "eighty" on line 18 the following language: "not less than sixty percent (60%) or more than".

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1012—By Privett and Lindstrom of the House and Smith and Murphy of the Senate—A Concurrent Resolution relating to motor vehicle inspection; creating the Advisory Committee on Motor Vehicle In-

spection; providing for appointment of members; authorizing said committee to select a chairman, vice chairman and a secretary, and to adopt rules and regulations; vesting certain duties in the committee; providing that specified inspection items and points of rejection shall not be repealed, altered or amended except upon approval by a majority vote of the committee; and authorizing the Department of Public Safety to proceed with implementation and enforcement of the Motor Vehicle Inspection Act upon the adoption of this Resolution.

Consideration of the above Resolution was deferred for this day.

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

BILLS RELEASED

As provided under Rule 19-f, HBs 1044, and 1198 were properly signed and ordered returned to the Honorable House.

SB 81, 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 1:00 p.m. tomorrow.

Twenty-sixth Legislative Day

Wednesday, February 19, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Bradley, Ham, Luton, Taliaferro.—4.

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 Nichols:

Our Father, we express our gratitude for the cherished freedom we know in America. Help us never to take this freedom for granted. Bless those today who are engaged on the battle field to protect our freedom. Help us to be keenly sensitive to the fact that freedom has never been free—that it has always called for a price to be paid—not only by military men but by the leaders of the land as well as by all the people. Grant that we might be men of such courage, conviction and faith. We know that we can never be what we ought to be without You. You are our rock, our salvation and our expectations. Give us the grace to have the fortitude to stand upon what we know to be true.

Bless these distinguished men today with your discernment as they care for the strategic business at hand. In Jesus' name. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

Senator Nichols announced that Otis Sullivant, formerly with the Daily Oklahoman, and longtime friend of the Senate membership is entering Mercy Hospital Thursday for surgery, on Friday, and expressed the very best wishes on behalf of the Senate for a speedy recovery.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1014—By Cox and Howard—An Act relating to oil and gas; amending Section 3, Chapter 264, O. S. L. 1968 (52 O. S. Supp. 1968, § 523); providing for negotiations by receiver in leasing of mineral interests of owners who cannot be located; providing for term of lease; providing for deposit of funds received; providing for discharge of receiver; and providing for payment of costs.

HB 1027—By Sparkman—An Act relating to public health; amending Chapter 325, Article 17, § 1702, O. S. L. 1963 (63 O. S. Supp. 1968, § 1-1702); providing for renewal of licenses, grace period and penalties after expiration of grace period; and declaring an emergency.

HB 1162—By Sandlin, Tabor, Taggart, Townsend, Bamberger and Bean—An Act relating to elections; amending Section 3, Chapter 403, O. S. L. 1968 (26 O. S. Supp.

1968, § 423.3); providing for reports of person or persons, group or groups, committee or committees for contributions and expenditures made to or received by candidates for political office or political parties.

HB 1200—By Ferguson of the House and Inhofe of the Senate—An Act relating to the State Board of Public Affairs; amending 74 O. S. 1961, § 97; providing for oil and gas leases of lands of penal or eleemosynary institutions; providing for bids; providing for notice; providing for award and approval of leases.

HB 1273—By McCune—An Act relating to documentary stamp tax on conveyances of real estate; amending Subsection (b) of Section 2, Chapter 259, O. S. L. 1967, as amended by Section 1, Chapter 186, O. S. L. 1968 (68 O. S. Supp. 1968, Section 5102 (b)), and amending Section 3, Chapter 259, O. S. L. 1967 (68 O. S. Supp. 1968, Section 5103); clarifying exemptions from stamp tax as to the state, the United States, or agencies or departments thereof; providing for due date of tax and for recording of deeds or instruments prior to affixing documentary stamps; providing for lien for tax; fixing operative date; and declaring an emergency.

HB 1304—By Cox of the House and Massey of the Senate—An Act relating to the Special Events Commission and making appropriations thereto; stating purpose; providing lapse date; 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 1009—By Cate—A Concurrent Resolution recognizing the Collared Lizard as one of the most interesting zoological specimens in Oklahoma; designating the Collared Lizard as the official Oklahoma

State Reptile; and directing distribution and printing.

HCR 1013—By Abbott of the House and Miller of the Senate—A Resolution commending and congratulating Mrs. Bertha Frank Teague for her accomplishments as a coach of high school girls' basketball; proclaiming March 15, 1969, as "Bertha Frank Teague Day"; naming Mrs. Teague as "Goodwill Ambassador for the State of Oklahoma"; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 2, 71, 175 and **HBs 1037** and **1038** each correctly engrossed.

SRs 9 and **10** each correctly enrolled.

Engrossed **SBs 2, 71** and **175** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1037** and **1038**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SRs 9** and **10** 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 156—Governmental Affairs.

DO PASS, as amended:

HB 1052—Judiciary—Coauthored by Young.

FIRST READING

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

SB 213—By Murphy—An Act relating to reciprocal enforcement of support;

amending 12 O. S. 1961, § § 1600.3, 1600.6, 1600.7, 1600.9, 1600.10, 1600.11, 1600.12, 1600.13, 1600.14, 1600.15, 1600.16, 1600.17, 1600.18, 1600.19, 1600.21, 1600.24, 1600.25, 1600.28, 1600.31, 1600.35, 1600.36 and 1600.37; adding new sections to the Uniform Reciprocal Enforcement of Support Act concerning continuances, depositions, immunity for testimony given in support proceedings; evidence of duty of support; determination of paternity; appeals from support orders; representation in registry proceedings as to orders of support; and directing codification.

SB 214—By Smith of the Senate and Wolfe and Hopkins of the House—An Act relating to motor vehicles; providing for regulation of wreckers and towing services; authorizing the adoption of rules and regulations; requiring licenses, requiring the Department of Public Safety to enforce the service; providing for department authority to contact a wrecker or towing service; prohibiting gifts; prohibiting financial interest; allowing independent employment of wrecker or towing services; fixing liability for damages; providing for penalties; and making provisions of Act severable.

SB 215—By Birdsong—An Act relating to the Legislature; amending 74 O. S. 1961, § 292, as amended by Section 1, Chapter 309, O. S. L. 1968 (74 O. S. Supp. 1968, § 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.

SB 216—By Smalley, Luton, Graves and Murphy—An Act relating to municipal courts; amending 11 O. S. 1961, § § 958.1, 958.6 and 958.14, as last amended by Sections 1, 4 and 9, Chapter 391, O. S. L. 1968 (11 O. S. Supp. 1968, § § 958.1, 958.6 and 958.14); prescribing jurisdiction for municipal courts not of record; providing for jury trials in certain cases and establish-

ing procedure and selection of jurors; establishing appeal and manner thereof; and declaring an emergency.

SB 217—By Boecher and Stipe—An Act relating to community antenna television systems; declaring the same to be a public utility; providing for their regulation by the Corporation Commission; prescribing procedures for securing certificates of convenience and necessity; making the provisions of this Act cumulative to existing laws; and declaring an emergency.

SB 218—By Boecher and Stipe—An Act relating to furnishing mobile radio service for public use; declaring the same to be a public utility; providing for regulation of the same by the Corporation Commission; requiring certificate of convenience and necessity for operations commenced after passage of this Act; prescribing the procedure therefor; and declaring an emergency.

SJR 11—By Smalley—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 26, Article X of the Constitution of the State of Oklahoma; providing that if a city or town has an absolute need to become indebted for any purpose, such city or town may, with the assent of three-fifths (3/5) of the voters thereof voting at an election to be held for that purpose, incur indebtedness in any amount; such assent to such indebtedness shall be deemed to be a sufficient showing of such absolute need; 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 207—Judiciary.

SB 208—Finance and Commerce.

SB 209—Revenue and Taxation.

SB 210—Judiciary.

SB 211—Appropriations and Budget.

SB 212—Agriculture.

HB 1033—Public Health.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following Committee Members pursuant to **SR 10**: Lane and Phillips.

GENERAL ORDER

SB 191 by Ferrell, Short, Breckinridge and Berrong was read and considered.

Senator Baggett moved to amend **SB 191**, beginning on page 6, line 17, by striking all of lines 17 and 18, and on page 7 by striking lines 1 through 8, and the words "time designate" on line 9, which amendment was declared adopted.

Upon motion of Senator Ferrell, **SB 191**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SB 191**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 191 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Bradley, Garrett, Ham, Lane, Luton, Phillips, 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Bradley, Garrett, Ham, Lane, Luton, Phillips, Taliaferro.—7.

The emergency was declared passed.

SB 191, as amended, was referred for engrossment.

Senator Hamilton presiding.

GENERAL ORDER

SB 189 by Holden, Baldwin, Boecher, Dacus, Crow, Lane, McSpadden and Phillips was read and considered.

Senators Inhofe, Murphy, Graves, Medearis, Berrong, Stipe, Massey, Horn and Birdsong asked to be made coauthors of **SB 189**, which was the order.

Upon motion of Senator Holden, **SB 189**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **SB 189** 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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Nay: Hargrave.—1.

Excused: Bradley, Garrett, Ham, Lane, Luton, Phillips, Taliaferro.—7.

Excused from Voting: Boecher.—1 (Sec. 24-Art. 5-Const.).

The bill was declared passed.

SB 189 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Hargrave moved that the vote be reconsidered by which SB 189 passed.

GENERAL ORDER

HB 1013 by Abbott of the House and Crow and Miller of the Senate was read and considered.

Senator Dacus asked to be made co-author of HB 1013, which was the order.

Upon motion of Senator Crow, HB 1013 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1013 was placed upon third reading and final passage.

THIRD READING

HB 1013 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Berrong, Bradley, Ham, Lane, Luton, Phillips, 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave,

Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—40.

Excused: Berrong, Bradley, Ham, Lane, Luton, Phillips, Stipe, Taliaferro.—8.

The emergency was declared passed.

HB 1013 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1039 by Wolfe (Stephen), et al, of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, HB 1039 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, HB 1039 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1039 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, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Bradley, Dacus, Grantham, Ham, Lane, Luton, Phillips, 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, Berrong, Birdsong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McCune,

McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Bradley, Dacus, Grantham, Ham, Lane, Luton, Phillips, Stipe, Taliaferro.—9.

The emergency was declared passed.

HB 1039, as amended, was referred for engrossment.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Massey, the Conference Committee Report on **HB 1118** was declared adopted.

HB 1118, as 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, Boecher, Crow, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Inhofe, McSpadden, Massey, Miller, Murphy, Payne, Smith, Stipe, Terrill.—19.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Ferrell, Field, Horn, Keels, McCune, Medearis, Nichols, Romang, Short, Smalley, Stansberry, Williams.—17.

Excused: Bradley, Dacus, Ham, Holden, Lane, Luton, McGraw, Martin, Phillips, Porter, Taliaferro, Young.—12.

The Bill, as amended in Conference, was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator McSpadden moved that the vote be reconsidered by which **HB 1118**, as amended in conference, failed of passage.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1006, 1007, 1010, 1025 and 1130**.

The above numbered Enrolled Bills

were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

Upon motion of Senator McSpadden, the Senate refused to concur in **HA to SB 61**, and requested a conference thereon, the bill to be referred to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator McSpadden, the Senate refused to concur in **HAS to SB 79**, and requested a conference thereon, the bill to be referred to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator McSpadden, the Senate refused to concur in **HA to SB 80**, and requested a conference thereon, the bill to be referred to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator McSpadden, the Senate refused to concur in **HA to SB 56**, and requested a conference thereon, the bill to be referred to the General Conference Committee on Appropriations when appointed.

MOTION TO RECONSIDER VOTE

Senator McSpadden asked unanimous consent, which was granted, that the Rules be suspended for the purpose of immediately considering his motion to reconsider the vote by which **HB 1118**, as amended in Conference, failed of passage.

The vote occurring upon the McSpadden motion to reconsider the vote by which **HB 1118**, as amended in Conference, failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne,

Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Bradley, Dacus, Ham, Lane, Luton, Phillips, Porter, Taliaferro.—10.

Senators Luton and Ham asked to be shown present, which was the order.

Senator Massey moved that the vote be reconsidered by which the Conference Committee Report on **HB 1118** was adopted, which motion prevailed.

Upon motion of Senator Massey, the Senate refused to adopt the Conference Committee Report on **HB 1118**, and requested further conference; President Pro Tempore Smith reappointing the original Conferees—Senators Massey, Lane and Hamilton.

PENDING CONSIDERATION OF HAS

Senator Romang moved that the Senate concur in **HAS** to **SB 94**.

Senator Baldwin, as a substitute, moved that the Senate refuse to concur in **HAS** to **SB 94** and request a Conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, the Presiding Officer, having been authorized by the President Pro Tempore so to do, announced the appointment of the following Senate Conferees under **SB 94**: Romang, Smalley and Hamilton.

There being matters on the President's desk for the consideration of the Senate in Executive Session, it was upon motion of Senator Terrill that the Senate closed its doors and went to Executive Session.

*

The Senate reassembled in open session, with Senator Hamilton presiding who made the following announcements:

The Senate, in executive session and upon motion of Senator McGraw, advised and consented to the confirmation of the executive nomination of JACK H. SANTEE, Tulsa, as member of the Board of Regents, Oklahoma University, to serve a

seven (7) year term ending March 30, 1975, and effective upon Senate confirmation. Mr. Santee succeeds James G. Davidson.

The Senate, in executive session and upon motion of Senator Graves, advised and consented to the confirmation of the executive nomination of EARNEST PRUDHAM, Shawnee, as member of the Board of Vocational and Technical Education, to serve a four (4) year term ending April 1, 1972, 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 V. L. BROWN, Clinton, as member of the Board of Regents of Oklahoma Colleges, to serve a nine (9) year term ending June 10, 1977, and effective upon Senate confirmation. Mr. Brown succeeds himself.

The Senate, in executive session and upon motion of Senator Field, advised and consented to the confirmation of the executive nomination of Dr. JESS W. MARTIN, Alva, as member of the Board of Trustees for the Teachers' Retirement System, to serve a five (5) year term ending July 1, 1973, and effective upon Senate confirmation, Dr. Martin succeeds himself.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of the executive nomination of RAYMOND G. FELDMAN, Tulsa, as member of the Human Rights Commission, to serve the remainder of a three (3) year term ending July 15, 1969, and effective upon Senate confirmation. Mr. Feldman succeeds Leon Davis.

The Senate, in executive session and upon motion of Senator Breckinridge, advised and consented to the confirmation of the executive nomination of ROBERT E. BROACH, Tulsa, as member of the Commission on Alcoholism, to serve a six (6) year term ending April 30, 1974, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator McSpadden, advised and consented to the confirmation of the executive nomination of PHILLIP VILES, Claremore, as member of the Grand River Dam Authority, to serve a seven (7) year term ending the second Tuesday, January, 1976, and effective upon Senate confirmation. Mr. Viles succeeds himself.

The Senate, in executive session and upon motion of Senator Inhofe, advised and consented to the confirmation of DAVID E. FIELDS, Sr., Tulsa, as member of the Board of Registration for Professional Engineers and Land Surveyors, to serve a term of five (5) years ending June 28, 1973, and effective upon Senate confirmation. Mr. Fields succeeds himself.

The Senate, in executive session and upon motion of Senator Holden, advised and consented to the confirmation of the executive nomination of W. D. OWSLEY, Duncan, as member of the Board of Registration for Professional Engineers and Land Surveyors, to serve a three (3) year term ending June 28, 1971, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Nichols, advised and consented to the confirmation of the executive nomination of NAOMI BOYCE, Holdenville, as member of the Oklahoma State Nursing Home Board, to serve a

three (3) year term ending April 30, 1971, and effective upon Senate confirmation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 8 correctly engrossed.

Engrossed **SB 8** was properly signed and ordered transmitted to the Honorable House for consideration.

MOTION TO RECONSIDER VOTE

Senator Hargrave asked unanimous consent, which was granted, to withdraw his motion to reconsider the vote by which **SB 189** was passed.

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

BILL RELEASED

As provided under Rule 19-f, **HB 1013** was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 168 correctly engrossed.

Engrossed **SB 168** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Twenty-seventh Legislative Day

Thursday, February 20, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Bradley, Breckinridge, Hargrave, Luton, Martin, Nichols, Porter, Stipe, Taliaferro.—9.

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 Holden:

Our Lord and Our God, we bow before Your Holy presence. We're grateful that You allow men, with all our weaknesses, to come boldly to the throne of grace. We pause to thank You for the great nation in which we live. We thank You for our families, loved ones and friends that magnify the beauty of life. We ask You to guide our nation to find and secure peace. As our leaders face many perplexing problems help them to choose faith in Your presence and persons. Help them to depend upon the power of Your grace and wisdom. Grant that each of us present be sensitive to the moving of God in our lives. Help us to love You more and indicate that love by the way we live. Bless

this Senate Body today as it discharges the responsibilities put in its hands. We are truly dependent upon You. In Jesus' name. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 20, 1969, of Enrolled SBs 62, 75 and 125 entitled:

SB 62—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the State Department of Health and making an appropriation thereto; stating the purpose; providing for appointment and compensation of employees; providing lapse date; making provisions of this Act severable; and declaring an emergency.

SB 75—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Court of Criminal Appeals and making appropriations thereto; stating the purpose; providing that the judges of the Court of Criminal Appeals 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 125—By Field, et al of the Senate and Greenhaw, Hutchens, et al of the House—An Act relating to state officers and employees; amending 74 O. S. 1961 § 808; providing for status of employees whose positions are brought under the merit system; and declaring an emergency,

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 12.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 56, 61, 79 and 80, and referring said Bills to General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 94, and naming House Conferees as follows: Dunn, Beauchamp and Derryberry.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HB 1118, and naming same Conferees.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1046—By Sparkman—An Act relating to elections; amending 26 O. S. 1961, § 161, as amended by Section 1, Chapter 375, O. S. L. 1967 (26 O. S. Supp. 1968, § 161); providing for increase of deposit in lieu of supporting candidates filing; providing increase in percentage of votes to be reserved by candidate before deposit may be returned; and declaring an emergency.

HB 1207—By Vann, Conaghan, Wolf (Le-land), Thompson and Bean—An Act relating to mental health; defining terms; providing for community mental health programs; authorizing Department of Mental Health and governing boards of municipalities to contract for community mental health services; providing for community mental health boards; providing for powers and duties of community mental health boards; vesting additional powers and duties in Director of Mental

Health and governing boards of municipalities; and declaring an emergency.

HB 1216—By Bradley, Bean and Murphy—An Act relating to motor vehicles; amending § § 1, 2, 3, 4, 5 and 8, Chapter 362, O. S. L. 1967 (47 O. S. Supp. 1968, § § 851, 852, 853, 854, 855 and 858); providing for mechanical inspection of motor vehicles; extending allowable number of days for repair and extending allowable mileage before repair; requiring inspection of new and used cars prior to sale; eliminating requirement of bond; and declaring an emergency.

HB 1269—By Bickford, Bradley, Payne, Sandlin and York of the House and Martin of the Senate—An Act relating to game and fish; amending Section 1, Chapter 336, O. S. L. 1967, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252); providing participants in and spectators of field trials shall not be merely on such account required to procure hunting licenses; and declaring an emergency.

HB 1270—By Bickford, Bradley, Payne and Sandlin of the House and Martin of the Senate—An Act relating to game and fish; amending 29 O. S. 1961, § 102; to provide the definitions of the terms "taking" and "hunting" of wildlife as the same are used in Title 29 of the Oklahoma Statutes shall not apply to disturbing, harrying or worrying quail or game in field trials or performance tests of dogs, and declaring an emergency.

HB 1282—By Allard, Williamson and Monks of the House and Young of the Senate—An Act relating to public buildings and public works; providing for withholding of payment to contractor when contractor is in default in payment for labor or materials used in construction of the public work; and providing for notice.

HB 1302—By Goodfellow, Stratton, Vann, Greenhaw and McKee of the House and Baldwin of the Senate—An Act relating to revenue and taxation; providing that conservancy districts and Master Conserv-

ancy Districts organized under provisions of Chapter 5, Title 82, O. S. 1961, be exempt from payment of sales, use and vehicle excise taxes and that vehicles of such districts be registered for a nominal fee; and declaring an emergency.

HB 1314—By Monks, Lindstrom and Browers—An Act relating to soldiers and sailors; amending 72 O. S. 1961, § § 63.1 and 221; providing for the War Veterans Commission and the Oklahoma Department of Veterans Affairs; providing for establishment, site, purpose, administration and control of the Oklahoma Veterans Centers; providing for change in names of Department and the Veterans Home Facilities.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1013, 1044 and 1198.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REQUEST FOR LOBBY PERMIT

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

Mrs. Frederick (Jean) Hoyt, 2836 N. W. 44, Oklahoma City, representing the P.T.A.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 189, 191 and HB 1039 each correctly engrossed.

Engrossed SBs 189 and 191 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1039, as amended, 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:

SB 149—Business Relations.

SB 204—Roads and Highways.

HB 1160—Roads and Highways—Show Murphy as principal Senate Author and Smith and Garrison as coauthors.

DO PASS, as amended:

HB 1034—Governmental Affairs—Coauthored by Crow, Keels and Williams.

FIRST READING

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

SB 219—By Hamilton of the Senate and Fine of the House—An Act relating to public schools; amending Subsection (h) of Section 9, Chapter 397, O. S. L. 1965, as amended by Section 1, Chapter 523, O. S. L. 1965 (70 O. S. Supp. 1968, § 18-9A, (h)); to provide increases in the scale for calculating transportation allowance for school districts affected by certain changes; providing for an operative date; and declaring an emergency.

SB 220—By Garrison of the Senate and Hunter of the House—An Act relating to revenue and taxation; providing for valuation of United States Government Bonds or other obligations thereof used in payment of estate tax or other federal tax liability; directing codification; and declaring an emergency.

SB 221—By Garrison of the Senate and Connor of the House—An Act relating to the office of County Assessor; amending 19 O. S. 1961, § 131, as last amended by Section 1, Chapter 377, O. S. L. 1968 (19 O. S. Supp. 1968, § 131) and Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1968, § 2401); providing for election and

term of office of county officers; increasing term of office of county assessor to four years; prescribing qualifications for candidates for office of county assessor and providing for exceptions.

SB 222—By Short—An Act relating to public welfare; amending 56 O. S. 1961, § 162; providing for duties and powers of the Oklahoma Public Welfare Commission; requiring that annual report published by said commission include accounting of operational and administrative expenses of the State Department of Public Welfare; providing that copy of such report be presented to the Governor and each member of the Legislature; and declaring an emergency.

SB 223—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. 1968, § 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 224—By Stipe—An Act relating to mines and mining; amending 45 O. S. 1961, § 572; providing fire boss shall keep record book approved by Chief Mine Inspector; providing for removal of dangers; providing for countersigning of reports; and declaring an emergency.

SB 225—By Stipe—An Act relating to mines and mining; amending 45 O. S. 1961, § 106; providing for record book approved by Chief Mine Inspector; providing for countersigning of reports; and declaring an emergency.

SB 226—By Stipe—An Act relating to

mines and mining; amending 45 O. S. 1961, § 569; providing mine foreman shall keep records; providing for approval of records by Chief Mine Inspector; and declaring an emergency.

SJR 12—By Terrill and Smith of the Senate and Allard and Abbott of the House—A Joint Resolution relating to education; creating the Oklahoma Commission on Education; providing for appointment of members, term of office and for the filling of vacancies; authorizing the Commission to select officers and to adopt rules and regulations; vesting certain duties in said Commission; authorizing appointment of Executive Secretary, employment of staff and contracts for certain services; authorizing Commission to accept gifts, grants and donations from certain sources; directing State and Local Agencies to provide certain assistance to the Commission; providing procedures for expenditure of funds; requiring certain reports; and directing the State Board of Public Affairs to provide office space and meeting rooms.

SECOND READING

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

SB 213—Judiciary.

SB 214—Roads and Highways.

SB 215—Rules.

SB 216—Municipal Government.

SB 217—Finance and Commerce.

SB 218—Finance and Commerce.

SJR 11—Constitutional Revisions and Regulatory Services.

HB 1014—Conservation and Economic Development.

HB 1027—Public Health.

HB 1162—Governmental Affairs.

HB 1200—Governmental Affairs.

HB 1273—Revenue and Taxation.

HB 1304—Appropriations and Budget.

GENERAL ORDER

SB 156 by Miller was read and considered.

Upon motion of Senator Miller, **SB 156** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **SB 156** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 156 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Bradley, Breckinridge, Hargrave, Luton, Martin, Nichols, Porter, 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, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Bradley, Breckinridge, Hargrave, Luton, Martin, Nichols, Porter, Stipe, Taliaferro.—9.

The emergency was declared passed.

SB 156 was referred for engrossment.

Senators Luton, Stipe, Breckinridge, Hargrave and Nichols asked to be shown present, which was the order.

GENERAL ORDER

HB 1180 by Abbott, et al, of the House and Miller of the Senate was read and considered.

Senator Short moved to amend **HB 1180**, page 5, line 10, by inserting after the word "Oklahoma" and before the word "and" the language, "with alternate routes to certification including methods for dealing with individual cases", which amendment was declared adopted.

Senator Crow moved to amend **HB 1180**, page 2, line 3, by striking the words and figures "twenty-five (25)" and substituting therefor the words and figures "twenty-two (22)"; and on line 13 by inserting a period (.) after the word "universities" and by striking all the language contained on line 14, which amendment was tabled upon motion of Senator Luton.

Senator Smalley moved to amend **HB 1180**, page 2, line 8, by changing the word "seven" to "five"; on line 10 by changing the word "four" to "six"; and on line 12 by changing the word "two" to "four", which amendment was declared adopted.

Upon motion of Senator Miller, **HB 1180** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 1180** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1180 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—40.

Nay: Grantham, Romang, Williams.—3.

Excused: Bradley, Martin, Nichols, Porter, Taliaferro.

The bill was declared passed.

HB 1180, as amended, was referred for engrossment.

GENERAL ORDER

SB 118 by Baggett, Smith, Miller, Murphy, Terrill, Luton, McSpadden, Atkinson, Graves, Holden, Medearis, Ham, Hargrave, Garrett, Nichols, Keels, Birdsong, Bradley, Howard, Martin, Payne, Massey, Horn, Young, Phillips, Lane, Crow and Stipe of the Senate and Miskelly, et al, of the House was read and considered.

Senators Ferrell, Short, McGraw and Inhofe asked to be made coauthors of **SB 118**, which was the order.

Upon motion of Senator Baggett, **SB 118** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 118** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 118 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Bradley, Garrett, Martin, Nichols, Porter, Taliaferro.—6.

The bill was declared passed.

SB 118 was referred for engrossment.

DECLARATION OF VOTE

Senator Nichols asked that the record

show, had he been present at the time of third reading and final passage of **SB 118**, he would have voted AYE, which was the order.

GENERAL ORDER

HB 1195 by Sanguin, et al, of the House and Hamilton, Lane and Crow of the Senate was read and considered.

Senator Phillips asked to be made a co-author of **HB 1195**, which was the order.

Senator Grantham, joined by Senator Ferrell, moved to amend **HB 1195**, page 2, line 18, by striking the period after the word and figure "title 2" and adding the language "or in the nursery business" which amendment was declared adopted. (Preceding amendment was submitted in accordance with Subcommittee report as adopted by the Joint Committees on Judiciary and Agriculture in Joint Session, Tuesday, February 18, 1969)

Senator Stipe moved to amend **HB 1195**, page 3, line 6, by striking the words "an individual" and substituting therefor the words "one person", which amendment was declared adopted.

Senator Baggett moved to amend **HB 1195**, page 2, by striking all of lines 6 through 18, and substituting therefor the language "provided, that in all instances where other statutes prescribe a special procedure for incorporation for designated purposes, corporations being created for such purposes shall be formed under such statutes and not under this act; provided, further no corporation shall be formed for the purpose of engaging in the business of farming or ranching except as hereinafter provided", which amendment was tabled upon motion of Senator Hamilton.

Senator Young moved to amend **HB 1195** page 3, line 12, by striking the word "third" and substituting therefor the word "fourth", which amendment was declared failed of adoption.

Senator Field, joined by Senators Garrison, Howard and Terrill, moved to

amend **HB 1195**, page 4, lines 2 and 3, by striking all language contained therein, which amendment was tabled upon motion of Senator Stipe upon a roll call as follows:

Aye: Berrong, Birdsong, Boecher, Crow, Dacus, Ferrell, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McSpadden, Massey, Murphy, Payne, Phillips, Romang, Smalley, Smith, Stipe, Young.—25.

Nay: Atkinson, Baggett, Field, Garrett, Garrison, Howard, Inhofe, McCune, McGraw, Medearis, Nichols, Short, Terrill, Williams.—14.

Excused: Baldwin, Bradley, Breckinridge, Ham, Martin, Miller, Porter, Stansberry, Taliaferro.—9.

Upon motion of Senator Hamilton, **HB 1195**, as amended, was advanced to engrossment.

PENDING SENATE ACTION

HCR 1009 by Cate was taken up for consideration, read at length, and adopted upon motion of Senator Smalley.

HCR 1009 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed

HB 1061, requesting Conference and naming Conferees as follows: Derryberry, Murphy and Hunter.

Upon motion of Senator Smalley, the request of the Honorable House for a Conference on **HB 1061** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, the President Pro Tempore announced the appointment of the following Senate Conferees under **HB 1061**: Smalley, Garrison and Terrill.

MOTION TO RECONSIDER VOTE

Senator Howard asked for an extension of one legislative day for consideration of his motion to reconsider the vote by which **SB 161** failed of passage, which was the order.

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

The desk being clear, the Senate was declared adjourned, as provided under the Terrill motion, until 1:00 p.m., Monday, February 24, 1969.

Twenty-eighth Legislative Day

Monday, February 24, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Breckinridge, Hargrave, Murphy, Porter, Taliaferro.—5.

The President declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Leroy Jordan, Pastor of the First Baptist Church of North Tulsa, Tulsa, Oklahoma.

The Journal for the last legislative day was declared approved.

INTRODUCTION OF SPECIAL GUEST

By unanimous consent, Senator Graves was recognized for the purpose of introducing a very special guest, the Honorable Tom Steed, United States Congressman from the Fourth District, who upon further request of Senator Graves, was granted privilege of the Floor.

President Pro Tempore Smith appointed Senators Dacus and Graves as a Committee to escort the distinguished Con-

gressman to the President's desk for the purpose of addressing the Senate.

At the conclusion of his interesting and enlightening remarks, Congressman Steed was given a standing ovation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1289—By Miskelly, Trent, Monks, Beauchamp, Cox and Ferrell—An Act relating to turnpikes; authorizing the Oklahoma Turnpike Authority to construct, maintain, repair, and operate a toll gate within the vicinity of the Town of Luther, Oklahoma, and exit gate at the City of Wellston, Oklahoma; authorizing the Oklahoma Turnpike Authority to construct, maintain and operate gate at City of Elgin, Oklahoma; providing gate bypass entrances and exits for oversized vehicles; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 34, 43, 78 and 130**.

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 207—Judiciary.

DO PASS, as amended:

SB 41—Judiciary.

SB 212—Agriculture.

FIRST READING

The following Bills were introduced and read the first time:

SB 227—By Howard—An Act relating to local governments; enacting a new Section of the Interlocal Cooperation Act, Sections 1 through 8, Chapter 189, O. S. L. 1965 (74 O. S. Supp. 1968, § § 1001-1008, inclusive), to provide authorization for public agencies to appropriate and spend funds for the purpose of cooperating with other public agencies; directing codification; and declaring an emergency.

SB 228—By McSpadden—An Act relating to the J. M. Davis Memorial Commission; creating a petty cash fund; fixing amount; providing procedures; providing reimbursements; and declaring an emergency.

SB 229—By McSpadden—An Act relating to the J. M. Davis Memorial Commission; creating a revolving fund; providing for source of funds; providing for payment of claims; and declaring an emergency.

SB 230—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. 1968, § 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.

SB 231—By Howard—An Act relating to counties and county officers; amending 19 O. S. 1961, § 956, as last amended by Section 1, Chapter 253, O. S. L. 1968 (19

O. S. Supp. 1968, § 956); providing eligibility requirements for retirement benefits; providing for military service; and declaring an emergency.

SB 232—By Baggett—An Act relating to the Uniform Commercial Code; amending 12A O. S. 1961, § § 2-318, 2-702, 3-501 and 7-209; providing, respectively, a seller's warranty extends to persons who may be reasonably 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 the contents, filing and recording financing statements which pertain to real estate and continuation and termination statements pertaining to real estate; prescribing duties of the county clerk and fixing fees for filing, recording and certifying; providing for codification; and declaring an emergency.

SB 233—By Smith—An Act relating to Public Information; providing for distribution and preparation by state-owned information center and state agencies of publicity, advertising and informational materials on state-owned and privately-owned museums, buildings, sites, attractions and points of interest in the State of Oklahoma; and declaring an emergency.

SB 234—By Garrett of the Senate and Trent of the House—An Act relating to revenue and taxation; amending Sections 24304 and 24305 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1968, § § 24304 and 24305); deleting language to make section compatible and consistent with other sections; providing notice to personal property tax debtor; providing personal property tax debt a lien on personal and real property of tax debtor; providing for personal property tax lien record; providing personal property tax lien record be supplement to District Court judgment

docket; providing for collection of delinquent personal property tax including penalty and costs; providing for release of personal property tax lien; repealing Sections 24306, 24307, 24308, 24309 and 24310 of Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1968, § § 24306, 24307, 24308, 24309 and 24310); and declaring an emergency.

SB 235—By Young—An Act relating to game and fish; amending 29 O. S. 1961, § 520, as last amended by Section 2, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 520); providing powers of Oklahoma Wildlife Conservation Commission regarding open season on game; repealing 29 O. S. 1961, § § 305 and 306; providing open quail season; and declaring an emergency.

SB 236—By Breckinridge, Smith, McGraw, Howard, Hargrave and Inhofe—An Act relating to counties and county officials; authorizing an Information and Management Services Division; providing for a committee of all elected officials; providing for personnel; providing functions and duties; providing for appropriations; and declaring an emergency.

SB 237—By Hamilton of the Senate and Fine of the House—An Act relating to public schools; amending Subsection (c) of Section 9, Chapter 397, O. S. L. 1965 (70 O. S. Supp. 1968, § 18-9A, (c)); to provide an increased rate for calculating the level of state support in school districts wherein certain changes have occurred; providing for an operative date; and declaring an emergency.

SECOND READING

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

SB 219—Education.

SB 220—Revenue and Taxation.

SB 221—Governmental Affairs.

SB 222—Public Affairs.

SB 223—Agriculture.

SB 224—Conservation and Economic Development.

SB 225—Conservation and Economic Development.

SB 226—Conservation and Economic Development.

SJR 12—Education.

HB 1046—Governmental Affairs.

HB 1207—Public Affairs.

HB 1216—Roads and Highways.

HB 1269—Agriculture.

HB 1270—Agriculture.

HB 1282—Judiciary.

HB 1302—Revenue and Taxation.

HB 1314—Public Affairs.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1034 by Sparkman, et al, of the House and Smalley, Crow, Keels and Williams of the Senate was read and considered.

Senators Miller, Payne, Dacus, Field and Massey asked to be made coauthors of **HB 1034**, which was the order.

Upon motion of Senator Smalley, **HB 1034** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1034** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1034 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith,

Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Breckinridge, Ham, Hargrave, Howard, 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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Breckinridge, Ham, Hargrave, Howard, Murphy, Porter, Taliaferro.—7.

The emergency was declared passed.

HB 1034, as amended, was referred for engrossment.

Senator Murphy asked to be shown present, which was the order.

THIRD READING

HB 1195 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Nay: Baggett, McCune, McGraw.—3.

Excused: Atkinson, Breckinridge, Ham, Hargrave, Martin, Porter, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell,

Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Nay: Baggett, McGraw.—2.

Excused: Atkinson, Breckinridge, Ham, Hargrave, Martin, Porter, Taliaferro.—7.

The emergency was declared passed.

HB 1195, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Baggett moved that the vote be reconsidered by which **HB 1195**, as amended, passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 118, 156 and **HB 1180** each correctly engrossed.

SCR 12 correctly enrolled.

Engrossed **SBs 118** and **156** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 1180**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SCR 12** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senators Breckinridge and Hargrave asked to be shown present, which was the order.

GENERAL ORDER

HB 1052 by Bickford of the House and Young of the Senate was read and considered.

Senator Hargrave asked to be made a coauthor of **HB 1052**, which was the order.

Upon motion of Senator Young, **HB 1052** was advanced to engrossment.

By unanimous consent, upon request of

Senator Young, **HB 1052** was considered engrossed and placed upon third reading and final passage.

THIRD READING

Upon motion of Senator Young, the vote was reconsidered by which **HB 1052** was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Young, the vote was reconsidered by which **HB 1052** was advanced for engrossment.

GENERAL ORDER

Senator Berrong moved to amend **HB 1052**, page 2, line 10, by striking the comma after the word "given" and inserting after the word "given" and before the word "or" the words "was a felony", which amendment was declared adopted.

Upon motion of Senator Young, **HB 1052** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **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: Baggett, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Short, Smith, Stansberry, Stipe, Terrill, Young.—33.

Nay: Atkinson, Birdsong, Ferrell, Hamilton, Horn, Howard, Keels, Nichols, Romang, Smalley, Williams.—11.

Excused: Baldwin, Massey, Porter, Taliaferro.—4.

The bill was declared passed.

HB 1052, as amended, was referred for engrossment.

DECLARATION OF VOTE

Senator Martin asked that the record show, had he been present at the time of third reading and final passage of **HB 1195**, he would have voted AYE, which was the order.

GENERAL ORDER

SB 204 by Field was read and considered.

Upon motion of Senator Field, **SB 204** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **SB 204** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 204 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Payne, Phillips, Romang, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Nay: Baldwin, Bradley, Horn, Keels, McCune, Murphy, Short.—7.

Excused: Crow, McGraw, Nichols, Porter, Smalley, Taliaferro.—6.

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, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Payne, Phillips, Romang, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Nay: Baldwin, Bradley, Horn, Keels, McCune, Murphy, Short.—7.

Excused: Crow, McGraw, Nichols, Porter, Smalley, Taliaferro.—6.

The emergency was declared passed.

SB 204 was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 183 by Romang was read and considered.

Senator Stipe moved to amend **SB 183**, page 2, line 1, by removing the brackets on lines 1 and 2 from around the words and figures "Twenty Dollars (\$20.00)", and on line 2 by striking the words and figures "Fifty Dollars (\$50.00)", which amendment was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Bradley, Crow, Dacus, Ferrell, Hamilton, Horn, Howard, Lane, Luton, McSpadden, Martin, Massey, Phillips, Stansberry, Stipe, Young.—17.

Nay: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Graves, Holden, Inhofe, Keels, McCune, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams.—21.

Excused: Baldwin, Field, Garrett, Garrison, Grantham, Ham, Hargrave, McGraw, Porter, Taliaferro.—10.

Senator Miller moved to amend **SB 183**, page 2, line 2 by striking the words and figures "Fifty Dollars (\$50.00)" and substituting therefor the words and figures "Thirty Dollars (\$30.00)", and by making the same substitutions on lines 5 and 6 of page 6, and on lines 2 and 3, on page 7, which amendment was declared adopted.

Senator Romang asked that further consideration of **SB 183** be deferred for this legislative day, which was the order.

GENERAL ORDER

HB 1160 by Connor of the House and Murphy, Smith and Garrison of the Senate was read and considered.

Following discussion, Senator Murphy asked that further consideration of **HB 1160** be deferred for this legislative day, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Howard motion to reconsider the vote by which **SB 161** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Nichols, Payne, Short, Smalley, Smith, Stipe, Terrill.—30.

Nay: Ferrell, McCune, Romang, Stansberry, Williams.—5.

Excused: Baldwin, Boecher, Garrett, Garrison, Grantham, Ham, Hargrave, Miller, Murphy, Phillips, Porter, Taliaferro, Young.—13.

THIRD READING

Upon motion of Senator Howard, the vote was reconsidered by which **SB 161** was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Howard, the vote was reconsidered by which **SB 161** was advanced to engrossment.

GENERAL ORDER

Senator Howard moved that **SB 161** be withdrawn from the Calendar and re-referred to the Judiciary Committee, which motion prevailed.

PENDING SENATE ACTION

HCR 1012 by Privett, et al, of the House and Smith and Murphy of the Senate was called up for consideration.

Senators Berrong, Field and Boecher asked to be made coauthors of **HCR 1012**, which was the order.

Senator Luton moved to amend **HCR 1012**, page 2, line 36½, by inserting the

language "3. Any tire or tires if found to be unsafe" which amendment was tabled upon motion of President Pro Tempore Smith.

Senator Hamilton, joined by Senator Luton, moved to amend **HCR 1012**, page 3, line 29½, by adding a new section to read as follows: "Any person or firm who has purchased equipment needed and required for use in vehicle inspection under the previous laws or regulations of this State under the 1969 Inspection Act, which said equipment is not required by the provisions of this resolution shall be reimbursed by the State of Oklahoma, upon proper proof submitted to the Department of Public Safety."

Senator Holden asked to be made a co-author of the Hamilton-Luton amendment, which was the order.

Following discussion, Senator Hamilton asked unanimous consent to withdraw the Hamilton-Luton-Holden amendment, which was the order.

HCR 1012, as coauthored, was read at length and adopted upon motion of President Pro Tempore Smith.

HCR 1012 was properly signed and ordered returned to the Honorable House.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following committee members pursuant to **HCR 1012**: Young, Boecher and Luton.

PENDING SENATE ACTION

HCR 1013 by Abbott of the House and Miller of the Senate was called up for consideration, read at length, and adopted upon motion of Senator Miller.

HCR 1013 was properly signed and ordered returned to the Honorable House.

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SCR 13—By Baggett—A Concurrent Resolution directing the Oklahoma Tax Commission to refrain from implementing a program whereby reappraisals made under the Revaluation Act will be placed on tax rolls and required notices of increase in value will be mailed within the same tax year; and directing that reappraisals made under the Revaluation Act be placed on the rolls in the years when made.

Senator Smalley, citing Rule 12-b, asked that consideration of **SCR 13** be deferred for this legislative day, which was the order.

SECOND READING

Senator Luton asked unanimous consent that the order referring **SB 223** to the Committee on Agriculture be rescinded and that the Bill be referred to the Committee on Conservation and Economic Development, to which objection was voiced.

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

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 12**.

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

As provided under the Birdsong motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Twenty-ninth Legislative Day

Tuesday, February 25, 1969

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

Upon roll call, the following members were present:

Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Baggett, Keels, Massey, Porter, Taliaferro.—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 Hargrave:

Almighty and eternal God, who hast made known to us through Thy Son, Jesus Christ, Thy loving, yet critical, concern for the government, the institutions and the relationships of men: Grant, as we pause in this moment hallowed to Thee, that the spirit of prayer and reverence for Thy Name may prevail in these deliberations and that this assembly may be blessed with Thy aid. We pray that their affections may be guided by whatsoever things are true and honest, just and pure, lovely and of good report; that their understandings may be enlightened by Thy wisdom; and that their spirits may be empowered by Thy Spirit. So sanctify their thoughts and intentions, their

words and actions, that all they think or speak or do may redound to Thy honor and the well being of our government; we pray through Him who is our Lord and Master. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1016—By Smith (Norman), Sanguin, Derryberry, Cate, Wixson, Doornbos, Lindstrom, Tarwater, Thompson, Musgrave, Greenhaw, Cox, McCune and Poulos of the House and Luton, Field, Horn, Nichols and Keels of the Senate—An Act relating to insurance; amending Sections 1 and 2, Chapter 287, O. S. L. 1967 (36 O. S. Supp. 1968, § § 6061 and 6062); to permit allocation to separate accounts established by life insurance companies of amounts to be applied under individual as well as group annuity contracts to provide annuity benefits payable in fixed or in variable dollar amounts or in both; to prescribe limitations upon the amount of the assets in a separate account which may be invested in the securities of any issuer, and the percentage of the outstanding securities of an issuer in which the assets of the separate account may be invested; to provide that the reserve liabilities for variable annuity contracts shall be determined in accordance with appropriate actuarial procedures; to provide that the assets of the separate account shall not be chargeable with other

liabilities to the extent provided in the annuity contracts; to grant voting rights to holders of interests in such separate accounts; to require individual annuity contracts to contain grace, reinstatement and nonforfeiture provisions appropriate to a variable annuity, and making inapplicable certain provisions of the insurance laws inappropriate for variable annuities; making provisions of Act severable; and declaring an emergency.

HB 1208—By Vann, Conaghan and Wolf (Leland)—(Mental health emergency)

HB 1278—By Holaday, McCune and Bamberger—An Act relating to motor vehicles; amending 47 O. S. 1961, § 6-211, and amending 47 O. S. 1961, § 6-120, as amended by Section 2, Chapter 110, O. S. L. 1968 (47 O. S. Supp. 1968, § 6-120); providing for appeal to District Court from order suspending or revoking driver's license; prescribing procedures; providing for stay order upon filing of appeal bond; providing for appeal to the Supreme Court from Order of District Court; authorizing cancellation or denial of licenses of applicant; and declaring an emergency.

HB 1287—By Privett, Derryberry and Green—An Act relating to torts; amending 76 O. S. 1961, § 5, as last amended by Section 1, Chapter 24, O. S. L. 1965 (76 O. S. Supp. 1968, § 5); limiting liability for negligence of nurses as well as other persons licensed to practice any method of treatment of human ailments, or render services ancillary thereto for emergency care at the scene of an accident or emergency to victims thereof; specifying types of treatment involved in exemption; providing for severability; and declaring an emergency.

HB 1296—By Hesser and Hunter—An Act relating to area school districts; authorizing special account for payment of cost of building project of an area school district; designating monies that may be deposited in special account, and providing for issuance of warrants against spe-

cial account; providing members of Boards of Education of independent school districts shall be eligible to serve as members of Boards of Education of certain area school districts; and declaring an emergency.

HB 1303—By Hill (Ben)—An Act relating to the public schools; designating December 15, of each year as "Bill of Rights Day"; directing school officials to plan and conduct programs commemorating the Bill of Rights of the United States Constitution and the Bill of Rights of the Constitution of the State of Oklahoma; authorizing and directing the State Board of Education to adopt rules and regulations to carry out the intent and purpose of this Act; and directing codification.

HB 1312—By Holaday and McCune—An Act relating to offenses against property rights; amending 21 O. S. 1961, § 1835; providing that anyone who wilfully or maliciously enters into garden, yard or enclosed field of another after being expressly forbidden to do so, shall be guilty of a misdemeanor; providing that anyone who wilfully or maliciously enters into garden, yard or field and commits or attempts to commit waste, theft or damage shall be guilty of a misdemeanor; prescribing punishment; 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 35**—Coauthored by Ford and Rogers and **SB 74**.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising appointment of the following committee members by the Speaker pursuant to Engrossed **HCR 1012**: Bradley, Dunn and Sandlin.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 59, 60, 73, 77 and 83, as amended.

HAs to SB 59 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE to read as follows: "AN ACT RELATING TO THE OKLAHOMA INDIAN AFFAIRS COMMISSION AND MAKING AN APPROPRIATION THERETO; STATING THE PURPOSE; PROVIDING FOR THE APPOINTMENT AND COMPENSATION OF PERSONNEL; PROVIDING FOR MAXIMUM SALARY FOR THE DIRECTOR; AMENDING SECTION 1, CHAPTER 244, O. S. L. 1967 (74 O. S. SUPP. 1968, § 1201); PROVIDING LAPSE DATE; MAKING PROVISIONS OF ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 1, Line 13, by striking the enacting clause.

AMENDMENT NO. 3. Amend Page 1, Line 24, by striking the words and figures "Nine Thousand Dollars (\$9,000.00); and insert in lieu thereof the words and figures "Ten Thousand Dollars (\$10,000.00)".

AMENDMENT NO. 4. Amend Page 2, Lines 11, 12 and 13, by striking all of the language beginning with the word "shall" on Line 11, and insert in lieu thereof the following language: "SHALL BE RESTRICTED TO NOT MORE THAN ONE REPRESENTATIVE OF ANY TRIBE."

HA to SB 60 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE to read as follows:

"(HUMAN RIGHTS COMMISSION EMERGENCY)"

HAs to SB 73 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 27, Section 1, by changing the figures "\$634,897.00" to "\$641,097.00".

AMENDMENT NO. 2. Amend Page 1, Line 29, Section 1, by changing the figures "\$676,462.00" to "\$682,662.00".

AMENDMENT NO. 3. Amend Page 2, Lines 10 and 11, by changing the figures "\$4,800.00" to "\$6,000.00", and the figures "\$6,000.00" to "\$6,600.00".

HA to SB 77 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO THE OFFICE OF THE SECRETARY OF STATE AND MAKING APPROPRIATIONS THERETO; STATING THE PURPOSE; 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 A MICROFILM SYSTEM; PROVIDING LAPSE DATE; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY."

HAs to SB 83 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Line 10, by striking the figure "\$1,753,376.00" and insert in lieu thereof the figure "\$1,853,376.00".

AMENDMENT NO. 2. Amend Page 2, Line 14, by striking the figure "\$3,056,940.00" and insert in lieu thereof the figure "\$3,156,940.00".

COMMITTEE REPORTS

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

DO PASS:

SB 186—Revenue and Taxation.

SB 208—Finance and Commerce.

HB 1081—Education—Coauthored by Smith and Howard.

HB 1229—Revenue and Taxation.

HB 1273—Revenue and Taxation.

HB 1302—Revenue and Taxation.

DO PASS, as amended:

SB 6—Education.

SB 38—Education.

SB 52—Appropriations and Budget.

SB 72—Appropriations and Budget—Co-authored by Miller.

SB 76—Appropriations and Budget.

SB 160—Revenue and Taxation.

SB 192—Appropriations and Budget—Co-authored by Medearis, Miller and Dacus.

HB 1092—Appropriations and Budget.

RESOLUTIONS

SR 11 By Young, Medearis, Crow, Atkinson, McSpadden and Hargrave was introduced.

Senators Boecher, Field, Dacus, Bradley, Ferrell, McGraw, Graves, Martin, Garrison, Berrong, Williams, Horn, Payne, Ham, McCune, Terrill and Holden asked to be made coauthors of **SR 11**, which was the order.

SR 11, as coauthored, was read at length as follows, adopted upon motion of Senator Young and ordered referred for enrollment:

SR 11—By Young, Medearis, Crow, Atkinson, McSpadden, Hargrave, Boecher, Field, Dacus, Bradley, Ferrell, McGraw, Graves, Martin, Garrison, Berrong, Williams, Horn, Ham, Payne, Terrill, McCune and Holden—A Resolution memorializing the Congress of the United States to repeal all recently passed legislation which restricts the constitutional right of a citizen to keep and bear arms; and directing distribution.

WHEREAS, the Second Amendment to the Constitution of the United States provides that "the right of the people to keep and bear arms, shall not be infringed; and

WHEREAS, Section 26, Article II of the Constitution of the State of Oklahoma pro-

vides that "The right of a citizen to keep and bear arms in defense of his home, person, or property, or in aid of the civil power, when thereunto legally summoned, shall never be prohibited"; and

WHEREAS, recently enacted legislation infringes upon these basic constitutional rights; and

WHEREAS, in addition to the infringement of rights, these laws also create a disproportionate amount of red tape which severely restricts the sportsman in his pursuance of recreation; and

WHEREAS, this type of legislation can lead to even more restrictive measures by setting a dangerously unamerican precedent; and

WHEREAS, all these things combined with the American's traditionally intelligent and thoughtful use of firearms; places an unnecessarily restrictive burden upon the law-abiding citizen and fails to adequately restrict the criminal element from procuring firearms with which to perform their evil deeds.

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

SECTION 1. That Congress be, and is hereby respectfully urged to repeal all recently passed "gun legislation" including those restrictions placed on the buying of ammunition.

SECTION 2. That duly authenticated copies of this Resolution, after consideration and enrollment, be prepared for transmittal to the presiding officers of the United States Congress and to each member of the Oklahoma congressional delegation.

SR 12 By Nichols was introduced.

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

SR 12, as coauthored, was read at length as follows, adopted upon motion of Sen-

ator Nichols, and ordered referred for enrollment:

SR 12—By Nichols, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young.—A Resolution expressing concern over Otis Sullivant's recent operation and wishing him a speedy recovery.

WHEREAS, Otis Sullivant served for many years as Capitol Correspondent for the Daily Oklahoman; and

WHEREAS, during his tenure as Dean of the Senate and House Correspondents, he gained the admiration and esteem of all those about whom he wrote; and

WHEREAS, since his retirement Otis Sullivant has continued to serve in the public interest through the generous donation of his time, ability and knowledge of state government whenever and wherever he has been needed; and

WHEREAS, Otis Sullivant has recently undergone surgery and is now convalescing.

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

SECTION 1. That the State Senate officially expresses its concern over Otis Sullivant's recent operation and hereby respectfully wishes him a speedy recovery so that he may soon be up and about again.

SECTION 2. That a duly authenticated copy of this Resolution, after consideration and enrollment, be prepared for transmittal to Otis Sullivant.

FIRST READING

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

SB 238—By Murphy—An Act relating to crimes and punishment; providing payment for lease or rental of motor vehicle with false, bogus or worthless check in an amount of Twenty Dollars or less shall be a misdemeanor and in an amount over Twenty Dollars shall be a felony; fixing punishment; and declaring an emergency.

SB 239—By Birdsong—An Act relating to public welfare; amending 56 O. S. 1961, § 165; directing payment by Public Welfare Commission of paving assessment levied on homestead of welfare recipients; and declaring an emergency.

SB 240—By Hargrave—An Act relating to children; amending Section 207, Chapter 282, O. S. L. 1968 (10 O. S. Supp. 1968, § 1207); to provide in certain counties a class of employees shall be reimbursed for their actual and necessary expenses in attending educational conferences; and declaring an emergency.

SB 241—By Hargrave—An Act relating to the Oklahoma State Regents for Higher Education; prohibiting the members thereof from soliciting or receiving political contributions; prohibiting the members thereof from serving on committees of political parties or clubs or being candidates for election to any paid public office or taking part in the affairs of any political party or political campaign except as a citizen privately to express opinions and vote; and declaring an emergency.

SB 242—By McSpadden—An Act relating to motor vehicles; amending 47 O. S. 1961, § 14-109; providing gross weight of vehicles and loads; exempting dump trucks from axle load limits based on distance between axles; and declaring an emergency.

SB 243—By Howard—An Act relating to counties and county officers; amending 19 O.S. 1961, § 956, as last amended by

Section 1, Chapter 253, O.S.L. 1968 (19 O.S. Supp. 1968, § 956); prescribing eligibility requirements for benefits under County Employees Retirement System; providing for previous state employment; providing for military service; and declaring an emergency.

SB 244—By Romang—An Act relating to civil procedure; amending Section 2, Chapter 371, O. S. L. 1968 (12 O. S. Supp. 1968, § 556.1); providing minimum amount in controversy for jury trial; providing cases to be heard by jury of six persons; providing cases to be heard by jury of twelve persons; and declaring an emergency.

SB 245—By Holden—An Act relating to revenue and taxation; amending Section 2, Chapter 530, O. S. L. 1965 (68 O. S. Supp. 1968, § 2310), to provide for making certain distributions from employee's trusts subject to capital gains treatment; and declaring an emergency.

SB 246—By Baggett—An Act relating to schools; amending Subsection (b) of Section 12, Chapter 397, O. S. L. 1965 (70 O. S. Supp. 1968, § 18-12A, subsection (b)); providing that from and after July 1, 1970, no state aid shall be paid to any school district not maintaining twelve (12) years of instruction; repealing all acts in conflict herewith; making provisions of Act severable; and declaring an emergency.

SJR 13—By Howard—A Resolution authorizing Harley E. Lawrence to bring suit against the State of Oklahoma to determine the amount of damage, if any, sustained by him on account of highway construction upon and over property leased by and in possession of the said Harley E. Lawrence in Tulsa county; and directing payment of judgment rendered in suit from and by the State Highway Maintenance and Construction Fund.

SECOND READING

The following Bills were read the sec-

ond time and referred to Committees indicated:

SB 227—Municipal Government.

SB 228—Appropriations and Budget.

SB 229—Appropriations and Budget.

SB 230—Governmental Affairs.

SB 231—Governmental Affairs.

SB 232—Finance and Commerce.

SB 233—Governmental Affairs.

SB 234—Revenue and Taxation.

SB 235—Agriculture.

SB 236—Governmental Affairs.

SB 237—Education.

HB 1289—Roads and Highways.

President Nigh presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 204 and **HBs 1034** and **1052** each correctly engrossed.

Engrossed **SB 204** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1034** and **1052**, as amended, were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1009**.

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

GENERAL ORDER

HB 1138 by Smithey, et al, of the House and Grantham and Garrett of the Senate was read and considered.

Senator Ferrell asked to be made co-author of **HB 1138**, which was the order.

Senator McSpadden, joined by Senator Stipe, moved to amend **HB 1138**, page 3, line 8½, by inserting a new Section to read as follows: "Section 6. The provisions of this Act shall not apply to employer-employee disputes in any manner

or to employees engaged in a labor dispute" and by renumbering the subsequent Sections accordingly.

President Pro Tempore Smith presiding.

Senator Grantham moved to table the McSpadden-Stipe amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Ferrell, Field, Garrett, Garrison, Grantham, Inhofe, McCune, McGraw, Short, Smalley, Williams.—15.

Nay: Atkinson, Birdsong, Bradley, Dacus, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Smith, Stipe, Terrill, Young.—24.

Excused: Baggett, Crow, Horn, Keels, Massey, Phillips, Porter, Stansberry, Talianferro.—9.

The vote occurring upon the McSpadden-Stipe amendment, it was declared adopted.

Senator Payne moved to amend **HB 1138**, page 3, line 13 by adding a new Section to read as follows: "Section 7. The Provisions of this Act shall not, in any way, be construed to have any bearing on any insurance policy now in effect, or those to be issued in the future" and by renumbering succeeding Sections accordingly, which amendment was declared adopted.

Senator Baggett asked to be shown present, which was the order.

Senator Smalley moved to amend **HB 1138**, page 1, by striking Section One, which amendment was declared failed of adoption.

Upon motion of Senator Grantham, **HB 1138**, as amended, was advanced to engrossment.

Senator Smalley presiding.

GENERAL ORDER

SB 41 by Smith was read and considered.

Senator Short moved to amend **SB 41**, page 2, line 2, by inserting after the word "prohibited" and before the word "except" a period (.) and striking the remaining language in **SB 41**, through line 9 on page 14, which amendment was tabled upon motion of President Pro Tempore Smith.

Senator Hamilton, joined by Senator Stipe, moved to amend **SB 41**, page 7, line 12, by striking the words and figures "Two Hundred Dollars (\$200.00)" and substituting therefor the words and figures "Fifty Dollars (\$50.00)", which amendment was declared failed of adoption.

The Presiding Officer raised the question of "no quorum".

He ordered the roll called and declared a quorum was present.

Senator Hamilton moved to amend **SB 41**, page 7, line 10, by striking the words and figures "Five Hundred Dollars (\$500.00)" and substituting therefor the words and figures "One Hundred Dollars (\$100.00)", which amendment was tabled upon motion of President Pro Tempore Smith.

Senator Stipe moved to amend **SB 41**, page 7, line 17, by striking the words and figures "Four Dollars" (\$4.00)" and substituting therefor the words and figures "Two Dollars (\$2.00)", which amendment was tabled upon motion of President Pro Tempore Smith.

Upon motion of President Pro Tempore Smith, **SB 41** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 41** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 41 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breck-

inridge, Dacus, Ferrell, Field, Graves, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Romang, Short, Smith, Williams, Young.—31.

Nay: Hamilton, Miller, Smalley, Stipe, Terrill.—5.

Excused: Crow, Garrett, Garrison, Grantham, Ham, Hargrave, Keels, Massey, Phillips, Porter, Stansberry, Taliaferro.—12.

The bill was declared passed.

SB 41 was referred for engrossment.

GENERAL ORDER

SB 212 by Atkinson was read and considered.

Upon motion of Senator Atkinson, **SB 212** was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **SB 212** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 212 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Graves, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—34.

Nay: Hamilton, Smalley.—2.

Excused: Crow, Garrett, Garrison, Grantham, Ham, Hargrave, Keels, Massey, Phillips, Porter, Stansberry, Taliaferro.—12.

The bill was declared passed.

SB 212 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed

HB 1180, requesting Conference and naming Conferees as follows: Abbott, Clemmons and Atkins.

Upon motion of Senator Terrill, the request of the Honorable House for a conference on **HB 1180** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1180**: Miller, Terrill and Luton.

RESOLUTION

By unanimous consent **SCR 14** by Smith and Howard of the Senate and Poulos of the House was introduced and read.

Senators Inhofe and Nichols asked to be made co-authors of **SCR 14**, which was the order.

SCR 14, as coauthored, was read at length as follows, adopted upon motion of President Pro Tempore Smith, and ordered referred for engrossment:

SCR 14—By Smith, Howard and Inhofe of the Senate and Poulos of the House—A Concurrent Resolution recognizing the dedicated leadership and many public services of Newton R. Graham in promoting Oklahoma's water resources and recreational facilities and in the development of navigation on the Arkansas River; requesting the Congress of the United States to name Lock and Dam No. 18 on the Verdigris River the "Newton R. Graham Lock and Dam"; and directing distribution of copies of this Resolution.

WHEREAS, the late Newton R. Graham dedicated his life to service in the public interest and is one of Oklahoma's outstanding pioneers in the development of water resources and recreational facilities; and

WHEREAS, he rendered valuable assistance to the Oklahoma Legislature and to the Congress in promoting progressive legislation; and

WHEREAS, as President of the Arkan-

sas Basin Development Association and as a member of the Oklahoma Planning and Resources Board and Chairman of its Water Resources Committee he devoted more than a quarter of a century as an ardent champion of all phases of the development of Oklahoma's water and recreational resources in a manner that would preserve the natural beauty of our state; and

WHEREAS, his goal was the realization of a dream of the earliest Oklahomans for maximum development of all natural resources, especially navigation on the Arkansas River; and

WHEREAS, he was the leader in presenting to Congress the economic study on navigation of the Arkansas River, from the Mississippi River to a point near Tulsa, which culminated in the authorization in the 1930's of studies by the Corps of Engineers to determine the feasibility of a multi-purpose plan for development of the Arkansas River, including navigation; and

WHEREAS, as Chairman of the Bi-State Committee, appointed by the Governors of the States of Oklahoma and Arkansas, he presented the testimony for the two states which resulted in authorization by Congress in 1946 of the multi-purpose plan for development of the Arkansas River, with navigation to Catoosa; and

WHEREAS, the name Newton R. Graham is synonymous with water resources projects, parks, and recreation generally and especially with navigation on the Arkansas River; and

WHEREAS, the pool created by Lock and Dam 18 on the Verdigris River will bring water into the Port of Catoosa; and

WHEREAS, said Lock and Dam 18 has not been named,

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

HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That the Congress of the United States be and is hereby respectfully requested to name the uppermost lock and dam on the Verdigris River, which is currently designated Lock and Dam No. 18, the "Newton R. Graham Lock and Dam."

SECTION 2. That duly authenticated copies of this Resolution be transmitted to the presiding officers of the Senate and House of Representatives of the Congress of the United States, to the members of the Oklahoma Congressional Delegation, to the Governors of Oklahoma and Arkansas and to the City of Tulsa-Rogers County Port Authority.

Senator Nichols presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 12 correctly enrolled.

Enrolled SR 12 was properly signed and ordered transmitted to the Secretary of State.

Senator Smalley presiding.

Senator Baldwin submitted the following Committee Report and asked that consideration be deferred for this day:

COMMITTEE REPORT

MR. PRESIDENT:

We, your Committee on Rules, beg leave to report that we had under consideration the Senate printing for the 32nd Legislative Session and we have awarded the printing to the LEADER PRESS, INC. OF OKLAHOMA CITY, OKLAHOMA, the bid of said Company being the best and lowest bid. A copy of said contract is attached hereto.

BALDWIN, Chairman.

STATE OF OKLAHOMA)
)SS

COUNTY OF OKLAHOMA)

CONTRACT

THIS CONTRACT this day made and

entered into by and between the Leader Press, Inc., of Oklahoma City, Oklahoma, as Party of the First Part and the State of Oklahoma, acting through the Committee on Employment and Printing, of the State Senate of the Thirty-second Legislature.

WITNESSETH:

That the Party of the First Part, hereby agrees and binds itself to print, furnish and deliver to the State Senate or the properly designated party thereof, the following:

300 copies of the JOURNAL each day
 300 copies of BILLS and RESOLUTIONS each day
 300 copies of CALENDAR each day
 350 copies of PERMANENT JOURNAL same to be printed upon the kind and quality of paper under the terms as outlined and set forth in "Specifications and Conditions" hereto attached and made a part of this Contract as though incorporated herein. It is understood and agreed by Party of the First Part that all such supplies are to be printed and delivered in strict accordance with said "Specifications and Conditions" attached hereto.

In consideration of the foregoing, Party of the Second Part hereby agrees and binds itself to pay to said Party of the First Part the following rates and prices for the First Session of the Thirty-second Legislature:

300 copies JOURNAL each day	
Per printed page	\$ 7.20
Per blank page25
300 copies BILLS and RESOLUTIONS	
Per printed page	4.30
Per blank page25
300 copies CALENDAR	
Per printed page	6.85
Per blank page25
TABULAR and LEADER WORK	
Additional per page	1.75
Pages containing EIGHT or	

SIX POINT Composition,
 additional per page 1.85

PERMANENT JOURNAL —

175 copies to be bound in
 Fabracoid, or the equivalent
 thereof — 175 copies in paper,
 Per printed page 6.05
 Per blank page25

It is further agreed by Party of the Second Part that in the event Party of the First Part is called upon to furnish extra copies of the JOURNAL, BILLS, RESOLUTIONS. or CALENDAR above the number originally specified above and set out in the Specifications to pay to said Party of the First Part for furnishing said extra copies upon the basis of 25 cents per page for each 100 copies. For all pages containing Tabular or leader matter an additional \$1.75 per page and for all pages containing eight or six point composition an additional \$1.85 per page shall be paid.

Party of the First Part, in consideration of the mutual covenants and agreements as hereinbefore expressed, further agrees and binds itself to execute a good and sufficient bond in the sum of Ten Thousand (10,000.00) Dollars conditioned upon the faithful performance of this contract, said bond to be approved by Party of the Second Part.

WITNESS our hands in duplicate this 31st day of January, 1969.

THE LEADER PRESS, INC.,
 By Dan Hogan, Jr.
 Secretary-Treasurer

APPROVED
 STATE SENATE OF THE
 STATE OF OKLAHOMA

By Finis Smith
 President Pro Tempore

COMMITTEE ON EMPLOY-
 MENT AND PRINTING OF
 THE STATE SENATE OF THE
 STATE OF OKLAHOMA,
 THIRTY SECOND LEGISLA-
 TURE.

By John Young, Chairman

Mr. J. R. Reinhardt, Comptroller
State Senate, State Capitol
Oklahoma City, Oklahoma
Dear Mr. Reinhardt:

Following our conversation concerning the reduction in quantity of the Senate Permanent Journal, we wish to advise and confirm that should the quantity be reduced to

125 Fabracoid Plastic Bound copies and
150 Paper Bound copies
the total price for the Permanent Journal would be \$200.00 less that for the quantity presently in our bid and contract.

Please accept this as part of our bid and contract, and should you desire the

above quantity, our billing of the Permanent Journal will be reduced \$200.00.

When we can be of further service, please let us hear from you.

Yours very truly,
LEADER PRESS, INC.
Dan Hogan, Jr.
Secretary-Treasurer

Senator Terrill 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 Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Thirtieth Legislative Day
Wednesday, February 26, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Berrong, Boecher, Ham, Porter, Taliaferro.—5.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, by unanimous consent, upon request of Senator Hargrave:

Our gracious heavenly Father, who sustainest Thy creation with wisdom, power and loving kindness: We thank Thee that Thou hast not been unmindful of us. Thy holy loftiness has reached down to us in the loneliness of our erring ways through Thy Son Jesus Christ, that we may become conscious of the dignity we have in Thee, and that we may see the possibilities of our redemption and the renewal of our spirit through Thy grace. Thou makest Thy loving concern known to us in our weakness, in our sorrows, in our struggles and in our woes. We are confident in the midst of life's changes that Thou hast

been our dwelling-place in all generations and our refuge in the time of trouble. When we doubt Thy nearness and ever present help, O gracious God, forgive our lack of faith, and lead us in those ways where, meeting and committing ourselves to Thee, we may lose our doubts and conquer our fears. When Thou speakest to us through adversity or fortune, through joy or pain, through peace or confusion, may we recognize Thy voice and listen. May we heed Thy voice, that our soul may find peace. When Thou seekest to guide us through hitherto unknown and untried ways, or even through the familiar paths. O heavenly Father, may we not counter Thy wisdom and Thy will for us with a proud and rebellious spirit. Teach us from our hearts to say: Thy will be done; through Jesus Christ our Lord. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1012—By Cox, Hunter, Kamas, McKee, Harrison, Wiedemann, Murphy, Bradley and Thornhill of the House and Field of the Senate—An Act relating to schools; amending 70 O. S. 1961, § 2A-4, as last amended by Section 1, Chapter 43, O. S. L. 1968 (70 O. S. Supp. 1968, § 2A-4); vesting in State Board of Education the control of State Department of Education and supervision of the public school system; prescribing duties and powers; prescribing a certain accredita-

tion formulae; and declaring an emergency.

HB 1199—By Briscoe, Bamberger, Goodfellow and Sandlin—An Act relating to counties, cities, towns and other political subdivisions of the state; amending 11 O. S. 1961, § 16.1, as amended by Section 1, Chapter 499, O. S. L. 1965 (11 O. S. Supp. 1968, § 16.1); authorizing governing board of county, city, town, school district, or soil conservation district to purchase liability insurance covering operation of motor vehicles and motorized equipment operated by same; providing for waiver of governmental immunity to extent of coverage; prohibiting mention of insurance during course of trial; providing for filing of policy with County Court Clerk; providing for venue; providing for service of summons; making provisions of Act severable; and declaring an emergency.

HB 1206—By Harrison and Bamberger—An Act relating to motor vehicles; amending 47 O. S. 1961, § 157.1; providing for purchase of certain insurance coverages by the State Highway Department, the State Board of Agriculture and the State Department of Public Welfare; providing for maximum limits of coverages; providing for waiver of governmental immunity to extent of coverage; prohibiting mention of insurance coverage at trial; providing for venue; providing for service of summons; making provisions of Act severable; and declaring an emergency.

HB 1212—By Ford and Bamberger—An Act relating to motor vehicles; amending Section 1, Chapter 293, O. S. L. 1963 as last amended by Section 1, Chapter 380, O. S. L. 1967 (47 O. S. Supp. 1968, § 158.1); providing for purchase of liability insurance covering vehicles owned by the State Health Department, Department of Public Safety, Department of Mental Health, Oklahoma State Reformatory, Department of Corrections, and Oklahoma State Penitentiary; prescribing limits of coverage and providing for certain increases; waiving governmental immunity

to extent of coverage; providing for venue; providing for service of summons; making provisions of Act severable; and declaring an emergency.

HB 1237—By Townsend of the House and Luton of the Senate—An Act relating to schools; amending Section 1, Chapter 252, O. S. L. 1967 (70 O. S. Supp. 1968, § 6-24); providing for procedures when teacher's contract not renewed; providing for reinstatement upon dismissal without cause; and declaring an emergency.

HB 1301—By Allard, Fine, Privett, Willis, Miskelly, Townsend, Williamson, Witt, Sullivan, Kamas, Tarwater, McKee, Bickford, Derryberry, Bean, Briscoe, Bradley, McCune and Sparkman—(Mentally retarded persons emergency)

HB 1306—By McCune, Skeith, Sullivan, Mountford, Harrison, Williamson, Bradley and Jones of the House and Murphy, McGraw, Lane, Williams and Grantham of the Senate—An Act relating to the registration and licensing of motor vehicles; amending 47 O. S. 1961, § 22.24, as amended by Section 1, Chapter 177, O. S. L. 1968 (47 O. S. Supp. 1968, § 22.24); providing for treating as confidential information contained in Certificates of Title, application therefor, and registration certificates; providing for certain exceptions thereto; repealing all laws and parts of laws in conflict herewith; repealing Section 2109 of Section 2, Chapter 361, O. S. L. 1963 (68 O. S. Supp. 1968, § 2109); and declaring an emergency.

HB 1322—By Townsend, Trent and Bean—An Act relating to stop signs; authorizing erection at certain designated railway grade crossings; and declaring an emergency.

HB 1330—By Odom (Martin) and Harrison—An Act relating to professions and occupations; amending 59 O. S. 1961, § 82; providing for compensation and expenses of members and secretary of the State Board of Barber Examiners; and declaring an emergency.

HB 1335—By Sullivan of the House and Hamilton of the Senate—An Act relating to mental health; amending 43A O. S. 1961, § 56; providing that members of the Sanity Commission shall receive certain compensation and mileage reimbursement; authorizing the District Judge to allow additional payments for expenses; and providing that payments shall be made from the Court Fund of the committing county; and declaring an emergency.

HB 1342—By Derryberry of the House and Grantham of the Senate—An Act relating to motor carriers; amending Section 25, Chapter 190, O. S. L. 1968 (47 O. S. Supp. 1968, § 172.1); providing qualifications for enforcement officers; and declaring an emergency.

HB 1348—By Abbott, Monks, Dunn, Barker, Trent, Bean, Townsend and Whorton—An Act relating to highways; amending Section 305, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1968, § 305); removing a requirement that the Highway Director be a licensed civil engineer; and declaring an emergency.

HB 1371—By Derryberry of the House and Grantham of the Senate—An Act relating to motor carriers; amending 47 O. S. 1961, § 172; providing penalty for violation of rules and regulations; providing expenses incurred by employees; and declaring an emergency.

HB 1372—By Derryberry of the House and Grantham of the Senate—An Act relating to motor carriers; amending 47 O. S. 1961, § 180, as amended by Section 14, Chapter 190, O. S. L. 1968 (47 O. S. Supp. 1968, § 180); amending 47 O. S. 1961, § 180a, as amended by Section 15, Chapter 190, O. S. L. 1968 (47 O. S. Supp. 1968, § 180a); amending 47 O. S. 1961, § 180e, as amended by Section 17, Chapter 190, O. S. L. 1968 (47 O. S. Supp. 1968, § 180c); amending 47 O. S. 1961, § 180g, as amended by Section 21, Chapter 190, O. S. L. 1968 (47 O. S. Supp. 1968, § 180g); defining terms; providing display of iden-

tification device on motor carriers; providing grounds for seizure and confiscation of identification devices; providing for issuance of identification devices; and declaring an emergency.

HB 1373—By Derryberry of the House and Grantham of the Senate—An Act relating to motor carriers; amending Section 26, Chapter 190, O. S. L. 1968 (47 O. S. Supp. 1968, § 170.1); providing procedure for notice and hearing of complaints; providing for appeals; and declaring an emergency.

HB 1419—By Hopkins of the House and Stipe of the Senate—An Act relating to police pensions and retirement; providing that retired police officers retain status as peace officers; providing for duties in event of emergency; and directing codification.

The above HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 189, as coauthored by: Mountford, Derryberry, Wolf (Leland), Fine, Sanguin, Sullivan, Sandlin, Witt, Hesser, Smith (Norman), Cox, Bernard, Sparkman, Hutchens, Miskelly, Tabor, Patterson, Townsend, Wiedemann, Thornhill, Williamson, Cate and Goodfellow.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 69 and 98, as amended.

HAS to SB 69 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE to read as follows: "AN ACT RELATING TO THE PUBLIC SCHOOLS AND THE STATE BOARD OF EDUCATION; MAKING AN APPROPRIATION FOR STATE AID TO THE SCHOOL DISTRICTS OF THE STATE; PROVIDING FOR THE APPORTIONMENT AND DIS-

BURSEMENT OF FUNDS APPROPRIATED; PROVIDING FOR ADJUSTMENTS IN FOUNDATION AID IN CERTAIN CIRCUMSTANCES; LIMITING THE AMOUNT OF FUNDS THAT MAY BE USED FOR ADMINISTRATION OF THE STATE AID PROGRAM; PROVIDING FOR INTERSTATE COMPACT COMMISSION AND THE OKLAHOMA EDUCATION COUNCIL; PROVIDING FOR SPECIAL EDUCATION; REAPPROPRIATING CERTAIN FUNDS AND STATING PURPOSE; MAKING AN APPROPRIATION FOR THE SCHOOL TEXTBOOK PROGRAM AND STATING THE PURPOSE; PROVIDING FOR THE APPOINTMENT OF CERTAIN PERSONNEL; MAKING APPROPRIATIONS NONFISCAL; PROVIDING LAPSE DATE; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Amend Page 1, Line 12, by striking the enacting clause.

HA to SB 98 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend TITLE to read as follows: "AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES; AMENDING 74 O.S. 1961, § 813, AS LAST AMENDED BY SECTION 1, CHAPTER 196, O.S.L. 1967 (74 O.S. SUPP. 1968, § 813); PROVIDING FOR THE PAYMENT OF ADMINISTRATION COST OF OPERATING THE STATE MERIT SYSTEM OF PERSONNEL ADMINISTRATION; MAKING AN APPROPRIATION TO THE STATE PERSONNEL BOARD AND STATING THE PURPOSE; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

CITATIONS

Upon motion of Senator Short, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Sister Laura Ellerman, R.N. of Oklahoma City for serving

the Senate as Nurse of the Day, January 9, 1969.

Upon motion of Senator Short, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Mrs. Joye Johnson, R.N. of Oklahoma City for serving the Senate as Nurse of the Day, January 16, 1969.

Upon motion of Senator Short, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Sister Mildred Miller, R.N. of Oklahoma City for serving the Senate as Nurse of the Day, February 17, 1969.

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

REQUEST FOR LOBBY PERMIT

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

Paul G. Darrough, Jr., 3113 Kerry Lane, Oklahoma City, representing R. L. Polk and Co.

COMMITTEE REPORTS

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

DO PASS:

SB 152—Judiciary—Coauthored by Bradley.

SB 221—Governmental Affairs—Coauthored by Grantham, Keels, Crow and Williams.

SJR 10—Constitutional Revisions and Regulatory Services.

HB 1109—Appropriations and Budget.

HB 1110—Appropriations and Budget.

HB 1124—Appropriations and Budget—Coauthored by Dacus, Short, Inhofe, McSpadden and Hamilton.

HB 1137—Appropriations and Budget—Coauthored by Clemons of the House.

HB 1162—Governmental Affairs—Coauthored by Short, Crow and Grantham.

DO PASS, as amended:

SB 37—Public Health—Coauthored by Inhofe.

SB 63—Appropriations and Budget.

SB 88—Judiciary.

SB 143—Governmental Affairs.

SB 145—Judiciary.

SB 210—Judiciary — Coauthored by Young.

SJR 4—Governmental Affairs.

HB 1046—Governmental Affairs—Coauthored by McSpadden.

MOTION

Upon motion of Senator Baldwin, the Rules Committee Report on the Senate Printing Contract, submitted on the last legislative day, was declared adopted.

FIRST READING

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

SB 247—By Murphy—An Act relating to state officers and employees; amending 74 O. S. 1961, § § 500.1, 500.3, 500.4, 500.5 as last amended by Section 1, Chapter 312, O. S. L. 1968 (74 O. S. Supp. 1968, § 500.5), 500.6, 500.7, 500.8, as amended by Section 2, Chapter 266, O. S. L. 1965 (74 O. S. Supp. 1968, § 500.8), 500.10 and 500.11, as amended by Section 3, Chapter 312, O.S.L. 1968 (74 O.S. Supp. 1968, § 500.11); providing for funds for travel expenses; providing approval of travel vouchers and claims; providing mode of travel; providing for travel by personally owned automobile; providing for travel by leased or rented automobile; providing for travel by airplane; providing for per diem allowance in lieu of subsistence; providing for additional expenses; providing for subsistence allowance within the state in lieu of per diem; providing for severability; and declaring an emergency.

SB 248—By Inhofe—An Act relating to mental health; providing for custody and confinement of mentally ill persons by county sheriff; and declaring an emergency.

SB 249—By Stipe of the Senate and Hopkins of the House—An Act relating to cities and towns; amending 11 O. S. 1961, § 541n to authorize Boards of Trustees of Police Pension and Retirement systems of cities and towns which employ two or more regular policemen to adjust pension amounts under specified conditions and circumstances and within availability of funds whenever adjustments are made in amount of the salaries of regular police; defining "regular police"; and declaring an emergency.

SB 250—By Grantham of the Senate and Peterson, Conaghan and Thompson of the House—An Act relating to public health and safety; providing any male person of the age of eighteen years or older may donate blood without parental permission in certain instances; and declaring an emergency.

SB 251—By Birdsong, Smalley, Garrett and Hargrave—An Act relating to insurance; amending 36 O. S. 1961, § 3611; prescribing grounds for disapproval of policy forms; providing for disapproval of forms granting insurer right of subrogation under medical, hospitalization or funeral expense coverages; and declaring an emergency.

SB 252—By Garrison and McGraw of the Senate and Connor, Green, Howard, Hunter and Peterson of the House—An Act relating to roads and highways; repealing Sections 636 and 637, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1968 § § 636 and 637); providing for utilization of services of the purchasing division of the State Board of Public Affairs by County Commissioners; making provisions of Act severable; fixing effective date; and declaring an emergency.

SB 253—By Berrong, Dacus, Young, Graves, Inhofe, Miller, Martin, Keels and Nichols of Senate and Mountford of House.—An Act relating to motor vehicles; amending 47 O. S. 1961, § 561, § 563, Subsection (f), § 564, Subsection (c), as amended by Section 6, Chapter 251,

O. S. L. 1967 (47 O. S. Supp. 1968, § 564, Subsection (c)) and § 565; providing schedule of fees for licenses; prescribing grounds for refusing, revoking or suspending motor vehicle dealer's license; and declaring an emergency.

SB 254—By McSpadden—An Act relating to revenue and taxation; providing for certain credits against income tax liability as an inducement for establishment of industries in small communities; and declaring an emergency.

SJR 14—By Birdsong—A Joint Resolution authorizing the sale and conveyance of certain real estate devised to and acquired by the Section of Services to the Blind; and specifying disposition and use of amounts received therefor.

SECOND READING

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

SB 238—Judiciary.

SB 239—Public Health.

SB 240—Governmental Affairs.

SB 241—Education.

SB 242—Roads and Highways.

SB 243—Governmental Affairs.

SB 244—Judiciary.

SB 245—Revenue and Taxation.

SB 246—Education.

SJR 13—Judiciary.

HB 1016—Business Relations.

HB 1208—Public Health.

HB 1278—Roads and Highways.

HB 1287—Judiciary.

HB 1296—Education.

HB 1303—Education.

HB 1312—Judiciary.

GENERAL ORDER

SB 192 by Hamilton, Medearis, Miller and Dacus of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Hamilton, **SB 192** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 192** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 192 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Berrong, Boecher, Ham, Holden, Phillips, Porter, Stansberry, Taliaferro.—8.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Berrong, Boecher, Ham, Holden, Phillips, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 192 was referred for engrossment.

GENERAL ORDER

SB 160 by Howard was read and considered.

Senators Smith, McSpadden, Smalley, Bradley and Inhofe asked to be made co-authors of **SB 160**, which was the order.

Upon motion of Senator Howard, **SB 160** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 160** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 160 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Berrong, Boecher, Ham, Miller, Phillips, Porter, Taliaferro.—7.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Berrong, Boecher, Ham, Miller, Phillips, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 160 was referred for engrossment.

GENERAL ORDER

Senator Romang moved that **SB 182** be ordered withdrawn from the Calendar and

the Bill be re-referred to the Judiciary Committee, which motion was declared adopted.

Senator Romang moved that **SB 183** be ordered withdrawn from the Calendar and the Bill be referred to the Municipal Government Committee, which motion was declared adopted.

HB 1229 by Derryberry, et al, of the House and Field, Terrill and McSpadden of the Senate was read and considered.

Upon motion of Senator Field, **HB 1229** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Berrong, Boecher, Graves, Ham, Phillips, Porter, Taliaferro.—7.

The bill was declared passed.

Senator Berrong asked to be shown present, which was the order.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short,

Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Boecher, Graves, Ham, Phillips, Porter, Taliaferro.—6.

The emergency was declared passed.

HB 1229 was ordered withheld pursuant to Rule 19-f.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 1302 by Goodfellow, et al, of the House and Baldwin of the Senate was read and considered.

Senators Smalley, Field, Berrong and Dacus asked to be made coauthors of **HB 1302**, which was the order.

Upon motion of Senator Baldwin, **HB 1302** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1302** was placed upon third reading and final passage.

THIRD READING

HB 1302 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, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McGraw, McSpadden, Massey, Medearis, Murphy, Nichols, Payne, Romang, Smalley, Terrill, Williams, Young.—30.

Nay: Baggett, Birdsong, Bradley, Crow, Hargrave, Keels, McCune, Martin, Miller, Short, Smith, Stansberry, Stipe.—13.

Excused: Boecher, Graves, Phillips, Porter, Taliaferro.—5.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McGraw, McSpad-

den, Massey, Medearis, Murphy, Nichols, Payne, Romang, Smalley, Smith, Terrill, Williams, Young.—33.

Nay: Baggett, Bradley, Crow, Keels, McCune, Martin, Miller, Short, Stansberry, Stipe.—10.

Excused: Boecher, Graves, Phillips, Porter, Taliaferro.—5.

The emergency was declared passed.

HB 1302 was ordered withheld pursuant to Rule 19-f.

Senator Field presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1012** and **1013**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 212 and **SCR 14** each correctly engrossed.

SBs 34, 35, 43, 74, 78, 130 and **SR 11** each correctly enrolled.

Engrossed **SB 212** and **SCR 14** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 34, 35, 43, 74, 78** and **130** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 11** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 186 by Martin was read and considered.

Senators Luton and Miller asked to be made coauthors of **SB 186**, which was the order.

Upon motion of Senator Martin, **SB 186** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 186** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 186 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Crow, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—28.

Nay: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Horn, Inhofe, McCune, McGraw, Payne, Romang, Short, Young.—16.

Excused: Boecher, Phillips, Porter, Taliaferro.—4.

The bill was declared passed.

SB 186 was referred for engrossment.

GENERAL ORDER

SB 207 by Smith was read and considered.

Upon motion of President Pro Tempore Smith, **SB 207** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 207** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 207 was read for the third time at length.

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

Aye: Baldwin, Bradley, Crow, Dacus, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin,

Massey, Medearis, Miller, Murphy, Nichols, Smith, Terrill.—25.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Ferrell, Garrison, Inhofe, Lane, McCune, McGraw, Payne, Romang, Short, Smalley, Stansberry, Stipe, Williams, Young.—18.

Excused: Atkinson, Boecher, Phillips, Porter, Taliaferro.—5.

The bill was declared passed.

SB 207 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Stipe moved that the vote be reconsidered by which **SB 207** passed.

Senator Boecher asked to be shown present, which was the order.

GENERAL ORDER

HB 1092 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Senator Payne asked to be made a co-author of **HB 1092**, which was the order.

Upon motion of Senator McSpadden **HB 1092** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Romang, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Nay: Short.—1.

1138, page 1, beginning on line 1, by striking after the numeral "1" all language down through the word "alarm" on line 6, and substituting therefor the language "for the purposes of this act "riot" means that crime defined in 21 O.S. 1311", which amendment was declared adopted.

Senator Ferrell asked unanimous consent that his name be withdrawn as a coauthor of **HB 1138**, which was the order.

Senator Stipe moved to amend **HB 1138**, page 2, line 1, by striking all of Section 2, and by renumbering the remaining sections accordingly, which amendment was tabled upon motion of Senator Grantham.

Senator Hamilton moved to strike **HB 1138** from the Calendar, which motion was tabled upon motion of Senator Grantham.

Upon motion of Senator Grantham, **HB 1138**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **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, Boecher, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Inhofe, Keels, Martin, Miller, Murphy, Payne, Romang, Smith, Stansberry, Williams, Young.—20.

Nay: Baggett, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Hamilton, Howard, Lane, Luton, McCune, McGraw, McSpadden, Nichols, Short, Smalley, Stipe, Terrill.—20.

Excused: Breckinridge, Hargrave, Horn, Massey, Medearis, Phillips, Porter, Taliaferro.—8.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator

Grantham moved that the vote be reconsidered by which **HB 1138** failed of passage.

GENERAL ORDER

Senator Terrill moved that **HB 1273** be withdrawn from the Calendar and re-referred to the Committee on Revenue and Taxation for the purpose of adding a Senate Author, which motion, by unanimous consent, he withdrew.

President Pro Tempore Smith asked unanimous consent that Senator Baldwin be shown as the Senate Author of **HB 1273**, which was the order.

SB 208 by Berrong of the Senate and Ferrell of the House was read and considered.

By unanimous consent, upon request of Senator Berrong, further consideration of **SB 208** was deferred for this legislative day.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1034**, as amended.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 34, 35, 43, 74, 78 and 130.

The above numbered Enrolled Bills were referred to the Governor.

BILLS RELEASED

As provided under Rule 19-f, **HBs 1229** and **1302** were properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Thirty-first Legislative Day

Thursday, February 27, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—38.

Excused: Baldwin, Breckinridge, Field, Howard, Inhofe, Luton, Phillips, Porter, Stansberry, Taliaferro.—10.

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 Hargrave:

O God, give us the wisdom and courage to make wise decisions and then to act upon them. Let us not be a hindrance to Thy work because we fear making decisions or because we do not have the courage to act upon the decisions we may make. Forgive us when we err in judgment, O God, but let us not be afraid to make honest mistakes. We know infinite wisdom belongeth only to Thee and our best knowledge is but a reflection of Thy truth. May we never refuse to act when action is demanded of us because we do not have perfect knowledge. We plead for the action of Thy Holy Spirit upon all we think and do. When we think and act ac-

cording to Thy will, O God, may Thy Spirit work through and in us. When, in our thoughts and deeds, we forget Thee, then let Thy Spirit work over us, and in spite of us. May Thy mind and Thy work ultimately prevail; through Jesus Christ our Lord. Amen.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Short, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Mrs. Ruth Stanart, R.N. of Oklahoma City as Nurse of Day, February 26, 1969.

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

CONCURRENT CITATION

Upon motion of Senator Howard, joined by Senator Smith, and coauthored by Poulos of the House, a Citation of Congratulations was ordered issued to Mrs. Dolly Clara Wilson of Tulsa, Oklahoma, who because of her many years as an outstanding and influential spokesman for the people of Tulsa, as well as all Oklahomans, has often been called the "Grand Old Lady of Oklahoma Democrats", and who today still takes an active part in related issues, recently celebrated her 90th birthday.

Message was ordered sent advising the Honorable House of Senate action pursuant to Senate Concurrent Citation No. 1.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1050—By McCune of the House and Smalley of the Senate—An Act relating to municipal courts; amending 11 O. S. 1961, § 958.10, as amended by Section 7, Chapter 391, O. S. L. 1968 (11 O. S. Supp. 1968, § 958.10); providing minimum at which fees and mileage of jurors and witnesses in municipal court shall be set by ordinance of a city; providing exceptions; and declaring an emergency.

HB 1073—By Connor, Hunter and Green of the House and Garrison and Williams of the Senate—An Act relating to the office of the Chief Mine Inspector; increasing the salary of said Chief Mine Inspector; prescribing effective date; directing codification; and declaring an emergency.

HB 1157—By Mountford—An Act relating to counties; amending Sections 1, 2, 3 and 4, Chapter 164, O. S. L. 1968 (19 O. S. Supp. 1968, §§ 1101, 1102, 1103 and 1104); providing financing of economic development program; providing purpose for expenditure of funds; providing additional duties for advisory committee; providing cooperative programs for two or more counties; and declaring an emergency.

HB 1183—By McCune—An Act relating to insurance; amending 36 O. S. 1961, § 2610; fixing limitations upon expenses, and providing for investment of funds of non-profit hospital service and medical indemnity corporations.

HB 1233—By Thompson and McCune—An Act relating to appeal in criminal cases; repealing 22 O. S. 1961, §§ 1055, 1059, 1061, 1063, 1064 and 1060, as amended by Section 3, Chapter 113, O. S. L. 1965 (22 O. S. Supp. 1968, § 1060); and declaring an emergency.

HB 1235—By Miskelly—An Act relating to state officers and employees; amending 74 O. S. 1961, § 154; establishing minimum qualifications for appointment as

agent, inspector, or chief agent of the Oklahoma Bureau of Investigation; repealing five-year experience requirement and probationary period of one year; providing that salaries be governed in accordance with merit system; and declaring an emergency.

HB 1236—By Miskelly—An Act relating to criminal procedure; providing that all stolen or unclaimed property held for at least two years by the Oklahoma Bureau of Investigation with the rightful owners being unknown can be sold by Sheriff's sale; providing for special and public notice of sale; providing money received shall be deposited in General Revenue Fund; and declaring an emergency.

HB 1281—By Mountford—An Act relating to licensing and taxation of motor vehicles; defining "motor homes" and classifying same for license fee purposes; providing that license fees thereon not in lieu of ad valorem taxation; providing that all other provisions of motor vehicle license and registration law, title law, and vehicle excise tax law consistent herewith continue to apply to motor homes; fixing license fees and providing for apportionment of same; fixing effective date; and declaring an emergency.

HB 1350—By Jones—An Act relating to civil procedure; amending 12 O. S. 1961, § 28; providing for issuance and preparation of writs and orders for provisional remedies and process; and eliminating requirement for praecipe.

HB 1358—By McCune and Willis of the House and Luton of the Senate—An Act relating to procedure for disbursement of costs and fees collected by Court Clerk and belonging to another person; amending Section 11, Chapter 122, O. S. L. 1967 (28 O. S. Supp. 1968, Sec. 106); providing a period of three years for filing claims against the court fund; and declaring an emergency.

HB 1375—By Bamberger, McCune and Willis of the House and Luton of the Senate—An Act relating to costs of trial on change of venue; amending 22 O. S. 1961,

§ 562; imposing liability for expense of trial on change of venue on the State Judicial Fund; providing procedure for payment of expenses incident to trial by the State Judicial Fund to the Court Fund to which the action was removed; and declaring an emergency.

HB 1412—By Raibourn and Thornhill—An Act relating to game and fish; amending 29 O. S. 1961, § 524, as amended by Section 1, Chapter 109, O. S. L. 1965 (29 O. S. Supp. 1968, § 524); prohibiting headlighting and use of vehicles in the hunting of certain animals; providing that the carrying of bows or guns and a spotlight be considered as prima facie evidence of spotlighting; prescribing penalties.

HB 1413—By Raibourn and Thornhill—An Act relating to fur-bearing animals; amending 29 O. S. 1961, § 308; providing for the designation of certain animals as fur-bearing animals.

The above numbered **HBs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs** 1034, 1229 and 1302.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB** 71, as amended.

HA to **SB** 71 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE to read as follows: (JUNIOR COLLEGES EMERGENCY)

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 41, 52, 72, 76, 160, 186, 192 and **HB** 1092 each correctly engrossed.

SB 189 correctly enrolled.

Engrossed **SBs** 41, 52, 72, 76, 160, 186, and 192 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB** 1092, as amended, was properly signed and ordered returned to the Honorable House.

Enrolled **SB** 189 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, as amended:

SB 45—Municipal Government — Coauthored by Ham, Smalley, Birdsong, Holden, Short, McCune and McGraw.

SB 181—Municipal Government — Coauthored by Luton, Graves and Murphy.

FIRST READING

The following Bills were introduced and read the first time:

SB 255—By McSpadden—An Act relating to the Oklahoma Capitol Improvement Authority; making an appropriation to complete building project for State Department of Public Safety; limiting amount of outstanding bonds for building or buildings for use of State Department of Public Safety; and declaring an emergency.

SB 256—By Atkinson—An Act relating to game and fish; amending 29 O. S. 1961, § 523; providing revocation of commercial license; and declaring an emergency.

SB 257—By Atkinson—An Act relating to game and fish; prohibiting the release of fish in any public waters of this state without the consent of the Wildlife Conservation Director; and declaring an emergency.

SB 258—By Lane—An Act relating to

game and fish; amending Section 1, Chapter 336, O. S. L. 1967, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252); providing for permit to train and work dogs; setting fee; and declaring an emergency.

SB 259—By Atkinson—An Act relating to game and fish; amending 29 O. S. 1961, § 102; defining term "game fish"; including flat-head catfish in the category of "game fish"; and declaring an emergency.

SB 260—By Atkinson—An Act relating to game and fish; amending 29 O. S. 1961, § 402; providing for taking of nongame fish by use of gigs, ropes, grab hooks and spears; requiring license; providing for limitations; and prescribing penalties.

SB 261—By Atkinson—An Act relating to game and fish; prohibiting hunting with weapons from sunset to sunrise except during legal open-fur season; and declaring an emergency.

SB 262—By Hargrave—An Act relating to criminal procedure; amending Section 1, Chapter 204, O. S. L. 1968 (22 O. S. Supp. 1968, § 991a); providing that the judge trying cause in which a person is convicted of commission of crime may suspend execution or imposition of sentence or a part thereof; fix conditions of probation or suspension of sentence; placing person under supervision of division of probation and parole; providing for revocation of probation and suspended sentence and imposition of sentence; and declaring an emergency.

SB 263—By Atkinson—An Act relating to game and fish; amending 29 O. S. 1961, § 832; prohibiting removal of minnows from state; requiring persons transporting minnows through Oklahoma to have in possession dated bill of sale signed by person from whom minnows were purchased.

SB 264—By Atkinson—An Act relating to fishing regulations; amending 29 O. S. 1961, § 401; providing for tagging of trotlines and throwlines; providing tags to be

secured from game and fish department for cost and handling fee; limiting such lines to two per person; providing lines to be run not less than every twenty-four hours; and declaring an emergency.

SB 265—By Crow—An Act relating to roads and highways; amending Section 646, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1968, § 646); providing for the exercise of certain powers by Boards of County Commissioners in establishing county roads; prescribing procedures for acquisition of certain rights of way for roads on section lines; repealing Sections 628 and 1201, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1968, §§ 628 and 1201); providing for severability; and declaring an emergency.

SECOND READING

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

SB 247—Governmental Affairs.

SB 248—Public Affairs.

SB 249—Municipal Government.

SB 250—Public Affairs.

SB 251—Business Relations.

SB 252—Roads and Highways.

SB 253—Roads and Highways.

SB 254—Revenue and Taxation.

SJR 14—Governmental Affairs.

HB 1012—Education.

HB 1199—Governmental Affairs.

HB 1206—Governmental Affairs.

HB 1212—Governmental Affairs.

HB 1237—Education.

HB 1301—Public Affairs.

HB 1306—Judiciary.

HB 1322—Roads and Highways.

HB 1330—Governmental Affairs.

HB 1335—Governmental Affairs.

HB 1342—Roads and Highways.

HB 1348—Roads and Highways.

HB 1371—Roads and Highways.

HB 1372—Roads and Highways.

HB 1373—Roads and Highways.
HB 1419—Municipal Government.

BILLS RE-REFERRED

By unanimous consent, upon request of Senator Martin, **HBs 1208** and **1033** were ordered withdrawn from the Committee on Public Health and referred to the Committee on Appropriations and Budget.

GENERAL ORDER

SB 208 by Berrong of the Senate and Ferrell of the House was called up for further consideration.

Upon motion of Senator Berrong, **SB 208** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 208** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 208 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Baldwin, Breckinridge, Field, Hamilton, Howard, Inhofe, Luton, Phillips, 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, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short,

Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Baldwin, Breckinridge, Field, Hamilton, Howard, Inhofe, Luton, Phillips, Porter, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 208 was referred for engrossment.

Senators Baldwin, Inhofe and Luton asked to be shown present, which was the order.

GENERAL ORDER

SJR 10 by McSpadden was read and considered.

Upon motion of Senator McSpadden, **SJR 10** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SJR 10** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 10 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Breckinridge, Field, Garrett, Howard, Lane, Phillips, Porter, Stansberry, Taliaferro.—9.

The Resolution was declared passed.

SJR 10 was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

HB 1109 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1109** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1109** was 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: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—38.

Excused: Baggett, Breckinridge, Crow, Field, Garrett, Lane, Phillips, Porter, Stansberry, Taliaferro.—10.

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, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—38.

Excused: Baggett, Breckinridge, Crow, Field, Garrett, Lane, Phillips, Porter, Stansberry, Taliaferro.—10.

The emergency was declared passed.

HB 1109 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1110 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1110** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1110** was placed upon third reading and final passage.

THIRD READING

HB 1110 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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Breckinridge, Field, Garrett, Holden, Howard, Phillips, Porter, Stansberry, Taliaferro.—9.

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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Breckinridge, Field, Garrett, Holden, Howard, Phillips, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

HB 1110 was ordered withheld pursuant to Rule 19-f.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

HB 1137 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Senators Miller and Atkinson asked to

be made coauthors of **HB 1137**, which was the order.

Upon motion of Senator McSpadden, **HB 1137** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Breckinridge, Field, Garrett, Howard, Phillips, Porter, 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Breckinridge, Field, Garrett, Howard, Phillips, Porter, Taliaferro.—7.

The emergency was declared passed.

HB 1137 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 63 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Senator McSpadden moved to amend **SB 63** by striking the title thereof, which amendment was declared adopted.

Upon motion of Senator McSpadden, **SB 63** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 63** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 63 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Breckinridge, Field, Garrett, Howard, Massey, Phillips, 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Breckinridge, Field, Garrett, Howard, Massey, Phillips, Porter, Taliaferro.—9.

The emergency was declared passed.

SB 63, as amended, was referred for engrossment.

GENERAL ORDER

HB 1162 by Sandlin, et al, of the House

and Short, Crow and Grantham of the Senate was read and considered.

Following discussion, Senator Short asked unanimous consent that further consideration of **HB 1162** be deferred for this legislative day.

HB 1081 by Privett, et al, of the House and Smith and Howard of the Senate was read and considered.

Senator Terrill asked to be made a co-author of **HB 1081**, which was the order.

Upon motion of President Pro Tempore Smith, **HB 1081** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **HB 1081** was placed upon third reading.

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, Ber-
rong, Birdsong, Boecher, Bradley, Crow,
Dacus, Ferrell, Garrison, Grantham,
Graves, Ham, Hamilton, Hargrave, Horn,
Howard, Inhofe, Keels, Lane, Luton, Mc-
Cune, McGraw, McSpadden, Martin, Mas-
sey, Medearis, Miller, Murphy, Nichols,
Payne, Romang, Short, Smalley, Smith,
Stansberry, Stipe, Terrill, Williams,
Young.—41.

Excused: Breckinridge, Field, Garrett,
Holden, Phillips, Porter, Taliaferro.—7.

The bill was declared passed.

HB 1081 was ordered withheld pursuant
to Rule 19-f.

President Pro Tempore Smith presid-
ing.

THIRD READING

HB 1131 was read for the third time.

Senator Ham asked unanimous consent
that he be shown as a coauthor of **HB**
1131, which was the order.

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

Aye: Garrett, Grantham, Ham, Hamil-
ton, Holden, Horn, Lane, Luton, Medearis,
Murphy, Payne, Smith, Stipe, Young.—14.

Nay: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Bradley, Crow,
Dacus, Ferrell, Garrison, Graves, Har-
grave, Howard, Inhofe, Keels, McCune,
McGraw, Martin, Miller, Nichols, Ro-
mang, Short, Smalley, Terrill, Williams.
—26.

Excused: Breckinridge, Field, McSpad-
den, Massey, Phillips, Porter, Stansberry,
Taliaferro.—8.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator
Grantham moved that the vote be recon-
sidered by which **HB 1131**, as amended,
failed of passage.

GENERAL ORDER

SB 210 by Romang and Young was read
and considered.

Senator Hargrave asked to be made a
coauthor of **SB 210**, which was the order.

Upon motion of Senator Hargrave, **SB**
210 was advanced to engrossment.

By unanimous consent, upon request of
Senator Hargrave, **SB 210** was considered
engrossed and placed upon third reading
and final passage.

THIRD READING

SB 210 was read for the third time at
length.

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

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Bradley, Crow,
Dacus, Ferrell, Garrett, Garrison, Gran-
tham, Graves, Ham, Hamilton, Hargrave,
Holden, Horn, Howard, Inhofe, Keels,
Lane, Luton, McCune, McGraw, Martin,
Medearis, Miller, Murphy, Nichols, Payne,
Romang, Short, Smalley, Smith, Stipe,
Terrill, Williams, Young.—40.

Excused: Breckinridge, Field, McSpad-

den, Massey, Phillips, Porter, Stansberry, 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Breckinridge, Field, McSpadden, Massey, Phillips, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 210 was referred for engrossment.

Senator Breckinridge asked to be shown present, which was the order.

GENERAL ORDER

SB 38 by Garrison, McGraw and Short of the Senate and Connor, et al, of the House was read and considered.

Senator Hamilton, joined by Senator Martin, moved to amend SB 38, page 1, line 2, by inserting after the word "county" and before the word "in" the language "having less than five dependent school districts" and on line 5, page 2, by inserting after the word "Schools" and before the word "are" the language "which are abolished or may be abolished in the future" and by amending the title to conform thereto, which amendment was declared failed of adoption.

Senator Ham, joined by Senator Dacus, moved to amend SB 38, page 2, line 4, by striking all of Section 2, which amendment was tabled upon motion of Senator Garrison upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Crow, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, Medearis, Miller,

Murphy, Nichols, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—30.

Nay: Dacus, Ferrell, Graves, Ham, Hamilton, Horn, Lane, McSpadden, Martin, Massey, Payne, Stipe.—12.

Excused: Boecher, Field, Phillips, Porter, Stansberry, Taliaferro.—6.

Senator Hamilton moved to amend SB 38, beginning on page 1, by striking all of Sections 1, 2 and 3, and substituting therefor the following: "The County Superintendent in each county shall act as the coordinating agency for all school districts to prepare the paperwork necessary to acquire federal funds and act as liaison for said schools and all federal agencies to keep abreast of the programs available. Said Superintendent shall keep permanent census records for all school districts; shall act as liaison for all of said schools with the State Board and Department of Education and shall distribute information to said schools. Said Superintendent shall visit all schools within the county at least twice each month, and visit the State Department of Education once a month; in addition to all present statutory duties," which amendment was tabled upon motion of Senator Nichols.

Senator Stipe moved to amend SB 38, page 2, line 7, after the syllable "tion" by striking the period (.) and substituting therefor a semi-colon (;), and adding the language "which State Board of Education shall be elected by all the voters at the next regular primary and general election," which amendment was tabled upon motion of Senator Garrison upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Hargrave, Howard, Inhofe, Keels, McCune, McGraw, Medearis, Miller, Nichols, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—26.

Nay: Boecher, Crow, Dacus, Ferrell, Graves, Ham, Hamilton, Holden, Horn,

Lane, Luton, McSpadden, Martin, Massey, Murphy, Payne, Stipe, Young.—18.

Excused: Field, Phillips, Porter, Taliaferro.—4.

Senator Garrison moved that **SB 38** be advanced to engrossment.

Senator Hamilton, as a substitute for the Garrison motion, moved that the vote be reconsidered by which his first amendment to **SB 38** failed of passage, which motion the President Pro Tempore declared out of order, stating that the motion to advance is a "prior motion."

The vote occurring upon the Garrison motion it was declared adopted.

Senator Garrison asked unanimous consent that **SB 38** be considered engrossed and placed upon third reading and final passage, to which objection was voiced.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1195 correctly engrossed.

Engrossed SAs to and Engrossed **HB 1195**, as amended, were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 189**.

The above numbered Enrolled Bill was referred to the Governor.

BILLS RELEASED

As provided under Rule 19-f, **HBs 1081, 1109, 1110 and 1137** were properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., Monday, March 3, 1969.

Thirty-second Legislative Day

Monday, March 3, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Baldwin, Bradley, McSpadden, Porter, Taliaferro.—5.

The President declared a quorum present.

The following prayer was offered by the Chaplain, Father F. L. O'Brien, Pastor of the Immaculate Conception Church, Tulsa, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Payne:

O, God, who desires that all men have ample opportunity and knowledge—we pray Your blessing will be upon those who strive to fulfill Your desire in this endeavor. We, here assembled, are interested in our fellowmen. May these leaders of our state have a strong faith in You and not lose faith in themselves. Grant them the courage they need to carry out the principles on which our American way of life was founded.

Inspire them to use their resources to help our people. Fill them with renewed faith and strength and courage, so that the

battle for the betterment of mankind may be won. May they be as bridge-builders of peace between men. When they speak and write, may they honor truth and respect love; when they gather in meetings, may they listen to one another with open minds. May our people find in them, a recovery of hope and a unity of goal.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising adoption of motion for issuance of and the signing of Senate Concurrent Citation No. 1 by the Oklahoma State Legislature to Mrs. Dolly Clara Wilson of Tulsa, Oklahoma.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1220—By Peterson, McCune and Camp—An Act relating to criminal procedure; amending 22 O. S. 1961, § 1222; providing grounds for issuance of search warrants; providing for nature of property to be seized, and providing for the seizure of evidentiary material; and declaring an emergency.

HB 1224—By McCune, Hancock, Peterson, Camp, Goodfellow, Smithey and Wixson.—An Act relating to criminal procedure; providing for notice of appeal, stay of execution after conviction in certain cases; providing for granting bail after conviction in certain cases and in other cases to be in the discretion of the court;

providing for time to make appeal bond, time in which the execution of judgment shall be stayed; granting power to require new or additional bond; providing for review on habeas corpus; repealing 22 O. S. 1961, Sections 1057 and 1103, and other conflicting laws and parts of laws; and declaring an emergency.

HB 1225—By Thompson and McCune—An Act relating to criminal procedure; providing that sworn statements may be taken by a District Attorney or peace officer of any person having knowledge of a criminal offense; providing that such statement may be used to impeach a witness who gives contradictory testimony; directing codification; and declaring an emergency.

HB 1309—By Bengtson—An Act relating to public works; stating terms; providing that preference be given to contractors residing in Oklahoma; providing for awarding of contracts; providing for exceptions; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

HB 1329—By Briscoe, Abbott and Ford—An Act relating to motor vehicles; amending 47 O. S. 1961, § 22.5d; providing for the licensing and taxation of house trailers or mobile homes and classifying same for such purposes; fixing amount of license fee and providing that same is not in lieu of ad valorem taxation; providing for apportionment of license fees; providing operative date; and declaring an emergency.

HB 1387—By Howard, Tarwater and Vann—An Act relating to game and fish; amending 29 O. S. 1961, §§ 305 and 317; legalizing falconry as a means for hunting and taking game; directing codification; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and trans-

mitting for signature Enrolled HBs 1081, 1109, 1110 and 1137.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CITATIONS

Upon motion of President Pro Tempore Smith, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Order of DeMolay, Highland Park Chapter, Tulsa, Oklahoma.

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Mrs. Bernice Moore, R.N., Langston, Oklahoma for serving as Nurse of the Day, January, 29, 1969.

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Dr. Jack C. Mileham, Chandler, Oklahoma, for serving as Doctor of the Day, February 12, 1969.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 63, 208, 210 and SJR 10 each correctly engrossed.

Engrossed SBs 63, 208, 210 and SJR 10 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 188—Judiciary.

HB 1048—Judiciary—Coauthored by Young.

DO PASS, as amended:

SB 214—Roads and Highways.

HB 1053—Judiciary—Coauthored by Garrett.

HB 1245—Roads and Highways.

HB 1269—Agriculture — Coauthored by Atkinson.

HB 1270 — Agriculture — Coauthored by Atkinson.

HB 1289—Roads and Highways—Show Baggett as Senate author and Atkinson, Ferrell and Murphy as coauthors.

RESOLUTIONS

SR 13 By Murphy was introduced.

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

SR 13, as coauthored, was read at length as follows, adopted upon motion of Senator Murphy, and ordered referred for enrollment:

SR 13—By Murphy, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young—A Resolution applauding and commending Oklahoma State University for its continuing programs of international education and service.

WHEREAS, Oklahoma State University, long heralded for the many excellent educational programs offered by its faculty and staff, and as a friendly campus for students of all races, colors, and creeds, has received from the Institute of International Education and Reader's Digest Foundation the 1969 Award for Distinguished Service in international education and cultural relations; and

WHEREAS, the Institute of International Education and the Reader's Digest Foundation, in presenting the Distinguished Service Award to Oklahoma State University, "heartily commended the University for demonstrating the diversity of international educational programs and for proving first-hand the magnificent results of enabling others to help themselves"; and

WHEREAS, the formal award citation commends the University "for its significant contribution to the cause of international understanding through educational assistance programs in Ethiopia, in Pakistan, in Thailand, and in Latin America"; and

WHEREAS, Oklahoma State University, under the leadership of former President Henry G. Bennett, was the first American university to provide educational assistance to emerging nations around the world; and

WHEREAS, Oklahoma State University's leadership in "helping foreign nations to help themselves" has continued subsequently under the leadership of Presidents Oliver S. Willham and Robert B. Kamm; and

WHEREAS, the activities, efforts and achievements in international education and service by Oklahoma State University, its administration, its faculty, and its students, have won the admiration of the nation and the world, and have quickened the pride of Oklahoma citizens, and thusly are most deserving of official recognition by this Legislature.

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

SECTION 1. The Senate hereby commends Oklahoma State University for its outstanding service to emerging nations and for its receipt of the Institute of International Education and Reader's Digest Foundation 1969 Award for Distinguished

Service in international education and cultural relations.

SECTION 2. The Senate takes this means to express the appreciation of the people of this state to Oklahoma State University for its fine achievements in the field of educational assistance to emerging nations which brings great credit and honor to the state.

SECTION 3. A duly authenticated copy of this resolution shall be forwarded to the President of Oklahoma State University as a tribute of appreciation for the fine work done by Oklahoma State University.

Senator Berrong introduced the following Resolution which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 14—by Berrong—A Resolution relating to interim study of compensation paid certain state officers and employees; requesting the Executive Committee of the State Legislative Council to provide for said study; directing an evaluation of salaries paid department heads and other executive-type personnel in relation to duties, responsibilities, and work performed; directing a report of findings; and requiring recommendations concerning a reasonable and equitable policy governing compensation for said personnel.

WHEREAS, state governments generally, including Oklahoma, have given inadequate attention to formulating sound and equitable salary and wage policies for their officers and employees; and

WHEREAS, in the absence of such policies wide disparities and inequities exist in state compensation schedules; and

WHEREAS, many such disparities result from individual and isolated piecemeal salary increases authorized without relation to the overall schedule of salaries of other state officers and employees; and

WHEREAS, the Oklahoma Legislature, in the enactment of the State Salary Administration Act of 1957, the Merit System of Personnel Administration Act of 1959,

and in other measures, has sought to provide equitable and uniform compensation schedules of state employees for like work performed, through establishing uniform job and salary classifications, and

WHEREAS, similar attention has not been directed to formulating a reasonable and equitable salary policy as regards officers and employees in the unclassified service, particularly for department and agency heads, executive assistants and other executive-type personnel; and

WHEREAS, when evaluated on the basis of comparable duties, responsibilities, work load and the overall importance of the department or agency to state government and to the public, wide disparities, which vary in some cases by as much as several thousand dollars annually, exist in the salaries of such officers and employees; and

WHEREAS, each session the legislature fixes individual salaries for a number of officers and employees and no reasonable and equitable policy has been adopted in regard thereto; and

WHEREAS, the problem is of such significance and magnitude that it will require detailed interim study for an equitable solution.

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

SECTION 1. The Executive Committee of the State Legislative Council is hereby requested to create a special committee or to assign to an appropriate standing committee a study project for evaluating the salaries and other compensation received by department or agency heads, executive assistants and other executive-type personnel in state government, in direct relation to the duties, responsibilities and work performed by said personnel, the significance to the taxpayer of the department or agency concerned and other factors and considerations bearing a

relationship to the amount which should be paid as salary.

SECTION 2. At the conclusion of its study, which shall be not later than November 15, 1969, the committee of reference shall prepare a report of findings, together with recommendations, including a proposed policy for the standardization of salaries, with the objective of providing that similar duties, responsibilities and work performed shall carry similar salary and that the varying degrees of importance of the position to state government and to the public generally shall be equitably reflected in the compensation schedule.

SECTION 3. The report and recommendations herein required shall be submitted by the Executive Committee, together with its action thereon, to the Second Session of the Thirty-second Legislature.

SCR 15 by Stipe was introduced and read as follows:

A Concurrent Resolution memorializing the Federal Reserve Board to reassess the recent raise in the discount rate and consider revising same downward; and directing distribution.

Senator Payne asked to be made co-author of **SCR 15**, which was the order.

SCR 15, as coauthored, was read at length, adopted upon motion of Senator Stipe and ordered referred for engrossment.

FIRST READING

The following Bills were introduced and read the first time:

SB 266—By Howard—An Act relating to cities and towns; amending 11 O. S. 1961, § 1427; removing a prohibition against the recording of certain deeds not shown to have the approval of the planning commission; defining the term "subdivision"; and declaring an emergency.

SB 267—By Baggett—An Act relating to public health and safety; amending 63 O. S. 1961, § 91, to provide the Dean of the University of Oklahoma School of Med-

icine or, his designate, shall be chairman-member of the State Anatomical Board; and declaring an emergency.

SB 268—By Baggett—An Act relating to medical research; amending Section 1, Chapter 73, O. S. L. 1963, as amended by Section 1, Chapter 385, O. S. L. 1968 (63 O. S. Supp. 1968, § 47.1), to provide the Executive Vice President-Director of Research of the Oklahoma Medical Research Foundation, or his designate, shall be a member of the Medical Research Commission; and declaring an emergency.

SB 269—By Baggett—An Act relating to public health and safety; amending 63 O. S. 1961, § 931, to provide the Dean of the Medical School of the University of Oklahoma, or his designate, shall be a member of the Board of Unexplained Deaths; and declaring an emergency.

SB 270—By Dacus, Young, Atkinson and Martin—An Act relating to farm truck license plates; requiring same to be designated by adding the letter "F" to county prefix letters; authorizing Tax Commission to prescribe number of characters and size of same; repealing Paragraph (7), Subsection (b), Section 1, Chapter 67, O. S. L. 1963 (47 O. S. Supp. 1968, § 22.4(b) (7)); requiring codification; and making Act effective as to 1970 license plates.

SB 271—By Smith and Howard—An Act relating to licensing and registration of motor vehicles; defining "motor homes" for license, registration and excise tax purposes; providing the amount of the license fee and the excise tax for the first and subsequent years on registration of motor homes; providing that special delivery licenses or drive-away permits shall not be issued for motor homes; providing for the apportionment of the license fees and excise tax collected on motor homes; providing for codification; fixing effective date; and declaring an emergency.

SB 272—By Garrett—An Act relating to counties and county officers; amending 19 O. S. 1961, § 956, as last amended by Section 1, Chapter 253, O. S. L. 1968 (19 O. S.

Supp. 1968, § 956); providing eligibility of county retirement benefits; providing for military service; providing for spouse of deceased county employee to receive benefits; and declaring an emergency.

SB 273—By Garrett—An Act relating to revenue and taxation; amending Section 2, Chapter 501, O. S. L. 1965 (68 O. S. Supp. 1968, § 24318); increasing rate of interest on redemption from lien resulting from tax sale; and declaring an emergency.

SB 274—By Payne—An Act relating to cities and towns; amending 11 O.S. 1961, § 23b, relating to election of officials, to provide for election of two councilmen from each ward to serve terms concurrently with term of mayor, when authorized by appropriate ordinance; and declaring an emergency.

SB 275—By Romang—An Act relating to juries; providing number of jurors in civil cases; and declaring an emergency.

SB 276—By Romang—An Act relating to motor vehicles; amending Section 1, Chapter 86, O. S. L. 1967 (47 O. S. Supp. 1968, § 751); providing for chemical tests for operators of motor vehicles on public highways or streets, when enforcement officer has reasonable grounds to believe the person in actual control of such motor vehicle was under the influence of alcohol or intoxicating liquor; providing for payment of expense for tests from court fund; and declaring an emergency.

SB 277—By Grantham of the Senate and Conaghan and Peterson of the House—An Act relating to the Oklahoma Industrial Development and Park Department; making an appropriation thereto for continued study toward and restoration of the Deer Creek Indian Mounds complex; making the appropriation nonfiscal; and declaring an emergency.

SB 278—By Hargrave—An Act relating to public health and safety; authorizing reimbursement to employees of City-County Health Department for use of personally owned automobiles on official busi-

ness; fixing rate of reimbursement; and declaring an emergency.

SB 279—By Keels—An Act relating to county officers; providing for the purchase of liability insurance by elected county officers; and declaring an emergency.

SB 280—By Luton—An Act relating to employment security; amending 40 O. S. 1961, § 213, as amended by Section 1 of Chapter 398, O. S. L. 1967 (40 O. S. Supp. 1968, § 213), by adding a new subsection (f) to provide for payment of benefits while unemployed person is participating in job retraining; and declaring an emergency.

SB 281—By Luton—An Act relating to employment security; amending 40 O. S. 1961, § 213, as amended by Section 1 of Chapter 398, O. S. L. 1967 (40 O. S. Supp. 1968, § 213) to increase benefit amount; and declaring an emergency.

SB 282—By Luton—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. 1968, § 4-11); providing for eligibility of candidates for school district boards; providing that unopposed candidates shall be deemed to have been elected and that no election shall be held for such candidates; and declaring an emergency.

SB 283—By Luton—An Act relating to public health; amending Sections 4 and 5, Chapter 251, O. S. L. 1965, as amended by Sections 1 and 2, Chapter 339, O. S. L. 1967 (63 O. S. Supp. 1968, § § 1054 and 1055), to respectively redefine "persons of low income" and remove a provision the effect of which is to confine future activities of housing programs to certain cities in this state; making the provisions of this Act severable; and declaring an emergency.

SB 284—By Howard—An Act relating to county planning and zoning; authorizing creation of County Planning Commission; providing manner thereof, qualifications for membership thereon, membership and

terms of office of members; authorizing cost of operation, including employment of personnel, to be paid from funds appropriated by the concerned county; prescribing duties of said commission, including recommending to Board of County Commissioners a comprehensive plan, subdivisions, building-lines and zoning regulations; prescribing procedures in said commission and in County Board of Adjustment as to zoning matters; providing for enforcement of determinations of each and punishment for violations and for judicial review; providing the provisions of this Act shall be cumulative to other acts; providing for severability; and declaring an emergency.

SB 285—By Grantham of the Senate and Conaghan of the House—An Act relating to oil and gas; providing that purchasers of crude oil, gas and other minerals shall pay royalty interest owners on monthly basis; providing exceptions; and declaring an emergency.

SB 286—By McGraw, Howard, Short and Breckinridge—An Act relating to elections; making it unlawful to fail, refuse or neglect to discharge duty under election laws relating to voting machines, or to breach said laws, or to unlawfully possess, tamper with, break, impair, impede or otherwise interfere with voting machines or any part thereof; prescribing punishment; directing codification; and declaring an emergency.

SB 287—By Breckinridge—An Act relating to central purchasing; amending 74 O. S. 1961, § 85.12, as last amended by Section 1, Chapter 188, O. S. L. 1968 (74 O. S. Supp. 1968, § 85.12); excluding certain acquisitions from provisions of the Oklahoma Central Purchasing Act; providing that agencies, schools and cities or towns and county officers may, notwithstanding such exclusions, purchase under the Oklahoma Central Purchasing Act and may avail themselves of the services of the purchasing director thereof; 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 255—Appropriations and Budget.

SB 256—Agriculture.

SB 257—Agriculture.

SB 258—Agriculture.

SB 259—Agriculture.

SB 260—Agriculture.

SB 261—Agriculture.

SB 262—Judiciary.

SB 263—Agriculture.

SB 264—Agriculture.

SB 265—Roads and Highways.

HB 1050—Municipal Government.

HB 1073—Governmental Affairs.

HB 1157—Governmental Affairs.

HB 1183—Business Relations.

HB 1233—Judiciary.

HB 1235—Governmental Affairs.

HB 1236—Judiciary.

HB 1281—Revenue and Taxation.

HB 1350—Judiciary.

HB 1358—Judiciary.

HB 1375—Judiciary.

HB 1412—Agriculture.

HB 1413—Agriculture.

GENERAL ORDER

SB 13 by Grantham of the Senate and Conaghan, et al, of the House was read and considered.

Senator Hargrave asked to be made co-author of **SB 13**, which was the order.

Senator Field, joined by Senator Boecher, moved to amend **SB 13**, page 2, line 18, by adding after the word "Commission" the language "provided however this Act shall not apply to non-profit utilities cooperatives", which amendment was declared adopted.

President Pro Tempore Smith, joined by Senators Terrill, Nichols and Smalley, moved to amend SB 13, page 3, line 1, by striking all of Section 2 and inserting in lieu thereof the following: "Section 2. The Commission may require each utility under its jurisdiction to file, within sixty (60) days after the end of its fiscal year, an annual audit of its books and accounts certified by Independent Certified Public Accountants.

The Commission shall compile a list of ten (10) or more names of nationally recognized firms of Independent Certified Public Accountants and Professional Engineers qualified in the field of public utility accounting, rates and practices.

When any utility petitions the Commission for a general rate increase and the Commission orders a public hearing, said utility shall retain Accountants and Engineers selected from the aforesaid approved Commission list (not otherwise employed by or connected with the utility or an affiliate) to perform such investigation, under the direction of and as required by the Commission, of the utility's books, rates and practices and report the findings thereof to the Commission. Said Accountants and Engineers shall utilize information available from investigations and audits made by other Independent Accountants and Engineers and Governmental Agencies to the end that the Commission may be fully informed as to the true condition of the utility and may determine whether or not the proposed increase is fair, reasonable and not excessive".

Senator Payne moved to amend the Smith-Terrill-Nichols-Smalley amendment by inserting the word "detailed" before the word "audit" wherever such word appears in the amendment, which amendment was declared adopted.

The vote occurring upon the Smith-Terrill - Nichols - Smalley amendment, as amended, it was declared adopted.

Senator Grantham asked unanimous con-

sent that the Title of SB 13 be amended to conform to the body of the Bill, which was the order.

Upon motion of Senator Grantham, SB 13, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 13, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 13 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Baldwin, Bradley, Ham, McSpadden, Porter, Stipe, Taliaferro.—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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Baldwin, Bradley, Ham, McSpadden, Porter, Stipe, Taliaferro.—7.

The emergency was declared passed.

SB 13, as amended, was referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 221 by Garrison, Grantham, Keels, Crow and Williams of the Senate and Connor of the House was read and considered.

Senator Berrong asked to be made co-author of **SB 221**, which was the order.

Senator Crow moved to amend **SB 221**, page 4, line 17, by striking after the word "education" and before the word "shall", the word "and", inserting in lieu thereof the word "or", which amendment was tabled upon motion of Senator Garrison upon a roll call as follows:

Aye: Berrong, Birdsong, Breckinridge, Dacus, Ferrell, Field, Garrison, Hargrave, Holden, Inhofe, Keels, Luton, McCune, McGraw, Miller, Nichols, Romang, Short, Smalley, Stansberry, Williams.—21.

Nay: Atkinson, Boecher, Crow, Graves, Hamilton, Horn, Howard, Lane, Martin, Massey, Medearis, Murphy, Payne, Phillips, Smith, Stipe, Terrill, Young.—18.

Excused: Baggett, Baldwin, Bradley, Garrett, Grantham, Ham, McSpadden, Porter, Taliaferro.—9.

Senator Stipe moved to amend **SB 221**, page 1, line 5, by striking the word and figure "two (2)" and substituting therefor the word and figure "four (4)" and by making the same change on line 3, page 2, which amendment was tabled upon motion of Senator Berrong upon a roll call as follows:

Aye: Berrong, Breckinridge, Dacus, Ferrell, Field, Garrison, Inhofe, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Romang, Short, Stansberry, Williams.—18.

Nay: Atkinson, Birdsong, Crow, Graves, Hamilton, Horn, Howard, Keels, Lane, Martin, Massey, Payne, Phillips, Smalley, Smith, Stipe, Terrill.—17.

Excused: Baggett, Baldwin, Boecher, Bradley, Garrett, Grantham, Ham, Hargrave, Holden, McSpadden, Porter, Taliaferro, Young.—13.

Senator Miller moved to amend **SB 221**, page 5, line 4, by adding after the word

"assessor" and before the word "provided", the sentence "The State Tax Commission shall certify to each County Election Board that said candidate has successfully passed said examination before said Election Board accepts the filing of the notification and declaration".

Senator Hamilton moved to table the Miller amendment, which motion was declared failed of adoption.

The vote occurring upon the Miller amendment, it was declared adopted.

Upon motion of Senator Garrison, **SB 221**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 221**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 221 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Howard, Inhofe, Keels, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stansberry, Terrill, Williams.—26.

Nay: Graves, Hamilton, Horn, Lane, Luton, Martin, Massey, Phillips, Smith, Stipe.—10.

Excused: Baggett, Baldwin, Bradley, Garrett, Grantham, Ham, Hargrave, Holden, McSpadden, Porter, Taliaferro, Young.—12.

The bill was declared passed.

SB 221, as amended, was referred for engrossment.

GENERAL ORDER

SB 143 by Howard was read and considered.

Senator McGraw asked to be made co-author of **SB 143**, which was the order.

Upon motion of Senator Howard, **SB 143** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 143** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 143 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Breckinridge, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—33.

Nay: Boecher, Crow, Horn, Lane.—4.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Porter, Taliaferro.—11.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Breckinridge, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—33.

Nay: Boecher, Crow, Horn, Lane.—4.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Porter, Taliaferro.—11.

The emergency was declared passed.

SB 143 was referred for engrossment.

GENERAL ORDER

HB 1160 by Connor of the House and Murphy, Smith and Garrison of the Senate was called up for further consideration.

Upon motion of Senator Murphy, **HB 1160** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1160** was placed upon third reading and final passage.

THIRD READING

HB 1160 was read for the third time at length.

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

Aye: Boecher, Breckinridge, Crow, Ferrell, Field, Graves, Hamilton, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stansberry, Terrill, Williams.—27.

Nay: Atkinson, Berrong, Birdsong, Dacus, Horn, Keels, Massey, Smalley.—8.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Porter, Stipe, Taliaferro, Young.—13.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Boecher, Breckinridge, Crow, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Nay: Birdsong, Dacus, Keels.—3.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Porter, Stipe, Taliaferro, Young.—13.

The emergency was declared passed.

HB 1160 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1124 by Townsend, et al, of the House and Dacus, Short, Inhofe, McSpadden and

Hamilton of the Senate was read and considered.

Senators Ferrell, McGraw and McCune asked to be made coauthors of **HB 1124**, which was the order.

Upon motion of Senator Dacus, **HB 1124** was advanced to engrossment.

By unanimous consent, upon request of Senator Dacus, **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, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Porter, Stansberry, Taliaferro.—12.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Dacus moved that the vote be reconsidered by which **HB 1124** was passed.

Senator Dacus asked unanimous consent, which was granted, for immediate consideration of his motion.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams.—34.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Porter, Stansberry, Taliaferro, Young.—14.

THIRD READING

Senator Dacus moved to reconsider the vote by which **HB 1124** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Dacus moved to amend **HB 1124**, page 1, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Dacus, **HB 1124**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dacus, **HB 1124**, as amended, 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, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Excused: Baggett, Baldwin, Bradley, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Massey, Porter, Stansberry, Stipe, Taliaferro.—16.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Mc-

Graw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Excused: Baggett, Baldwin, Bradley, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Massey, Porter, Stansberry, Stipe, Taliaferro.—16.

The emergency was declared passed.

HB 1124, as amended, was referred for engrossment.

GENERAL ORDER

SB 45 by Howard, Ham, Smalley, Birdsong, Holden, Short, McCune and McGraw was read and considered.

Senator Keels asked to be made coauthor of **SB 45**, which was the order.

Senator Smalley asked unanimous consent that the names "Smalley, McCune, McGraw, Holden, Short, Ham and Birdsong" be removed as coauthors of **SB 45**, which was the order.

Senator Howard moved to amend **SB 45**, page 4, line 4, by striking the words "practical difficulty," which amendment was declared adopted.

Senator Berrong moved to amend **SB 45**, page 4, lines 17 and 18, by striking the words "or practical difficulty" and by placing a period (.) after the word "hardship", which amendment was declared adopted.

Senator Howard moved to amend **SB 45**, page 7, line 3, by placing a period (.) after the word "hearing", which amendment was declared adopted.

Senator Howard moved to amend **SB 45**, page 8, line 1½, by inserting a new section to read as follows: "Section 2. The Board of Adjustment shall be subject to the open meeting laws of this State and all meetings shall be open to the public" and by renumbering the remaining section accordingly, which amendment was declared adopted.

Senator Field raised the question of "no quorum".

The President Pro Tempore ordered the roll called and declared a quorum was present.

Upon motion of Senator Howard, **SB 45**, as amended, was advanced to engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBS 1052, 1037 and 1038**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1195**, requesting Conference and naming Conferees as follows: Sanguin, Derryberry and Ferrell.

Upon motion of Senator Hamilton, the request of the Honorable House for a conference on **HB 1195** was ordered granted.

RESOLUTION

By unanimous consent the following Resolution was introduced:

SCR 16 By Smalley of the Senate and Wolf and Cate of the House—A Concurrent Resolution expressing profound regret for the recent death of John E. Luttrell of Norman, Oklahoma; expressing appreciation for his many contributions to the State of Oklahoma; and expressing the sympathy of the Legislature to his family.

By unanimous consent, upon request of Senator Smalley, all other members of the Senate were made coauthors of the Resolution.

SCR 16, as coauthored, was shown at length as follows, upon request of Senator Smalley, adopted upon his motion and ordered referred for engrossment:

SCR 16—By Smalley, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane,

Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young of the Senate and Wolf, et al., of the House.

A Concurrent Resolution expressing profound regret for the recent death of John E. Luttrell of Norman, Oklahoma; expressing appreciation for his many contributions of the State of Oklahoma; and expressing the sympathy of the Legislature to his family.

WHEREAS, on the 24th day of February, 1969, God in His infinite wisdom stilled forever the temporal activity of John E. Luttrell; and

WHEREAS, the high character, integrity and unselfish nature of John E. Luttrell was continuously reflected in his record not only as a private citizen but as a public official, serving his community as City Attorney, Cleveland County Court Clerk and rendering services to the State of Oklahoma as State Senator, President of the Oklahoma Bar Association and Justice of the Oklahoma Supreme Court; and

WHEREAS, through his devotion to public service he contributed so greatly to the building of his beloved home town of Norman, Oklahoma, and to the development of his native State of Oklahoma, for which we are all deeply indebted and forever grateful to him; and

WHEREAS, his death has taken from us a friend and has taken from Oklahoma a distinguished citizen and this loss is felt by all members of the Oklahoma Legislature; and

WHEREAS, we wish to express to his family our deepest and sincerest sympathy in their grief which we share.

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

SECTION 1. That this Legislature on behalf of its members and on behalf of the people of the State of Oklahoma does hereby express to the family of John Luttrell profound regret at the loss to our state resulting from the death of John E. Luttrell and does further express its appreciation for his many contributions to the State of Oklahoma.

SECTION 2. That duly authenticated copies of this resolution be delivered to the members of his family.

By unanimous consent, SR 15 By Smalley, Smith, Birdsong and Terrill was introduced.

Senators Short, Berrong and McGraw asked to be made coauthors of the Resolution, which was the order.

SR 15, as coauthored, was read at length as follows, adopted upon motion of Senator Smalley, and ordered referred for enrollment.

SR 15—By Smalley, Smith, Birdsong, Terrill, Short, Berrong and McGraw—A Resolution relating to federal-state relations; urging coordinated action by the legislatures of the several states; authorizing the President Pro Tempore of the Senate to appoint a committee to initiate and coordinate action; authorizing travel to Washington, D. C., and providing for reimbursement for travel and expenses; and directing distribution.

WHEREAS, with increasing frequency in recent years the objects of Congressional legislation are accomplished through a process whereby the several states become subject to the loss of Federal funds if they choose not to comply with the legislation in question or do not comply to the complete satisfaction of Federal administrative authorities; and

WHEREAS, Supreme Court interpretations of the powers granted to the Federal government in the United States Constitution have resulted in broad accretions of power to the Federal government, in areas historically considered as being reserved to the states or to the people; and

WHEREAS, the states in recent years, in order not to lose Federal matching funds, have felt compelled to adopt legislation in areas either unrelated or only indirectly related to the area in which the fund loss is threatened; and

WHEREAS, this practice assumes the character of coercion and not that of cooperation, one of the basic elements of our Federal system; and

WHEREAS, in order to preserve the essence of the Federal system, consisting of a national government of delegated powers and sovereign states of reserved powers, and yet to insure continued progress in a spirit of cooperation between the states and the Federal government, it is urged that the Legislatures of the several states act in unison to request a cessation of the practices protested against herein and the development of other policies designed in the spirit of cooperative federalism to achieve the progress which is the objective of all concerned citizens.

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

SECTION 1. That the Legislatures of the several states be and hereby are respectfully urged to cooperate in developing and offering positive alternatives to the system whereby the states are increasingly subjected to the loss of Federal matching funds if they do not comply with Federal laws or regulations.

SECTION 2. That the President Pro Tempore of the Senate be and hereby is authorized to appoint a committee of five members of the Senate to initiate and coordinate the action of the Legislatures of other states expressing an interest in finding an alternative to the practices herein opposed.

SECTION 3. Such committee shall be

authorized to travel to Washington, D. C., to appear before appropriate committees of Congress and to meet with appropriate Congressional officials in presenting the views as expressed in this Resolution. Such committee shall complete its duties pursuant to this Resolution and shall submit a report of its findings, conclusions and recommendations prior to the adjournment of the First Session of the Thirty-second Legislature. Reimbursement for necessary travel and expenses shall be paid by the Senate, as provided by Resolution of the First Session of the Thirty-second Oklahoma Legislature.

SECTION 4. That duly authenticated copies hereof be forwarded to the Presiding officers of the Legislatures of the several states.

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 14—coauthored by entire House membership.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1092, requesting Conference and referring said Bill to the General Conference Committee on Appropriations when appointed.

BILL RELEASED

As provided under Rule 19-f, HB 1160 was properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Thirty-third Legislative Day

Tuesday, March 4, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Baldwin, Bradley, Ham, McSpadden, Taliaferro.—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 President Pro Tempore Smith:

O God, you have shown us that the evolution of civil relationships is as interesting as it is intricate. History has revealed that changes came about to suit the needs of the times. Problems change; Your Word is never-changing. The Gospels are properly involved when those who solve civil problems live according to Your way. Let us not forget that material things are an important dimension in the process of new creation. Keep us mindful that society requires our full collaboration as it, too, grows into a newness. Let us give to our government, our whole-hearted collaboration—to You, O God, our whole beings. Amen.

The Journal for the last legislative day

was declared approved, except for correction ordered which is shown on the last page of this day's Journal.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 4, 1969, of Enrolled SBs 34, 35, 43, 74, 78, 130 and 189 entitled:

SB 34—By Garrison, Ferrell, et al of the Senate and Connor, Green, et al of the House—An Act relating to the Southern Regional Education Compact; providing for withdrawal of the State of Oklahoma from such compact; repealing 70 O.S. 1961, § § 2121, 2122 and 2123; and declaring an emergency,

SB 35—By Garrison, Ferrell, et al of the Senate and Connor, Green, et al of the House—An Act relating to the Oklahoma Industrial Finance Authority; amending 74 O.S. 1961, § 859; increasing the maximum amount of any loan which may be made by the Authority; and declaring an emergency,

SB 43—By Howard—An Act relating to schools; amending Section 5, Chapter 382, O.S.L. 1965 (70 O.S. Supp. 1968, § 6-21); providing that teacher charged with violation of professional standards be entitled to hearing before Professional Practices Commission; providing for authority of Commission; providing for notice; providing for review by State Board of Education; providing for appeal; prescribing grounds for revocation or suspension of teaching certificate; prescribing procedure; and declaring an emergency.

SB 74—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Office of

the District Courts and making an appropriation thereto; stating the purpose; providing for the payment of salaries and travel expenses for authorized personnel of the district courts with certain limitations; providing lapse date; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

SB 78—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the State Examiner and Inspector and making appropriations thereto; stating the purpose; providing that the State Examiner and Inspector shall fix the duties and compensation of employees; providing lapse date; amending Section 5, Chapter 366, O.S.L. 1965 (74 O.S. Supp. 1968, § 227.5), creating the State Examiner and Inspector Fund, providing for its expenditure and providing for transfer of certain unexpended funds; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency,

SB 130—By Birdsong, Smith and Terrill of the Senate and Derryberry of the House—An Act relating to motor vehicles; providing for limitation of the extension of loads carried by automobile transporters; directing codification; and declaring an emergency,

SB 189—By Holden, Baldwin, et al of the Senate and Mountford, Derryberry, et al of the House—An Act relating to cooperative corporations; amending 18 O.S. 1961 § 437.20; providing for disposition of property of rural electric cooperative corporations; providing for pledge or mortgage of property to secure debts to Federal government or to certain financial institutions.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1083—by Cole, Monks, Murphy and Kamas—An Act relating to motor vehi-

les; amending 47 O. S. 1961, § 11-801; providing maximum speed limit for trucks, tractors, truck tractor with semitrailer attached or other combination of vehicles; and declaring an emergency.

HB 1185—By Bengtson—An Act relating to insurance; authorizing insurance companies to join together in issuance of insurance coverage supplemental to medicare; authorizing promulgation of rules and regulations by Insurance Commissioner; requiring approval of policy forms; and declaring an emergency.

HB 1187—By Mountford, Derryberry and Hatchett—An Act relating to the Firemen's Relief and Pension Fund; amending 11 O. S. 1961, § 368a, as amended by Section 1, Chapter 274, O. S. L. 1967 (11 O. S. Supp. 1968, § 368a); providing for pensions to widows and dependent children; providing qualifications for eligibility; and declaring an emergency.

HB 1188—By Mountford—An Act relating to Oklahoma Public Employees Retirement System; providing benefits for disability; prescribing qualifications for eligibility; directing codification; the effective date of this Act shall be July 1, 1970.

HB 1293—By Ford—An Act authorizing the State Board of Public Affairs to establish a revolving fund to be designated as the "Capitol Cafeteria Revolving Fund" and providing for expenditures therefrom.

HB 1305—By Spearman—An Act relating to initiative and referendum petitions; making it unlawful for any person other than a qualified elector of this state to circulate initiative or referendum petitions; amending 34 O. S. 1961, § 6, relating to verification of such petitions; fixing duties of the Secretary of State; prescribing punishment for violations; and declaring an emergency.

HB 1364—By Cox of the House and Graves and Ferrell of the Senate—An Act relating to the Commissioners of the Land Office; amending 64 O. S. 1961, § 51, as last amended by Section 1, Chapter 308,

O. S. L. 1968 (64 O. S. Supp. 1968, § 51); providing for investment of permanent school funds and other educational funds; vitalizing Section 6 of Article XII of the Oklahoma Constitution; and declaring an emergency.

HB 1367—By Finch, Ferrell, Smith (E. W.), Levergood, Hopkins, Spearman, Mountford, Townsend, York, Bradley, Conaghan, Wiedemann, Converse, Hancock, Camp, Ford, Gooden, Whorton, Taggart, Miskelly, Beauchamp, Abbott, Goodfellow, Ferguson, Smithy, Dunn, Andrews, Harrison, Odom (Martin), Skeith, Privett, Wolf (Leland), Bean, Patterson, Sullivan, Hatchett, Peterson, Greenhaw, Kamas, Green, Thompson, Odom (V. H.), Smith (Norman), Derryberry, Hutchins, Poulos, Thornhill, Monks, Murphy, Willis, Nance, Wolfe (Stephen), Atkins, Connor, Wixson, Holaday, Doornbos, Hunter, Hesser, Sanguin, Fine, Bickford, Tarwater, Cate, Howard, Rogers, Sparkman, Bengtson, Bernard and Trent of the House and Luton, Garrett, Stipe, Breckinridge, Birdsong, Stansberry, Porter, Grantham, Horn, Martin, Graves, McSpadden, Howard, Keels, Inhofe, Berrong, Boecher, Nichols, Holden, Young, Garrison, Hargrave, Miller, Atkinson, Payne, Baggett, Massey, McGraw, McCune, Field and Ham of the Senate—An Act pertaining to public health; providing all students and teachers be required to wear eye protective devices of a prescribed quality when participating in certain chemical-physical laboratory courses of instruction; and declaring an emergency.

HB 1404—By Tarwater—An Act relating to insurance; amending 36 O. S. 1961, § 321, subsection A, as last amended by Section 1, Chapter 244, O. S. L. 1968 (36 O. S. Supp. 1968, § 321.A.); providing for license fees for insurance agents; prescribing other fees and charges; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1037, 1038, 1052 and 1160.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

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 1180.

The following CCR on HB 1180 was read and consideration deferred:

CONFERENCE COMMITTEE REPORT

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1180, and Engrossed Senate Amendments thereto, by Abbott, et al, of the House and Miller of the Senate entitled:

An Act relating to Schools; creating a Professional Standards Board for the State of Oklahoma; defining its duties and responsibility; providing method for appointment of members of the Board and fixing terms during which they may serve; authorizing the board to adopt rules and regulations and to secure legal and other necessary services; providing for allowance of actual and necessary traveling expenses to members in attending meetings of the board; authorizing use of funds collected from issuance of Teacher's Certificates to finance operations of the board; and repealing all Acts and parts of Acts in conflict herewith, 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 1180—By Abbott, et al, of the House and Miller of the Senate—An Act relating to Schools; creating a Professional Standards Board for the State of Oklahoma; defining its duties and responsibility; providing method for appointment of members of the Board and fixing terms during which they may serve; authorizing the Board to adopt rules and regulations and to secure legal and other necessary services; providing for allowance of actual and necessary traveling expenses to members in attending meetings of the Board; authorizing use of funds collected from issuance of Teacher's Certificates to finance operations of the Board; and repealing all Acts and parts of Acts in conflict herewith.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby created a Board to be known as a Professional Standards Board for the State of Oklahoma, which shall be composed of twenty-five (25) members: The State Superintendent of Public Instruction, the Chancellor of Higher Education, the Executive Secretary of the Oklahoma Education Association, the Director of Teacher Education and Certification, one member representing vocational and technical education, seven classroom teachers, one elementary principal, one secondary principal, two superintendents, six representing colleges and universities selected as follows: One representing private colleges or universities, four representing state-owned colleges and one representing the state-owned universities and three non-educator members.

The Educator members of the Board shall be appointed by the State Board of Education from a list of nominees from the teaching profession of Oklahoma submitted to the Superintendent of Public Instruction. The three non-educator members shall be appointed by the State Board of Education. The following shall be permanent members of the Professional Standards Board: the State Superintendent of

Public Instruction, the Chancellor of Higher Education, the Executive Secretary of the Oklahoma Education Association and the Director of Teacher Education and Certification.

SECTION 2. The Governing Board of each of the following organizational units shall submit a panel of three names from its active membership, from each of which the State Board of Education will appoint one member to the Professional Standards Board: The Oklahoma Association of Secondary School Principals and the Department of Elementary School Principals of the Oklahoma Education Association. The Oklahoma Association of School Administrators shall submit a panel of six names from its active membership from which the State Board of Education will appoint two members to the Professional Standards Board. The Association of Classroom Teachers of the Oklahoma Education Association shall submit a panel of twenty-one names from which the State Board of Education shall appoint seven. The Association of Higher Education of the Oklahoma Education Association shall submit a panel of two names from each of the private colleges and universities, state-owned colleges and state-owned universities from which the six representatives shall be appointed. The Director of Vocational and Technical Education shall submit a panel of three names from its active members, from which the State Board of Education will appoint one member to the Professional Standards Board.

Of the original number, five shall be appointed for one (1) year, five shall be appointed for two (2) years, five for three (3) years and five for four (4) years; thereafter, their successors shall be appointed for terms of four (4) years, provided that in making initial appointments the State Board of Education shall stagger the expiration dates of the members from each of the organizational units. No member who serves a full term is eligible to immediately succeed himself. Vacancies on the Board shall be filled in the

same manner as the original appointment and for the remainder of the unexpired term.

The Board shall have the authority to select its own chairman and vice chairman. The Director of Teacher Education shall serve as the Executive Secretary of the Board. The Board shall operate under and be subject to the Administrative Procedures Act of the State of Oklahoma.

SECTION 3. The Professional Standards Board shall provide leadership for the improvement of teacher education and standards for the certification of teachers and other education personnel in Oklahoma, and shall serve in an advisory capacity to the State Board of Education in all matters of professional standards and certification. The Board is charged with such responsibilities as reviewing approved programs of teacher education and of recommending new programs; reviewing current certificate requirements and recommending standards for new certificates; encouraging studies and research designed to improve teacher education, including continuing education of teachers; and making recommendations to the State Board of Education.

SECTION 4. The members of the Professional Standards Board shall serve without compensation, but shall be allowed actual and necessary expenses in attending meetings of the Board, its committees and subcommittees. All funds collected from the issuance of teaching certificates shall be used to finance the activities of the Professional Standards Board; however, if all of funds collected for this purpose are not needed and have not been programed in any one year, the remaining funds shall be deposited to the general fund of the State of Oklahoma.

SECTION 5. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

FOR THE SENATE: Miller, Terrill, Luton.

FOR THE HOUSE: Abbott, Clemons, Atkins.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 8—Coauthored by Murphy and Sullivan, and SB 55, as amended.

HAs to SB 8 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 5, SECTION 1, Line 21 by adding after the word "served." the following language: "Also provided, wherein a district is bounded by a federal military installation or any other federal or state-owned land, then the square mileage of the installation shall be used in the computation of the district's accreditation."

AMENDMENT NO. 2. Amend Page 6, SECTION 1, Line 10 by changing the word "section" and inserting in lieu thereof the word "paragraph".

AMENDMENT NO. 3. Amend Page 6, SECTION 1, Line 14 after the word "year." by inserting the following language: "Nothing in this paragraph shall be changed except by legislative action."

HA to SB 55 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 12, by striking the following language: "Be it enacted by the people of the State of Oklahoma:".

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 13, 143, 221, SCRs 15, 16 and HB 1124 each correctly engrossed.

SRs 13, 14 and 15 each correctly enrolled.

Engrossed SBs 13, 143, 221, SCRs 15 and 16 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1124, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SRs 13, 14 and 15 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 96—Appropriations and Budget.

SB 105—Conservation and Economic Development—Coauthored by Luton.

SB 135—Judiciary.

SB 193—Business Relations.

SB 200—Business Relations.

SB 203—Business Relations.

SB 224—Conservation and Economic Development.

SB 225—Conservation and Economic Development.

SB 226—Conservation and Economic Development.

HB 1016—Business Relations.

HB 1088—Appropriations and Budget.

HB 1095—Appropriations and Budget.

HB 1182—Business Relations—Show Senator Holden as Senate Author.

HB 1196—Business Relations—Show Senator Berrong as Senate Author and Senator Holden as coauthor.

HB 1282—Judiciary.

DO PASS, as amended:

SB 195—Judiciary.

SB 197—Education—Coauthored by Abbott of the House.

SB 198—Education—Coauthored by Abbott of the House.

SB 199—Education—Coauthored by Abbott of the House.

SB 238—Judiciary.

HB 1091—Appropriations and Budget.

FIRST READING

The following Bill was introduced and read the first time:

SB 288—By Crow—An Act relating to stock or domestic animals; amending Section 1, Chapter 117, O. S. L. 1965 (4 O. S.

Supp. 1968, § 98); providing for restraint of certain animals; providing for liability for damages resulting from their trespassing on the property of another; providing for distraint of such trespassing animals and payment of charges resulting therefrom; and declaring an emergency.

SECOND READING

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

SB 266—Judiciary.

SB 267—Public Health.

SB 268—Public Health.

SB 269—Public Health.

SB 270—Revenue and Taxation.

SB 271—Revenue and Taxation.

SB 272—Governmental Affairs.

SB 273—Revenue and Taxation.

SB 274—Municipal Government.

SB 275—Judiciary.

SB 276—Roads and Highways.

SB 277—Appropriations and Budget.

SB 278—Public Health.

SB 279—Governmental Affairs.

SB 280—Business Relations.

SB 281—Business Relations.

SB 282—Education.

SB 283—Public Health.

Senator Luton asked unanimous consent that the order referring **SB 283** to the Committee on Public Health be rescinded and that the Bill be referred to the Committee on Public Affairs, which was the order.

SB 284—Governmental Affairs.

SB 285—Conservation and Economic Development.

SB 286—Governmental Affairs.

SB 287—Governmental Affairs.

HB 1220—Judiciary.

HB 1224—Judiciary.

HB 1225—Judiciary.

HB 1309—Governmental Affairs.

HB 1329—Revenue and Taxation.

HB 1387—Agriculture.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1195**: Hamilton, Crow and Young.

GENERAL ORDER

HB 1162 by Sandlin, et al, of the House and Short, Crow and Grantham of the Senate was called up for further consideration.

Senator Baggett moved to amend **HB 1162**, page 4, line 5, by adding after line 4, the following new Sections: "Section 2. It shall be unlawful for any person to solicit, receive or disburse any contribution on behalf of any candidate or political party unless such person has been designated as an agent or subagent of such candidate or such political party under Section 4 of Chapter 405, 1968 Oklahoma Session Laws. Section 3. Section 2 of this Act shall be codified as Section 423.4A of Title 26 of the Oklahoma Statutes" and by amending the Title to conform thereto.

Senator Short 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 Baggett moved to amend **HB 1162**, beginning on page 1, line 3 through line 2 on page 2, by striking after the words "for state office", and before the words "who receives" all new language and on lines 6 through 10 on page 2 by striking after the words "for local office" and before the words "who receives" all new language, and on line 17 on page 2 through line 11 on page 3, by striking all new language, which amendment was declared adopted.

Senator Stipe moved that **HB 1162** be ordered stricken from the Calendar, which

motion, by unanimous consent, he withdrew.

Senator Young moved to amend **HB 1162**, page 4, line 4, by adding the following Section: "Section 2. It shall be unlawful and constitute a felony for any person, firm, or corporation to do any business with the State of Oklahoma who has contributed to any political campaign through any agency of government that awards said contracts unless by bona fide public bidding and any contract so entered into without public bidding shall be declared null and void.

Senator Terrill moved that **HB 1162** be ordered withdrawn from the Calendar and re-referred to the Committee on Governmental Affairs, which motion was declared adopted, upon a roll call as follows:

Aye: Atkinson, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Horn, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—31.

Nay: Baggett, Crow, Garrison, Grantham, Holden, Howard, Inhofe, Keels, Miller, Romang, Young.—11.

Excused: Baldwin, Berrong, Bradley, Ham, McSpadden, Taliaferro.—6.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for an extension of one day for consideration of his motion to reconsider the vote by which **HB 1138** failed of passage, which was the order.

GENERAL ORDER

SB 145 by Young was read and considered.

Senator Garrett moved to amend **SB 145**, page 7, line 11, by inserting after the word "ticket", following the period, and before the word "it" the words "only if", which amendment was declared adopted.

Senator Baggett moved to amend **SB**

145, page 2, line 9, by striking all of line 9, and substituting therefor the language "(b) such person refuses to acknowledge receipt of such citation by signing it;" which amendment was declared adopted.

Senator Garrett moved to amend **SB 145**, page 7, line 13, by inserting after the word "before" and before the word "it" the words "or after", which amendment was declared adopted.

Senator Garrett moved to amend **SB 145**, page 8, line 9, by inserting after the word "detaining" and before the word "the" the words "or requiring bond of", which amendment was declared adopted.

Senator Ham asked to be shown present, which was the order.

Senator Nichols moved to amend **SB 145**, page 9, line 1, by inserting after the word "custody", and before the period, the words "and shall file one copy of said ticket with the court clerk of the county of proper jurisdiction". Senator Luton moved that further consideration of **SB 145**, together with pending amendments, be deferred for this legislative day, which motion was tabled upon motion of Senator Nichols.

Senator Stipe moved to table the Nichols amendment, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Boecher, Crow, Ferrell, Garrison, Graves, Ham, Hamilton, Holden, Horn, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Payne, Porter, Stansberry, Stipe, Terrill, Young.—24.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Dacus, Field, Garrett, Grantham, Hargrave, Howard, Inhofe, Keels, McGraw, Nichols, Romang, Short, Smalley, Smith, Williams.—19.

Excused: Baldwin, Bradley, McSpadden, Phillips, Taliaferro.—5.

Senator Terrill asked unanimous consent, that further consideration of **SB 145**, together with pending amendments, be deferred for this legislative day, which was the order.

Senator Garrison asked unanimous consent, which was granted, that **SB 38** be considered engrossed and placed upon 3d Reading and final passage.

THIRD READING

SB 38 was read for the third time at length.

Senator Smalley asked unanimous consent that he be shown as a coauthor of **SB 38**, which was the order.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Breckinridge, Crow, Garrett, Garrison, Hargrave, Howard, Inhofe, Keels, Luton, McCune, McGraw, Medearis, Nichols, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—25.

Nay: Boecher, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, Lane, Martin, Massey, Miller, Murphy, Payne, Phillips, Porter, Stipe.—19.

Excused: Baldwin, Bradley, McSpadden, Taliaferro.—4.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Hamilton moved that the vote be reconsidered by which **SB 38** passed.

GENERAL ORDER

HB 1269 by Bickford, et al, of the House and Martin and Atkinson of the Senate was read and considered.

Senators Stipe, Smith and Massey asked to be made coauthors of **HB 1269**, which was the order.

Senator Martin moved to amend **HB 1269**, page 6, line 6, by adding after the word "place" the sentence "No license to hunt shall be required of any person engaged in training or working dogs, provided said person is in no way engaged in hunting and does not take or attempt to take in any manner or use or have possession, or sell or transport all or any portion of any wild animals, bird or

game", which amendment was declared adopted.

Upon motion of Senator Martin, **HB 1269**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Nichols, Stansberry, Taliaferro.—11.

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, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Nichols, Stansberry, Taliaferro.—11.

The emergency was declared passed.

HB 1269, as amended, was referred for engrossment.

GENERAL ORDER

HB 1270 by Bickford of the House and Martin and Atkinson of the Senate was read and considered.

Senators Stipe, Massey, Smith and Lane asked to be made coauthors of **HB 1270**, which was the order.

Upon motion of Senator Martin, **HB 1270** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1270** was considered engrossed and 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, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—34.

Excused: Baldwin, Bradley, Crow, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Massey, Nichols, Porter, Stansberry, Taliaferro.—14.

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, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—34.

Excused: Baldwin, Bradley, Crow, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Massey, Nichols, Porter, Stansberry, Taliaferro.—14.

The emergency was declared passed.

HB 1270, as amended, was referred for engrossment.

GENERAL ORDER

SJR 4 by Garrison, Ferrell and Williams of the Senate and Connor, et al, of the House was read and considered.

Upon motion of Senator Ferrell, **SJR 4** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SJR 4** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 4 was read for the third time at length.

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

Aye: Atkinson, Boecher, Breckinridge, Crow, Ferrell, Field, Graves, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Massey, Miller, Murphy, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—26.

Nay: Berrong, Birdsong, Dacus, Hamilton, Horn, Medearis, Payne, Phillips.—8.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Martin, Nichols, Porter, Stansberry, Taliaferro.—14.

The Resolution was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Ferrell, Field, Graves, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Massey, Miller, Murphy, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—28.

Nay: Dacus, Hamilton, Horn, Medearis, Payne, Phillips.—6.

Excused: Baggett, Baldwin, Bradley,

Garrett, Garrison, Grantham, Ham, Hargrave, McSpadden, Martin, Nichols, Porter, Stansberry, Taliaferro.—14.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Ferrell moved that the vote be reconsidered by which the Emergency Section to **SJR 4** failed of passage.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1014—By Abbott and Wiedemann of the House and Boecher of the Senate —A Concurrent Resolution relating to state officers and employees; declaring legislative intent and purpose that departments and agencies of state government conform as nearly as may be practicable to the Federal "Age Discrimination in Employment" Act (29 U.S.C.A. § § 621-634) with regard to employment of persons between the ages of forty and sixty-five years in the classified services.

Consideration of the Resolution was deferred for this Legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 207 correctly engrossed.

Engrossed **SB 207** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Thirty-fourth Legislative Day

Wednesday, March 5, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Baldwin, McSpadden, Massey, Porter, Taliaferro.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1039**, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1056—By Taggart, Thompson, Howard, Holaday, Hancock, Hatchett, Peterson, Camp and Gooden of the House and Grantham and Short of the Senate—An Act relating to crimes and punishment; making the use of firearms a felony while committing or attempting a felony; pro-

viding for a prison sentence for any person who commits or attempts to commit a felony when armed with any type of firearm or any other offensive weapon; and prohibiting suspension of sentence.

HJR 1031—By Sandlin, Allard and Boren of the House and Nichols of the Senate—A Joint Resolution designating the bridge on U. S. Highways 270 and 75 over the South Canadian River at Calvin, Oklahoma, as "The C. Graham Mills Bridge"; directing the State Highway Commission to cause suitable permanent markers to be placed upon said bridge; and declaring an emergency.

The above numbered **HB** and/or **HR** were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 16**—Coauthored by entire House Membership.

The above numbered Resolution was referred for enrollment.

CITATIONS

Upon motion of Senator McCune, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Nolen L. Armstrong, M.D. for serving as Doctor of the Day, February 17, 1969.

Upon motion of Senator McCune, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Leonard R. Diehl, M.D. for serving as Doctor of the Day, January 21, 1969.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 14 correctly enrolled.

Enrolled **SCR 14** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

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

DO PASS:

SB 233—Governmental Affairs—Coauthored by Miskelly and Ford of the House.

SB 278—Public Health.

SJR 14—Governmental Affairs—Coauthored by Derryberry of the House.

HB 1073—Governmental Affairs.

HB 1089—Appropriations and Budget.

HB 1090—Appropriations and Budget.

HB 1106—Appropriations and Budget.

HB 1107—Appropriations and Budget.

HB 1115—Appropriations and Budget.

HB 1206—Governmental Affairs.

HB 1235—Governmental Affairs—Coauthored by Atkinson.

HB 1330—Governmental Affairs.

DO PASS, as amended:

SB 169—Business Relations.

SB 211—Appropriations and Budget.

SB 267—Public Health—Coauthored by Phillips.

SB 268—Public Health—Coauthored by Phillips.

SB 269—Public Health—Coauthored by Phillips.

HB 1099—Appropriations and Budget—Coauthored by Inhofe.

HB 1102—Appropriations and Budget.

HB 1116—Appropriations and Budget.

HB 1212—Governmental Affairs.

RESOLUTION

SR 16 by Young was introduced, and considered.

Senator Young moved to amend **SR 16**, page 1, beginning on line 35, by striking all of Section 2, which amendment was declared adopted.

SR 16, as amended, was read at length as follows, adopted upon motion of Senator Young, and ordered referred for enrollment:

SR 16—by Young—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 county finances and make a full report of their findings to the Senate of the First Session of the Thirty-Second Oklahoma Legislature prior to the 1969 adjournment date; and authorizing all process known to courts of record.

WHEREAS, it has been alleged that current financing methods available to counties are inadequate; and

WHEREAS, it is a proper constitutional function of the Legislature, and of each house thereof, independently, to conduct studies and investigations into the administration, management, operation and practices of any department or agency of the State or subdivision thereof and their merits as regarding the public welfare and to prepare and submit reports and recommendations as to any action which may be desirable or necessary in the protection of the public welfare;

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

SECTION 1. That the President Pro Tempore of the Senate appoint a committee of five members of the Senate to investigate the methods and means now in use for obtaining financing for the operation of county government, giving particular attention to newly enacted court legislation which may in practice reduce the opportunities for adequate county finance, and submit a full report of their findings to the Senate of the First Session of the Thirty-Second Oklahoma Legislature prior to the 1969 adjournment date.

Senator Smalley presiding.

FIRST READING

The following Bills were introduced and read the first time:

SB 289—By Atkinson, Payne, Field, Hargrave, Smith, Stipe, Ham, Terrill and Birdsong of the Senate and Converse of the House—An Act relating to game and fish; amending 29 O. S. 1961, § 122; creating a Department of Wildlife Conservation of the State of Oklahoma and an Oklahoma Wildlife Conservation Commission; providing for a Wildlife Conservation Director; providing for rules and regulations; providing for members of commission and terms thereof; providing for filling of vacancies; providing compensation and reimbursement of members of commission; providing for oath of office; providing for surety bond; and declaring an emergency.

SB 290—By Howard—An Act relating to state officers and employees and to the Oklahoma Resources Development Act of 1965; providing for duties of Oklahoma Industrial Development and Park Commission in establishing boundaries for planning regions; providing for appeal to governor; providing for public hearings; defining terms; providing for codification; and declaring an emergency.

SB 291—By Howard—An Act relating to elections; providing for preferential primary elections for candidates for President of the United States; providing for selection of delegates to National Nominating Convention; and declaring an emergency.

SB 292—By Howard—An Act relating to planning and zoning; creating the Arkansas River Navigation Planning Authority; providing for board of nine members; prescribing qualifications; providing for appointment and terms; providing for oath and removal; providing board shall serve without pay; authorizing employment of Director, attorneys, engineers, and necessary personnel; prescribing powers,

rights, duties and privileges; authorizing Boards of County Commissioners to appropriate money; providing for injunction; prescribing penalties for violation of Act; and declaring an emergency.

SB 293—By Inhofe—An Act relating to public finance; defining terms; providing for deposit of public funds; defining banks eligible to become public depositories; providing for duties and powers of state depository board; providing for applications by banks for designation as public depository; providing for award of deposits of certain state moneys; providing for limitations on amount of deposit in any one depository; providing for withdrawal and transfer of deposits; providing for notice and hearing; providing for evidence of deposit; providing effective date; 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 288—Agriculture.

HB 1083—Roads and Highways.

HB 1185—Business Relations.

HB 1187—Business Relations.

HB 1188—Governmental Affairs.

HB 1293—Governmental Affairs.

HB 1305—Governmental Affairs.

Senator Baggett asked unanimous consent that the order referring **HB 1305** to the Committee on Governmental Affairs be rescinded and that the Bill be referred to the Committee on Constitutional Revisions and Regulatory Services, to which Senator Stipe objected.

Senator Baggett moved that the order referring **HB 1305** to the Committee on Governmental Affairs be rescinded and that the Bill be referred to the Committee on Constitutional Revisions and Regulatory Services.

Senator Smith, as a substitute for the Baggett motion, moved that the order re-

ferring **HB 1305** to the Committee on Governmental Affairs be rescinded and that the Bill be referred to the Rules Committee, which motion was declared adopted.

HB 1364—Governmental Affairs.

HB 1367—Business Relations.

HB 1404—Business Relations.

GENERAL ORDER

SB 224 by Stipe was read and considered.

Upon motion of Senator Stipe, **SB 224** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 224** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 224 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Baldwin, Berrong, Holden, McSpadden, Martin, Massey, Porter, Taliaferro—8.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Baldwin, Berrong, Holden,

McSpadden, Martin, Massey, Porter, Taliaferro—8.

The emergency was declared passed.

SB 224 was referred for engrossment.

GENERAL ORDER

SB 225 by Stipe was read and considered.

Upon motion of Senator Stipe, **SB 225** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 225** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 225 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Baldwin, Grantham, McSpadden, 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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Baldwin, Grantham, McSpad-

den, Massey, Murphy, Porter, Taliaferro.—7.

The emergency was declared passed.
SB 225 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1269 and 1270 each correctly engrossed.

Engrossed SAs to and Engrossed HBs 1269 and 1270, as amended, were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1039.

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

Senator Massey asked to be shown present, which was the order.

GENERAL ORDER

SB 226 by Stipe was read and considered.

Upon motion of Senator Stipe, SB 226 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 226 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 226 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Baldwin, Berrong, McSpadden, Porter, Taliaferro.—5.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Baldwin, Berrong, McSpadden, Porter, Taliaferro.—5.

The emergency was declared passed.

SB 226 was referred for engrossment.

GENERAL ORDER

SB 145 by Young was called up for further consideration.

Senator Nichols moved to amend SB 145, page 4, line 11, by inserting before the word "guaranteed" the word "and" and by striking the words "and any personal checks" which amendment was tabled upon motion of Senator Young.

Senator Stipe moved to amend SB 145, page 8, line 3, by striking the words "and the Department of Public Safety"

Senator Garrett moved to table the Stipe amendment, which motion was declared failed of adoption.

The vote occurring upon the Stipe amendment, it was declared adopted.

Senator Grantham moved to amend SB 145, page 8, line 13, by striking the word "place" and substituting therefor the word "court" which amendment was tabled upon motion of Senator Young.

Senator Garrett moved to amend SB 145, page 15, line 2, by adding after the word "court" the paragraph "The district attorney of each county shall file a monthly report with the Department of Public Safety listing the name and number of all

tickets filed in his district noting thereon the disposition of said cause, and also furnishing one copy of said report to the Attorney General" which amendment was tabled upon motion of Senator Young.

Senator Ham moved to amend **SB 145**, page 8, line 4, by adding the sentence "Provided further that no ticket shall be filed with the court clerk unless signed by the district attorney or other prosecuting attorney, except on pleas of guilty as set forth above" which amendment was declared adopted.

Upon motion of Senator Young, **SB 145**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 145**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Payne presiding.

THIRD READING

SB 145 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Short, Smith, Stipe, Terrill, Young.—33.

Nay: Grantham, Horn, Keels, Nichols, Romang, Smalley, Williams.—7.

Excused: Baldwin, Breckinridge, Dacus, Field, McSpadden, Porter, Stansberry, Taliaferro.—8.

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, Crow, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin,

Massey, Medearis, Miller, Murphy, Payne, Phillips, Short, Smith, Stipe, Terrill, Young.—33.

Nay: Grantham, Horn, Keels, Nichols, Romang, Smalley, Williams.—7.

Excused: Baldwin, Breckinridge, Dacus, Field, McSpadden, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 145, as amended, was referred for engrossment.

President Pro Tempore Smith presiding.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Romang, the Senate concurred in **HAS** to **SB 8**, upon a roll call as follows:

Aye: Atkinson, Berrong, Boecher, Crow, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Stipe, Terrill, Williams.—32.

Nay: Baggett, Birdsong, Bradley, Garrett, Garrison, Howard, Keels, Smalley, Smith.—9.

Excused: Baldwin, Breckinridge, McSpadden, Porter, Stansberry, Taliaferro, Young.—7.

SB 8, as amended by the Honorable House, was read at length.

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

Aye: Atkinson, Berrong, Boecher, Crow, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Stipe, Terrill, Williams, Young.—33.

Nay: Baggett, Birdsong, Bradley, Breckinridge, Garrison, Howard, Inhofe, Smalley, Smith.—9.

Excused: Baldwin, Garrett, McSpadden, Porter, Stansberry, Taliaferro.—6.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Payne presiding.

Senator Baggett asked unanimous consent that the Committee appointed pursuant to **SR 7** be excused for the purpose of conducting a hearing, which was the order.

GENERAL ORDER

SB 96 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator Massey, **SB 96** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **SB 96** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 96 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—34.

Excused: Baggett, Baldwin, Breckinridge, Crow, Garrett, Ham, Howard, Keels, McSpadden, Nichols, Porter, Short, Stansberry, Taliaferro.—14.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Me-

dearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—34.

Excused: Baggett, Baldwin, Breckinridge, Crow, Garrett, Ham, Howard, Keels, McSpadden, Nichols, Porter, Short, Stansberry, Taliaferro.—14.

The emergency was declared passed.

SB 96 was referred for engrossment.

GENERAL ORDER

HB 1088 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1088** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1088** was placed upon third reading and final passage.

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, Birdsong, Boecher, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Smalley, Smith, Stipe, Terrill, Young.—30.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Garrett, Holden, Howard, Keels, McSpadden, Nichols, Phillips, Porter, Short, Stansberry, Taliaferro, Williams.—18.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Young.—32.

Excused: Baggett, Baldwin, Bradley, Breckinridge, Crow, Garrett, Holden, Howard, Keels, McSpadden, Nichols, Phillips, Porter, Stansberry, Taliaferro, Williams.—16.

The emergency was declared passed.

HB 1088 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1091 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Senator Massey moved to amend **HB 1091**, page 1, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Massey, **HB 1091**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1091**, as amended, 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: Atkinson, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—32.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Holden, Howard, Keels, McSpadden, Nichols, Phillips, Porter, Stansberry, Taliaferro, Terrill.—16.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison,

Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—32.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Holden, Howard, Keels, McSpadden, Nichols, Phillips, Porter, Stansberry, Taliaferro, Terrill.—16.

The emergency was declared passed.

HB 1091, as amended, was referred for engrossment.

GENERAL ORDER

HB 1095 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1095** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1095** was placed upon third reading and final passage.

THIRD READING

HB 1095 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Miller, Murphy, Payne, Phillips, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—32.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Holden, Howard, Keels, McSpadden, Medearis, Nichols, Porter, Smalley, Stansberry, Taliaferro.—16.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison,

Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Miller, Murphy, Payne, Phillips, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—32.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Holden, Howard, Keels, McSpadden, Medearis, Nichols, Porter, Smalley, Stansberry, Taliaferro.—16.

The emergency was declared passed.

HB 1095 was ordered withheld pursuant to Rule 19-f.

MOTION TO RECONSIDER VOTES

Senator Grantham asked for an extension of one legislative day for consideration of his motions to reconsider the votes by which HBs 1131 and 1138 failed of passage, which was the order.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 14.

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

BILLS RELEASED

As provided under Rule 19-f, HBs 1088 and 1095 were properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Thirty-fifth Legislative Day

Thursday, March 6, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—38.

Excused: Baldwin, Bradley, Crow, Ham, Hargrave, McSpadden, Porter, Stansberry, Stipe, Taliaferro.—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.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1158—By Sandlin, Tabor, Vann and Jones—An Act relating to the office of District Attorney; amending Section 14, Chapter 256, O. S. L. 1965, as last amended by Section 1, Chapter 194, O. S. L. 1968 (19 O. S. Supp. 1968, § 215.14); providing for salaries of District Attorneys and certain personnel; providing deposit of certain monies with State Treasurer; and providing operative date of Act.

HB 1169—By Connor of the House and

Garrison of the Senate—An Act relating to the Information and Management Services Division of the State Board of Public Affairs; amending Section 5, Chapter 42, O. S. L. 1968 (74 O. S. Supp. 1968, § 117.5); creating the "State Information and Management Services Revolving Fund"; providing for expenditure therefrom; providing for assessments; providing for deposit of assessments and proceeds from sale of equipment into said fund; and declaring an emergency.

HB 1203—By Atkins, Tabor and Cox—An Act relating to schools; prescribing certification that a child has been immunized against certain diseases and has been tested for and is free of contagious tuberculosis as a condition for his initial admission in a school; providing certain exemptions from such requirements; providing that if parents of a child are unable to pay for services involved, materials for such services shall be provided by the State Department of Public Health; providing penalties; and declaring an emergency.

HB 1257—By Finch, Greenhaw, Derryberry, Bernard, Hutchens, Mountford, Tarwater and Lindstrom—An Act relating to revenue and taxation; amending Section 2327 of Section 2, Chapter 530, O. S. L. 1965 (68 O. S. Supp. 1968, § 2327); defining term "net income", as applied to life insurance companies; and providing for deductions and allowances from gross income.

HB 1288—By Sandlin and Andrews—An Act relating to claims allowable from the court fund; amending Section 4, Chapter 412, O. S. L. 1968 (20 O. S. Supp. 1968,

§ 1304); providing for payment of one half of the salary of each First Assistant District Attorney from the Court Fund of the county in which he was appointed; providing expenses and compensations of Sanity Commission, and telephones of the Judges of the District Court; providing operative date of Act; and declaring an emergency.

HB 1328—By Payne, Bernard and Goodfellow—An Act relating to peanuts; amending Section 3, Chapter 349, O. S. L. 1965 (2 O. S. Supp. 1968, § 1103); changing numerical requirements for quorum and nomination; amending Section 10, Chapter 349, O. S. L. 1965 (2 O. S. Supp. 1968, § 1109); changing provisions for deposit, disbursement and audit of Peanut Commission Fund; and declaring an emergency.

HB 1381—By McCune—An Act relating to public health; amending Section 1119, Chapter 325, Article 11, O. S. L. 1963 (63 O. S. Supp. 1968, § 1-1119), exempting brokers from Act; and declaring an emergency.

HB 1405—By Goodfellow—An Act relating to public health and safety; providing for the study of electronic product radiation; designating the State Department of Health as the official agency and authorizing cooperation with other governmental agencies; defining terms; providing for noninterference with other laws; directing codification; and declaring an emergency.

HB 1411—By Mountford—An Act relating to insurance; amending 36 O. S. 1961, § 2704; providing for organization of domestic fraternal benefit societies; providing for surety bond; and providing for minimum surplus required.

HB 1438—By Vann, Sandlin and Monks—An Act relating to District Attorneys; amending Section 15, Chapter 256, O. S. L. 1965, as last amended by Section 1, Chapter 272, O. S. L. 1968 (19 O. S. Supp. 1968, § 215.15); providing for appointment and compensation of assistants and other

personnel; prescribing qualifications of assistants; providing operative date of Act; and declaring an emergency.

HB 1437—By Hopkins of the House and Stipe of the Senate—An Act relating to police pensions and retirement; providing requirements for membership in pension systems; providing for transfer of service time; placing limitations upon multiple pensions; and directing codification.

HJR 1001—By Briscoe, Harrison, Wiedemann, Ferrell and Hunter—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 8 of Article X of the Constitution of the State of Oklahoma relating to valuation of property for taxation; providing that real property used exclusively for agricultural purposes shall be assessed on the basis of such use only; requiring such use for two successive years prior to assessment date; defining agricultural use; making written application of owner necessary for agricultural assessment; providing that use for other than agricultural purposes shall subject such property to additional taxes in an amount equal to the difference between taxes paid and taxes which would have been due for the preceding three years with an assessment based on other than agricultural uses; and ordering a Special Election.

HJR 1016—By Vann and Harrison—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution repealing Article VII-B, pertaining to the selection of Justices of the Supreme Court and Judges of the Court of Criminal Appeals and their retention in office; providing by reason of such repeal that Justices of the Supreme Court and Judges of the Court of Criminal Appeals be elected at nonpartisan elections; and providing for a Ballot Title.

The above numbered **HBs** and/or **HJRs** were read for the first time:

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1088 and 1095.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REQUEST FOR LOBBY PERMIT

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

Nathan T. Young, 1112 East Ash, El Reno, Oklahoma, representing the Brotherhood of Locomotive Engineers.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 145, 224, 225, 226 and HB 1091 each correctly engrossed.

SR 16 correctly enrolled.

Engrossed SBs 145, 224, 225 and 226 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1091, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SR 16 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 129—Revenue and Taxation—Coauthored by Murphy, Ferrell and Bradley.

SB 133—Revenue and Taxation.

SB 220—Revenue and Taxation.

SB 270—Revenue and Taxation.

HB 1201—Roads and Highways.

HB 1278—Roads and Highways—Show Young as Senate Author.

DO PASS, as amended:

SB 147—Roads and Highways.

SB 209—Revenue and Taxation.

SB 253—Roads and Highways—Coauthored by Murphy, Atkinson and Field.

FIRST READING

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

SB 294—By Field—An Act relating to water rights; designating Act as "Oklahoma Ground Water Conservation District Act"; defining terms; authorizing creation of ground water conservation districts, and defining their powers and authority; prescribing procedure for creation and alteration of districts; vesting jurisdiction in District Court; providing for election of ground water conservation district officers; authorizing such conservation districts to exercise right of eminent domain; authorizing levy of assessments to cover operating expense and cost of improvement projects; prescribing duties of County Treasurer; authorizing said conservation districts to acquire property; providing procedure for annexation of ground water conservation districts; authorizing Oklahoma Water Resources Board to determine safe withdrawal rate of ground waters; exempting property owned by ground water conservation districts and bonds issued by them from taxation; prescribing penalty for violations; providing for severability; and declaring an emergency.

SB 295—By Hamilton—An Act relating to motor vehicles; amending 47 O. S. 1961, § 14-112; providing for permits for vehicles in excess of permissible size and weight; exempting farm equipment; authorizing issuance of permits for transporting vehicles used for soil conservation work; and declaring an emergency.

SB 296—By Hamilton—An Act relating to state officers and employees and to Oklahoma Indian Affairs; amending

Section 1, Chapter 244, O. S. L. 1967 (74 O. S. Supp. 1968, § 1201); creating the Oklahoma Indian Affairs Commission; providing for members, appointment and term; providing for director; providing for office; providing for meetings; providing for compensation and expenses; creating districts; providing for appointment of members from districts; providing for codification; and declaring an emergency.

SB 297—By Massey—An Act relating to the court fund; amending Section 10, Chapter 412, O. S. L. 1968 (20 O. S. Supp. 1968, § 1309); authorizing certain expenditures out of unappropriated court funds; making provisions of Act severable; and declaring an emergency.

SB 298—By Ferrell—An Act relating to revenue and taxation; establishing the "Oklahoma Income Tax Act"; stating purpose; providing for distribution of revenues; defining terms; providing for optional transitional deductions and adjustments; providing for rate of tax; prescribing classes of taxpayers; authorizing Oklahoma Tax Commission to promulgate optional tax tables; providing for tax credits; providing methods for arriving at taxable income and adjusted gross income; providing for exemptions; providing for accounting periods and methods; providing for tax returns; providing for allocation of income and deductions; requiring reports from persons making payment to taxpayers; providing for alternative taxing of national banks; defining net income of life insurance companies; providing for refunds; providing for interest; providing for payment of tax; providing for delinquency; prohibiting false returns and failure to file returns; prescribing penalties; providing for prosecutions; providing for continuance of liability for taxes levied under previous laws; repealing Chapter 530, O. S. L. 1965, as amended (68 O. S. Supp. 1968, §§ 2301 through 2329); providing for operative date; making provisions of Act severable; and directing codification.

SB 299—By Ferrell—An Act relating to the election officials; prohibiting the members thereof from soliciting or receiving political contributions; prohibiting the members thereof from serving on committees of political parties or clubs or being candidates for election to any paid public office or taking part in the affairs of any political party or political campaign except as a citizen privately to express opinions and vote; and declaring an emergency.

SECOND READING

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

SB 289—Conservation and Economic Development.

SB 290—Conservation and Economic Development.

SB 291—Governmental Affairs.

SB 292—Judiciary.

SB 293—Finance and Commerce.

HB 1056—Judiciary.

HJR 1031—Roads and Highways.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Ferrell motion to reconsider the vote by which the Emergency Section of **SJR 4** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Nay: Horn, Medearis, Phillips.—3.

Excused: Baldwin, Bradley, Crow, Ham, Hargrave, McSpadden, Porter, Stansberry, Stipe, Taliaferro.—10.

Senators Hargrave and Bradley asked to be shown present, which was the order.

On the question of passage of emergency section of **SJR 4** the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—37.

Nay: Berrong, Medearis, Phillips.—3.

Excused: Baldwin, Crow, Ham, McSpadden, Porter, Stansberry, Stipe, Taliaferro.—8.

The emergency was declared passed.

SJR 4 was referred for engrossment.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Miller, the Conference Committee Report on **HB 1180** was declared adopted.

Senators McGraw and Inhofe asked unanimous consent to be made coauthors of **HB 1180**, as amended in Conference, which was the order.

HB 1180, as 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, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smith, Terrill, Young.—36.

Nay: Grantham, Romang, Williams.—3.

Excused: Baldwin, Crow, Ham, McSpadden, Porter, Smalley, Stansberry, Stipe, Taliaferro.—9.

The Bill, as amended in Conference, was declared passed.

HB 1180, together with Conference Com-

mittee Report thereon, was ordered withheld pursuant to Rule 19-f.

Senator Stipe asked to be shown present, which was the order.

GENERAL ORDER

SB 267 by Baggett and Phillips was read and considered.

Upon motion of Senator Baggett, **SB 267** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 267** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 267 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Crow, Ham, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—9.

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, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Crow, Ham, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—9.

The emergency was declared passed.
SB 267 was referred for engrossment.

GENERAL ORDER

SB 269 by Baggett and Phillips was read and considered.

Upon motion of Senator Baggett, **SB 269** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 269** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 269 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, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Lane, Luton, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Williams, Young.—35.

Nay: McCune.—1.

Excused: Baldwin, Crow, Ham, Holden, Keels, McSpadden, Martin, Porter, Stansberry, Stipe, Taliaferro, Terrill.—12.

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, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Williams, Young.—36.

Excused: Baldwin, Crow, Ham, Holden, Keels, McSpadden, Martin, Porter, Stansberry, Stipe, Taliaferro, Terrill.—12.

The emergency was declared passed.

SB 269 was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

SB 268 by Baggett and Phillips was read and considered.

Senator Baggett moved to amend **SB 268**, page 1, by amending the Title to read as follows: "An Act relating to medical research; amending Section 1, Chapter 73, O. S. L. 1963, as amended by Section 1, Chapter 385, O. S. L. 1968 (63 O. S. 1968 Supp. § 47.1), to provide the Vice President for Medical Affairs at the University of Oklahoma, or his designate shall be a member of the Medical Research Commission; and declaring an emergency" which amendment was declared adopted.

Upon motion of Senator Baggett, **SB 268**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 268**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 268 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Crow, Keels, McSpadden, Porter, Smalley, Stansberry, Taliaferro, Terrill.—9.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Bird-

song, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Crow, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill—9.

The emergency was declared passed.

SB 268, as amended, was referred for engrossment.

GENERAL ORDER

HB 1073 by Connor, et al, of the House and Garrison and Williams of the Senate was read and considered.

Upon motion of Senator Stipe, on behalf of Senator Garrison, **HB 1073** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **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, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stipe, Young.—35.

Nay: Howard, McCune, Medearis, Romang, Williams.—5.

Excused: Baldwin, Crow, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—8.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Bird-

song, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—39.

Nay: Medearis.—1.

Excused: Baldwin, Crow, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—8.

The emergency was declared passed.

HB 1073 was ordered withheld pursuant to Rule 19-f.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following committee members pursuant to **SR 16**: Young, Garrison, Berrong, Garrett and Martin.

GENERAL ORDER

HB 1099 by Willis, et al, of the House and McSpadden, Massey and Inhofe of the Senate was read and considered.

Senators Berrong and Dacus asked to be made coauthors of **HB 1099**, which was the order.

Upon motion of Senator Massey, **HB 1099** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Me-

dearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Williams, Young.—38.

Excused: Baldwin, Crow, Hargrave, Keels, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Terrill.—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, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Williams, Young.—38.

Excused: Baldwin, Crow, Hargrave, Keels, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1099, as amended, was referred for engrossment.

GENERAL ORDER

HB 1089 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1089** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1089** was 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: Baggett, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Williams, Young.—35.

Excused: Atkinson, Baldwin, Birdsong, Bradley, Crow, Hargrave, Keels, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Terrill.—13.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Williams, Young.—37.

Excused: Atkinson, Baldwin, Bradley, Crow, Keels, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Terrill.—11.

The emergency was declared passed.

HB 1089 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1090 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1090** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1090** was 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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Williams, Young.—38.

Excused: Baldwin, Crow, Keels, Mc-

Spadden, Porter, Smalley, Stansberry, Stipe, Taliaferro, Terrill.—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, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Williams, Young.—38.

Excused: Baldwin, Crow, Keels, McSpadden, Porter, Smalley, Stansberry, Stipe, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1090 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1102 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Senator Inhofe asked to be made co-author of HB 1102, which was the order.

Upon motion of Senator Massey, HB 1102 was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, HB 1102 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1102 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, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams.—39.

Excused: Baldwin, Crow, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill, Young.—9.

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, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams.—39.

Excused: Baldwin, Crow, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill, Young.—9.

The emergency was declared passed.

HB 1102, as amended, was referred for engrossment.

GENERAL ORDER

HB 1106 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, HB 1106 was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, HB 1106 was placed upon third reading and final passage.

THIRD READING

HB 1106 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, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams.—38.

Excused: Baldwin, Crow, Keels, Mc-

Spadden, Porter, Smalley, Stansberry, Taliaferro, Terrill, Young.—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, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—40.

Excused: Baldwin, Crow, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—8.

The emergency was declared passed.

HB 1106 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1107 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Senators Berrong and Dacus asked to be made coauthors of HB 1107, which was the order.

Upon motion of Senator Massey, HB 1107 was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, HB 1107 was placed upon third reading and final passage.

THIRD READING

HB 1107 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, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne,

Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Crow, Ferrell, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—9.

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, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Crow, Ferrell, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—9.

The emergency was declared passed.

HB 1107 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1115 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, HB 1115 was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, HB 1115 was placed upon third reading and final passage.

THIRD READING

HB 1115 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, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Crow, Garrison, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—9.

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, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Crow, Garrison, Keels, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—9.

The emergency was declared passed.

HB 1115 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1116 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, HB 1116 was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, HB 1116 was considered engrossed and 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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—38.

Excused: Atkinson, Baldwin, Crow, Keels, McGraw, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—10.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—38.

Excused: Atkinson, Baldwin, Crow, Keels, McGraw, McSpadden, Porter, Stansberry, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1116, as amended, was referred for engrossment.

Senators Porter and Stansberry asked to be shown present, which was the order.

Senator Hargrave presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 96 correctly engrossed.

Engrossed SB 96 was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 37 by Garrison, Williams and Inhofe of the Senate and Connor, et al, of the House was read and considered.

Senator Inhofe moved to amend SB 37, page 2, line 12, by deleting the period after the word "health" which amendment was declared adopted.

Senator Stipe moved to amend SB 37, page 2, line 11, by striking after the word "fee" the remainder of line 11, all of lines 12 through 18, on page 2, and all of lines 1 through 15, on page 3, and by adding the language "of Ten Dollars (\$10.00)".

Senator Inhofe moved to table the Stipe amendment, which motion was declared

failed of adoption upon a roll call as follows:

Aye: Baggett, Berrong, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Inhofe, McCune, McGraw, Miller, Payne, Romang, Short, Smalley, Stansberry, Williams.—17.

Nay: Birdsong, Boecher, Bradley, Dacus, Graves, Hamilton, Hargrave, Horn, Howard, Lane, Luton, Martin, Massey, Medearis, Phillips, Porter, Stipe, Young.—18.

Excused: Atkinson, Baldwin, Crow, Field, Ham, Holden, Keels, McSpadden, Murphy, Nichols, Smith, Taliaferro, Terrill.—13.

The vote occurring upon the Stipe amendment, it was declared adopted.

Senator Smalley presiding.

Senator Young moved to amend **SB 37**, page 7, line 4, by inserting after the word "fixed" the language "at the rate of \$25.00" and by striking the remainder of line 4, all of lines 5 through 7, and the language on line 8 down through the figures "25.00" which amendment was declared failed of adoption.

Upon motion of Senator Inhofe, **SB 37**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Inhofe, **SB 37**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 37 was read for the third time at length.

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

Aye: Baggett, Berrong, Breckinridge, Ferrell, Garrett, Garrison, Inhofe, McCune, McGraw, Miller, Payne, Romang, Short, Smalley, Stansberry, Williams.—16.

Nay: Atkinson, Birdsong, Boecher, Bradley, Dacus, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Keels,

Lane, Luton, Martin, Medearis, Phillips, Porter, Stipe, Terrill, Young.—21.

Excused: Baldwin, Crow, Field, Ham, Holden, McSpadden, Massey, Murphy, Nichols, Smith, Taliaferro.—11.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Inhofe moved to reconsider the vote by which **SB 37** failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 4 correctly engrossed.

SB 8 and **SCR 16** each correctly enrolled.

Engrossed **SJR 4** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 8** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 16** was 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 1015 by Hunter, et al, of the House and McGraw and Field of the Senate—A Concurrent Resolution memorializing the passing of the Honorable Ross Rizley, United States District Judge; mentioning some capacities of his public service, extending condolences to his family; and directing distribution.

Upon request of Senator McGraw, **HCR 1015** was taken up for immediate consideration.

By unanimous consent, upon request of Senator Stipe, all other members of the Senate were made coauthors of the Resolution.

Senator Hamilton asked unanimous con-

sent that Senator Nichols be shown as the third Senate coauthor, which was the order.

HCR 1015, as coauthored, was read at length as follows and adopted upon motion of Senator McGraw:

HCR 1015—By Hunter, Thompson, McKee, Abbott, Allard, Andrews, Atkins, Bamberger, Barker, Bean, Beauchamp, Bengtson, Bernard, Bickford, Boren, Bradley, Briscoe, Browers, Camp, Cate, Clemons, Coffin, Cole, Conaghan, Connor, Converse, Cox, Derryberry, Doornbos, Dunn, Ferguson, Ferrell, Finch, Fine, Ford, Gooden, Goodfellow, Green, Greenhaw, Hancock, Hargrave, Harrison, Hatchett, Hesser, Hill (Archibald), Hill (Ben), Holaday, Hopkins, Howard, Hutchens, Johnson, Jones, Kamas, Levergood, Lindstrom, McCune, Miskelly, Monks, Mountford, Murphy, Musgrave, Nance, Odom (Martin), Odom (V. H.), Patterson, Payne, Peterson, Poulos, Privett, Raibourn, Robinson, Rogers, Sandlin, Sanguin, Skeith, Smith (E. W.), Smith (Norman), Smitley, Sparkman, Spearman, Stratton, Sullivan, Tabor, Taggart, Tawater, Thornhill, Townsend, Trent, Vann, Whorton, Wiedemann, Williams, Williamson, Willis, Witt, Wixson, Wolf (Leland), Wolfe (Stephen) and York of the House and McGraw, Field, Nichols, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young of the Senate—A Concurrent Resolution memorializing the passing of the Honorable Ross Rizley, United States District Judge; mentioning some capacities of his public service; extending condolences to his family; and directing distribution.

WHEREAS, the Honorable Ross Rizley,

United States District Judge, died on March 4, 1969, at the age of 76 years, after many years of outstanding service to the people of the State of Oklahoma and the United States; and

WHEREAS, Judge Rizley was appointed by President Dwight D. Eisenhower in 1956 to hold the position and fulfill the duties of United States Judge for the Western District of Oklahoma, and retained that post throughout the remainder of his lifetime; and

WHEREAS, Judge Rizley was born in, and attended the public schools of, Beaver County, received his Bachelor of Laws Degree from the Kansas City School of Law in 1915 and undertook a political career being named Presidential Elector from Oklahoma in 1928; designated delegate to the 1932, 1936 and 1948 Republican National Conventions; being elected State Senator from the First District; and running for Governor on the Republican Ticket in 1938; and

WHEREAS, in 1940 Judge Rizley was elected to the United States House of Representatives; was reelected in 1942, 1944 and 1946; served as Solicitor for the United States Post Office Department; as Assistant Secretary of Agriculture and as Chairman of the Civil Aeronautics Board; and

WHEREAS, during his years on the Federal bench, Judge Rizley acquired a reputation as a hard-working, fair and just judge, being described by his fellow judges as "a great Oklahoman and a great American," and as "a wonderful, loveable person".

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

SECTION 1. That this Legislature on behalf of its members and on behalf of the people of the State of Oklahoma does hereby express to the family of the Hon-

orable Ross Rizley profound regret at the loss to our State and the Nation resulting from the death of Judge Rizley and does further express deep appreciation for his many contributions to our State and our Country.

SECTION 2. That duly authenticated copies of this resolution be delivered to the members of his family.

HCR 1015 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 195 by Romang was read and considered.

Senator Luton moved to amend SB 195, page 4, line 1, by striking the figures "60,000" and substituting therefor the figures "62,000" which amendment was declared adopted.

Upon motion of Senator Romang, SB 195, as amended was advanced to engrossment.

Following discussion, Senator Romang moved that the vote be reconsidered by which SB 195 was advanced to engrossment, which motion was declared adopted.

Senator Baggett moved to amend SB 195, page 4, line 12, by striking the word "court" and substituting therefor the words "county general" which amendment was declared adopted.

Upon motion of Senator Romang, SB 195, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, SB 195, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 195 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham-

ilton, Hargrave, Holden, Inhofe, Lane, Luton, McCune, Medearis, Miller, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—31.

Nay: Berrong, Bradley, Horn, Howard, Keels, Stipe.—6.

Excused: Baldwin, Boecher, Crow, Ham, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Taliaferro.—11.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, Medearis, Miller, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—33.

Nay: Berrong, Bradley, Horn, Keels.—4.

Excused: Baldwin, Boecher, Crow, Ham, McGraw, McSpadden, Martin, Massey, Murphy, Nichols, Taliaferro.—11.

The emergency was declared passed.

SB 195, as amended, was referred for engrossment.

Senator Hamilton presiding.

GENERAL ORDER

SB 197 by Smith of the Senate and Abbott of the House was read and considered.

Senators Birdsong, Payne, Graves and Terrill asked to be made coauthors of SB 197, which was the order.

Upon motion of President Pro Tempore Smith, SB 197 was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, SB 197 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 197 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, Massey, Medearis, Miller, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Baldwin, Boecher, Crow, Ham, Inhofe, McGraw, McSpadden, Martin, Murphy, Nichols, 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, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, Massey, Medearis, Miller, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Baldwin, Boecher, Crow, Ham, Inhofe, McGraw, McSpadden, Martin, Murphy, Nichols, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 197 was referred for engrossment.

GENERAL ORDER

SB 198 by Smith of the Senate and Abbott of the House was read and considered.

Senators Birdsong, Payne, Graves and Terrill asked to be made coauthors of SB 198, which was the order.

President Pro Tempore Smith moved to amend SB 198, page 2, line 7, by inserting a period after the word "years", and by showing the language commencing on line 8 to be the beginning of a new sentence and a new paragraph, and by striking the period after the word "another" on page

2, line 9, which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, SB 198, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, SB 198, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 198 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Massey, Medearis, Miller, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Baldwin, Boecher, Crow, Ham, McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, 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, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Massey, Medearis, Miller, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Baldwin, Boecher, Crow, Ham, McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 198, as amended, was referred for engrossment.

GENERAL ORDER

SB 199 by Smith of the Senate and Abbott of the House was read and considered.

Senators Birdsong, Payne, Terrill and Graves asked to be made coauthors of **SB 199**, which was the order.

Upon motion of President Pro Tempore Smith, **SB 199** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 199** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 199 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, H a r g r a v e, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Massey, Medearis, Miller, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—37.

Excused: Baldwin, Boecher, Crow, Ham, McGraw, McSpadden, Martin, Murphy, Nichols, 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, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, H a r g r a v e, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Massey, Medearis, Miller, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—37.

Excused: Baldwin, Boecher, Crow, Ham, McGraw, McSpadden, Martin, Murphy, Nichols, Stipe, Taliaferro.—11.

The emergency was declared passed.

SB 199 was referred for engrossment.

GENERAL ORDER

SB 200 by Berrong was read and considered.

Upon motion of Senator Berrong, **SB 200** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 200** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 200 was read for the third time at length.

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

Aye: Atkinson, B e r r o n g, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, G a r r e t t, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, Massey, Medearis, Miller, Payne, Phillips, Porter, Romang, Smalley, Smith, Stansberry, Terrill, Williams, Young.—33.

Nay: Baggett, Hamilton, McCune, Short.—4.

Excused: Baldwin, Boecher, Crow, Ham, McGraw, McSpadden, Martin, Murphy, Nichols, Stipe, Taliaferro.—11.

The bill was declared passed.

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

Aye: Atkinson, B e r r o n g, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, G a r r e t t, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, Massey, Medearis, Miller, Payne, Phillips, Porter, Romang, Smalley, Smith, Stansberry, Terrill, Williams, Young.—33.

Nay: Baggett, Hamilton, McCune, Short.—4.

Excused: Baldwin, Boecher, Crow, Ham, McGraw, McSpadden, Martin, Murphy, Nichols, Stipe, Taliaferro.—11.

The emergency was declared passed.

SB 200 was referred for engrossment.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 8**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 16**.

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

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1015**.

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

BILLS RELEASED

As provided under Rule 19-f, **HBs 1073, 1089, 1090, 1106, 1107 and 1115** were properly signed and ordered returned to the Honorable House.

HB 1180, together with the **CCR** thereon, was ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., Monday, March 10, 1969.

Thirty-sixth Legislative Day

Monday, March 10, 1969

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

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Atkinson, Baldwin, Boecher, Garrett, Stansberry, Taliaferro.—6.

The President declared a quorum present.

The following prayer was offered by the Chaplain, the Reverend G. E. Dyer, Pastor of the First Baptist Church of Rolling Hills, Tulsa, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Medearis:

Our Father, we thank Thee for this occasion that brings us together. We pray Thy blessings upon each of those who have been charged with the responsibility of representing the people of this great State. We pray for their families while they are away. May You bless the constituents of each of these dedicated men. Guide now in the business which shall be presented today. Give to each one the wisdom and a concern for the welfare of the State in all his actions. In the name of our matchless Savior, we pray. Amen.

The Journal for the last legislative day was declared approved, except for correc-

tion ordered which is shown on the last page of this day's Journal.

ANNOUNCEMENT

Senator Baggett advised that a memorandum regarding the "Joe Ann Peterson Memorial Fund" had been placed upon the desk of each Senator, and asked that the following copy of same be incorporated in the Journal, which was the order:

TO THE MEMBERS, EMPLOYEES AND FRIENDS OF THE STATE SENATE

Re: Joe Ann Peterson
Memorial Fund

Many of Joe Ann Peterson's friends have expressed a desire to do something in memory of friendship and to express their feelings for her family. The faculty of the Social Studies Department at Central State College has started The Joe Ann Peterson Memorial Fund. All contributions will be deposited into a Trust Fund to be used for the education of Joe Ann's son, Rusty.

If you want to take part please send your contribution to:

The Joe Ann Peterson Memorial Fund
c/o Social Studies Department
Central State College
Edmond, Oklahoma 73034

Thank you,
Bryce Baggett

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1021—By Spearman—An Act relating to prisons and reformatories; amending 57 O. S. 1961, § 138, as amended by Section 1, Chapter 255, O. S. L. 1968 (57

O. S. Supp. 1968, § 138); providing for credits against sentence by reason of good conduct; eliminating requirement that section to be read as instruction to jury; and declaring an emergency.

HB 1251—By Green—An Act relating to public buildings and works; amending 61 O. S. 1961, § § 32, 33, and 34; providing for the awarding of contracts within thirty days after opening of bids; providing for recording of bids; requiring performance bond and fixing term thereof; requiring good faith deposit accompany bids over One Thousand Dollars; and declaring an emergency.

HB 1267—By Hopkins, Bradley, Smith-ey, Poulos, Ferguson, Ford and Hatchett of the House and Stipe of the Senate—An Act relating to insurance; amending 36 O. S. 1961, § 312.1, as last amended by Section 1, Chapter 43, O. S. L. 1967 (36 O. S. Supp. 1968, § 312.1); providing for report, disbursement and appropriation of insurance premium taxes; providing for records and statements; providing for increase in amount of premium tax allocations to the Police Pension and Retirement Systems; providing effective date; and making provisions of Act severable.

HB 1286—By Hopkins, Thompson, Green, Peterson, Coffin and Witt of the House and Howard of the Senate—An Act relating to county jail prisoners; amending 57 O. S. 1961, § 65; providing for deduction from the sentence for blood donated by prisoners to American Red Cross, or to hospital approved by Sheriff; and declaring an emergency.

HB 1308—By Briscoe—An Act relating to county libraries; amending 65 O. S. 1961, § 61; authorizing County Excise Board to make annual levy for county circulating library or in certain counties a joint City and County Library; fixing limitations on amount of levy; making provisions of Act severable; and declaring an emergency.

HB 1311—By Allard and Tabor—An Act relating to motor carriers; amending 47

O. S. 1961, § 161, as last amended by Section 1, Chapter 190, O. S. L. 1968 (47 O. S. Supp. 1968, § 161); exempting a private individual furnishing transportation for school children to and from public schools and to and from public school related extracurricular activities, under contract with a public school board, from provisions of Act; and declaring an emergency.

HB 1341—By Harrison—An Act relating to livestock; defining terms; providing for powers and duties of the State Board of Agriculture; requiring license for operation of livestock feed yards; fixing license fees and providing for the disposition thereof; setting standards for feed yards license; providing for suspension or revocation of license; providing for employees; making violations a misdemeanor and fixing penalties; providing for severability; directing codification; and repealing conflicting laws.

HB 1389—By Lindstrom—An Act relating to soldiers and sailors; amending 72 O. S. 1961, § 63.2; providing for appointment and term of office of War Veterans Commission; and declaring an emergency.

HB 1439—By Abbott—An Act relating to schools; amending 70 O. S. 1961, § 4-7, as last amended by Section 1, Chapter 411, O. S. L. 1968 (70 O. S. Supp. 1968, § 4-7) and 70 O. S. 1961, § 4-9; providing members of Boards of Education of school districts; providing for change of election date for election of members; amending 70 O. S. 1961, § 4-40, as amended by Section 1, Chapter 252, O. S. L. 1963 (70 O. S. Supp. 1968, § 4-40); providing change of election date for emergency levies; and declaring an emergency.

HB 1467—By Hunter—An Act relating to cemeteries; and providing for conveyance of county lands by Board of County Commissioners to Cemetery Association, previously existing or formed for the purpose of taking such land.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 10**—Coauthored by Whorton.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 15**—Showing Skeith as principal House Author and Coauthored by Hesser, Sanguin, Ferrell, Trent, Bernard, McKee, Monks and Smith (E. W.).

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 52, 72 and 76**, as amended.

HAs to SB 52 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend **TITLE** to read as follows: (An Act relating to the office of the Insurance Commissioner—an emergency.)

AMENDMENT NO. 2. Amend Page 1, Line 13 by striking the Enacting Clause.

HA to SB 72 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking "Be it enacted by the people of the State of Oklahoma:"

HA to SB 76 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking "Be it enacted by the people of the State of Oklahoma:"

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1016—by Cox, et al, of the House and Payne and Ferrell of the Senate—A Concurrent Resolution memorializing Congress to reduce the interest rate on fed-

eral monies utilized for water related projects; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

CITATIONS

Upon motion of Senator Massey, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Miss Brenda Bush upon being awarded first place in the Sixth Grade Division of the State Essay Contest.

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 Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 256—Agriculture.

SB 288—Agriculture.

HB 1133—Judiciary — Coauthored by Grantham and Garrison.

DO PASS, as Amended:

SB 259—Agriculture.

MOTION

Senator Massey moved that the Honorable House be requested to return **HB 1106** for further consideration, which motion was declared adopted.

FIRST READING

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

SB 300—By Crow—An Act relating to oil and gas; amending 52 O. S. 1961, § § 420.3 and 420.4, as last amended by Sections 1 and 2, Chapter 127, O. S. L. 1965 (52 O. S. Supp. 1968, § § 420.3 and 420.4); creating the Oklahoma Liquefied Petroleum Gas Board; prescribing number and requirements for membership; providing for terms of members; providing for officers; providing standards for handling

and storing liquefied petroleum gases; prescribing duties of administrator; providing for promulgation of rules; providing for permits; providing for fees; providing for application and examination; providing for insurance; and declaring an emergency.

SB 301—By McSpadden—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.

SB 302—By Horn—An Act relating to schools; amending 70 O. S. 1961, § 4-19; providing the County Treasurer of each county shall be the Treasurer of all school districts with certain exceptions; providing the Board of Education of independent school districts having One Thousand Five Hundred or more in average daily attendance may appoint a local treasurer; providing an assistant to the local treasurer may be appointed in districts having Twenty-five Thousand or more in average daily attendance; providing his duty be prescribed and his compensation be fixed; making provisions of this Act severable; and declaring an emergency.

SB 303—By Romang—An Act relating to civil procedure and to service of summons; amending Section 2, Chapter 293, O. S. L. 1968 (12 O. S. Supp. 1968, § 153.1), to provide that return of summons shall not be endorsed upon face of summons served to defendant; and declaring an emergency.

SB 304—By Garrett of the Senate and Miskelly of the House—An Act relating to civil procedure and the small claims procedure; amending Sections 1 and 3, Chapter 322, O. S. L. 1968 (12 O. S. Supp. 1968, §§ 1751 and 1753), to provide that actions for replevy of personal property and/or possession of real property may be brought under small claims Act; providing such actions in rem may be joined with actions for recovery of money; providing form for affidavit and order; pro-

viding for issuance of Writ of Assistance; and declaring an emergency.

SB 305—By Stipe—An Act relating to insurance; amending Section 2, Chapter 106, O. S. L. 1968 (36 O. S. Supp. 1968, § 3636); providing uninsured motorist clause be inserted in every automobile liability insurance contract; prescribing the limits of liability of such coverage; providing for an insolvency clause; and declaring an emergency.

SB 306—By Garrett—An Act relating to elections; amending 26 O. S. 1961, § 326; authorizing absentee ballot for city and town elections; and declaring an emergency.

SB 307—By Baggett—An Act relating to motor vehicles; amending Section 9, Chapter 86, O. S. L. 1967 (47 O. S. Supp. 1968, 759); to provide the Dean of University of Oklahoma School of Medicine, or his designate, shall be Chairman of the Board of Chemical Tests for Alcoholic Influence; and declaring an emergency.

SB 308—By Romang—An Act relating to civil procedure; amending Section 2, Chapter 293, O. S. L. 1968 (12 O. S. Supp. 1968, § 153.1); authorizing service of summons and/or orders of the court in person or by mail; providing content of summons; prescribing procedure for mailing; fixing fee of clerk for mailing; and declaring an emergency.

SB 309—By Martin—An Act relating to cities and towns; amending 11 O. S. 1961, § 482, as amended by Section 1, Chapter 247, O. S. L. 1965 (11 O. S. Supp. 1968, § 482); providing authority for changing of city and town limits; specifying procedures for annexation of territory by cities and towns; providing for certain exemptions from city and town taxes; and declaring an emergency.

SB 310—By Ferrell—An Act relating to revenue and taxation; providing exemption from sales tax on the leasing of certain motor vehicles upon which motor vehicle excise tax has been paid; directing codification; and declaring an emergency.

SB 311—By Nichols and McSpadden of the Senate and Sparkman of the House—An Act relating to the State Department of Public Welfare; providing for recovery from tortfeasors and insurers of amounts paid by the State Department of Public Welfare for medical expenses of injured and diseased persons; and declaring an emergency.

SB 312—By Field—An Act relating to banks and trust companies; amending Section 415, Chapter 161, O. S. L. 1965, as amended by Section 6, Chapter 93, O. S. L. 1968 (6 O. S. Supp. 1968, § 415); authorizing drive-in or walk-up banking facilities; providing location must be less than one thousand yards from main bank building; requiring certificate for additional outside facilities; providing for notice and hearing on applications for certificates; providing for injunction against prohibited activities; providing penalties; repealing 6 O. S. 1961, § 461, as renumbered to be O. S. 1968, § 2061; and declaring an emergency.

SB 313—By Breckinridge—An Act relating to liquified petroleum gas; amending 52 O. S. 1961, § 420.3, (a), as last amended by Section 1, Chapter 127, O. S. L. 1965 (52 O. S. Supp. 1968, § 420.3, (a)), to provide members to "LP-Gas Board" shall be appointed by the Governor; and declaring an emergency.

SJR 15—By Field and Boecher—A Joint Resolution authorizing and directing the Wildlife Conservation Commission to become a participating employer in the Public Employees Retirement System and to transfer all funds and records of the Oklahoma Conservation Department Retirement Fund to said Public Employees Retirement System; and declaring an emergency.

SECOND READING

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

SB 294—Conservation and Economic Development.

SB 295—Roads and Highways.

SB 296—Governmental Affairs.

SB 297—Appropriations and Budget.

SB 298—Revenue and Taxation.

SB 299—Governmental Affairs.

HB 1158—Judiciary.

HB 1169—Conservation and Economic Development.

President Pro Tempore Smith asked unanimous consent that the order referring **HB 1169** to the Committee on Conservation and Economic Development be rescinded and that the Bill be referred to the Committee on Governmental Affairs, which was the order.

HB 1203—Public Health.

HB 1257—Revenue and Taxation.

HB 1288—Judiciary.

HB 1328—Constitutional Revisions and Regulatory Services.

HB 1381—Constitutional Revisions and Regulatory Services.

HB 1405—Public Health.

HB 1411—Business Relations.

HB 1437—Governmental Affairs.

HB 1438—Judiciary.

HJR 1001—Constitutional Revisions and Regulatory Services.

HJR 1016—Constitutional Revisions and Regulatory Services.

Senator Grantham asked unanimous consent that **HJR 1016** be referred to the Judiciary Committee after being considered in the Committee on Constitutional Revisions and Regulatory Services, which was the order.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 195, 197, 198, 199, 200, 267, 268, 269, HBs 1099, 1102 and 1116 each correctly engrossed.

Engrossed **SBs 195, 197, 198, 199, 200, 267, 268 and 269** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs** 1099, 1102 and 1116, as amended, were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs** 1073, 1089, 1090, 1107, 1115 and 1180.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 133 by Martin was read and considered.

Senator Stipe moved to amend **SB 133**, page 3, line 2, by inserting after the word "industrial" and before the word "purposes" the words "or agricultural", which amendment was tabled upon motion of Senator Smalley.

Senator Baggett moved to amend **SB 133**, page 3, line 1, by inserting after the word "used" and before the word "for", the word "exclusively", which amendment was declared adopted.

Upon motion of Senator Martin, **SB 133**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 133**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

Senator Martin asked that **SB 133**, be deferred temporarily, which was the order.

GENERAL ORDER

SJR 14 by Birdsong of the Senate and Derryberry of the House was read and considered.

Upon motion of Senator Birdsong, **SJR 14** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SJR 14** was con-

sidered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 14 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Boecher, Field, Garrett, Graves, Ham, McSpadden, Stansberry, Taliaferro.—10.

The Resolution was declared passed.

SJR 14 was referred for engrossment.

COMMITTEE APPOINTMENT

Pursuant to Section 10 of **HB 980**, passed by the 31st Legislature and approved by the Governor on May 17, 1968, President Pro Tempore Smith appointed the following Senators as Members of the Joint Legislative Ethics Committee: Garrison, Grantham, and Miller.

Senator Garrett asked to be shown present, which was the order.

GENERAL ORDER

SB 278 by Hargrave was read and considered.

Upon motion of Senator Hargrave, **SB 278** was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **SB 278** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 278 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Boecher, Field, Graves, Ham, Stansberry, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Boecher, Field, Graves, Ham, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 278 was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

SB 253 by Berrong, Dacus, Young, Graves, Inhofe, Miller, Martin, Keels, Nichols, Murphy, Atkinson and Field of the Senate and Mountford of the House was read and considered.

Senators Massey and Hargrave asked to be made coauthors of SB 253, which was the order.

Senator Young asked that his name be removed as coauthor of SB 253, which was the order.

Senator Young moved to amend SB 253, page 11, line 11, by inserting a period (.)

after the word "salesmen" and by striking the remainder of paragraph 5, which amendment was tabled upon motion of Senator Berrong.

Senator Young moved to amend SB 253, page 12, beginning on line 1, by striking all of subsection (7).

Senator Berrong 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: Baggett, Birdsong, Breckinridge, Crow, Ferrell, Garrett, Garrison, Horn, Howard, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Porter, Short, Smalley, Stansberry, Stipe, Terrill, Young.—23.

Nay: Berrong, Bradley, Dacus, Field, Grantham, Ham, Hargrave, Holden, Inhofe, Keels, Miller, Nichols, Payne, Romang, Williams.—15.

Excused: Atkinson, Baldwin, Boecher, Graves, Hamilton, Murphy, Phillips, Taliaferro.—8.

Excused from voting: Lane, Smith.—2.
(Art. 5-Sec. 24 Const.)

Upon motion of Senator Berrong, SB 253, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, SB 253, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 253 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips,

Porter, Romang, Smalley, Stipe, Terrill, Young.—34.

Nay: Breckinridge, Hamilton, McCune, McGraw, Short, Stansberry.—6.

Excused: Atkinson, Baldwin, Boecher, Graves, Taliaferro.—5.

Excused from voting: Lane, Smith, Williams.—3. (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, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smalley, Stipe, Terrill, Young.—35.

Nay: Breckinridge, Hamilton, McGraw, Short, Stansberry.—5.

Excused: Atkinson, Baldwin, Boecher, Graves, Taliaferro.—5.

Excused from voting: Lane, Smith, Williams.—3. (Art. 5-Sec. 24 Const.)

The emergency was declared passed.

SB 253, as amended, was referred for engrossment.

THIRD READING

Senator Martin moved that the vote be reconsidered by which **SB 133** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Martin moved to reconsider the vote by which **SB 133** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Baggett, joined by Senator Martin, moved to amend **SB 133**, page 2, line 7, by placing a period (.) after the word "added" and by striking the remainder of the paragraph through line 10 on page 3, and by amending the Title to conform

thereto, which amendment was declared adopted.

Senator Martin asked unanimous consent that the Title of **SB 133** be amended to conform to the body of the Bill, which was the order.

Upon motion of Senator Martin, **SB 133**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 133**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 133 was read for the third time at length.

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

Aye: Baggett, Ferrell, Field, Garrett, Hargrave, Holden, Howard, Lane, McSpadden, Martin, Massey, Miller, Murphy, Porter, Romang, Terrill, Young.—17.

Nay: Birdsong, Bradley, Breckinridge, Crow, Dacus, Garrison, Grantham, Ham, Hamilton, Horn, Inhofe, Keels, Luton, McCune, McGraw, Medearis, Nichols, Payne, Phillips, Short, Smalley, Smith, Stansberry, Stipe, Williams.—25.

Excused: Atkinson, Baldwin, Berrong, Boecher, Graves, Taliaferro.—6.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Baggett moved that the vote be reconsidered by which **SB 133**, as amended, failed of passage.

GENERAL ORDER

SB 203 by Field was read and considered.

Following discussion, Senator Stipe moved that **SB 203** be ordered withdrawn from the Calendar, re-referred to the Committee on Business Relations.

Senator Field moved to table the Stipe

motion, which motion was declared failed of adoption.

The vote occurring upon the Stipe motion, it was declared adopted.

GENERAL ORDER

SB 211 by Ferrell was read and considered.

Senator Ferrell moved to amend SB 211, page 1, line 2, by striking the words "Cherokee Strip Historical Society" and substituting therefor the words "Industrial Development and Park Department", and by amending the Title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Ferrell, SB 211, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, SB 211, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 211 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Horn, Howard, Inhofe, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Keels, McCune.—2.

Excused: Atkinson, Baldwin, Boecher, Garrett, Graves, Ham, Holden, Massey, Porter, Stansberry, Taliaferro.—11.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Horn, Howard, Inhofe, Lane,

Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Keels, McCune.—2.

Excused: Atkinson, Baldwin, Boecher, Garrett, Graves, Ham, Holden, Massey, Porter, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 211, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1269, requesting Conference and naming Conferees as follows: Bickford, Payne and York.

Upon motion of Senator Martin, the request of the Honorable House for a conference on HB 1269 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under HB 1269: Martin, Hargrave and Lane.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1270, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1124, requesting Conference and referring said Bill to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator Dacus, the request of the Honorable House for a conference on HB 1124 was ordered granted, said Bill to be referred to the General Conference Committee on Appropriations when appointed.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1091, requesting Conference and re-

ferring said Bill to the General Conference Committee on Appropriations when appointed.

Upon motion of Senator McSpadden, the request of the Honorable House for a conference on **HB 1091** was ordered, the Bill to be referred to the General Conference Committee on Appropriations when appointed.

PENDING SENATE ACTION

Upon motion of Senator McSpadden, the request of the Honorable House for a conference on **HB 1092** was ordered granted, said Bill to be referred to the General Conference Committee on Appropriations when appointed.

GENERAL ORDER

SB 270 by Dacus, Young, Atkinson and Martin was read and considered.

Senator Stipe moved to amend **SB 270**, page 2, line 1, by striking the words "and Farm Truck"; by striking all of Section 2, and renumbering the subsequent sections accordingly; and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Dacus, **SB 270**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dacus, **SB 270**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 270 was read for the third time at length.

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

Aye: Baggett, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang,

Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Berrong, Boecher, Garrett, Ham, Hargrave, Porter, Stansberry, Taliaferro.—10.

The bill was declared passed.

SB 270, as amended, was referred for engrossment.

Senator Hamilton presiding.

GENERAL ORDER

SB 238 by Murphy was read and considered.

Senator Murphy moved to amend **SB 238**, page 2, beginning on line 8, after the word "term" by striking the remainder of line 8, all of lines 9, 10, and 11, and substituting therefor the language "not less than one (1) year nor more than ten (10) years, or by a fine not to exceed Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment" which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 238**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 238** was considered engrossed and placed upon third reading and final passage.

THIRD READING

Following discussion, Senator Murphy moved that the vote be reconsidered by which **SB 238** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Murphy, the vote was reconsidered by which **SB 238** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, further consideration of **SB 238** was deferred temporarily.

GENERAL ORDER

SB 233 by Smith of the Senate and Mis-

kelly and Ford of the House was read and considered.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 233** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 233** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 233 was read for the third time at length.

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

Aye: Baggett, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Atkinson, Baldwin, Berrong, Boeher, Hargrave, Martin, Porter, Stansberry, Taliaferro.—9.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Atkinson, Baldwin, Berrong, Boeher, Hargrave, Martin, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 233 was referred for engrossment.

GENERAL ORDER

SB 214 by Smith was read and considered.

Upon motion of President Pro Tempore Smith, **SB 214** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 214** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 214 was read for the third time at length.

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

Aye: Baggett, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Holden, Horn, Howard, Inhofe, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—33.

Nay: Birdsong, Graves, Hamilton, Keels, Stipe.—5.

Excused: Atkinson, Baldwin, Berrong, Boeher, Hargrave, Lane, Massey, Porter, Stansberry, Taliaferro.—10.

The bill was declared passed.

SB 214 was referred for engrossment.

GENERAL ORDER

SB 238 was called up for further consideration.

Senator Murphy moved to amend **SB 238**, page 1, line 4, by striking the words "false, bogus or worthless" and substituting therefor the words "false or bogus" which amendment was declared adopted.

Senator Murphy moved to amend **SB 238**, page 2, line 2, by striking the language "Five Hundred Dollars (\$500.00) or by imprisonment in the county jail for not more than six (6) months, or both such fine and imprisonment" and substituting therefor the language "One Thousand Dollars (\$1,000.00) or by imprisonment in the county jail for not more than one year, or by both such fine and imprisonment" which amendment was declared adopted.

Senator Baggett moved to amend **SB 238**, page 2, line 4, by striking the word "value" and substituting therefor the words "face amount" which amendment was declared adopted.

Senator Murphy moved to amend **SB 238**, page 2, line 11½, by adding after line 11 and before line 12, the following new section: "Section 2. Section 1 of this act may be codified as Section 1541.3A of Title 21 of the Oklahoma Statutes"; and by re-numbering the remaining section accordingly, and amending the title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend **SB 238**, page 2, lines 4 and 5 by striking the words "false, bogus or worthless" and substituting therefor the words "false or bogus" which amendment was declared adopted.

Senator Luton asked that Xerox copies of **SB 238**, with the amendments incorporated therein, be placed on each member's desk, which request he withdrew.

Upon motion of Senator Murphy, **SB 238**, as amended, was advanced to engrossment.

Senator Murphy asked unanimous consent that **SB 238**, as amended, be considered engrossed and placed upon third reading and final passage to which Senator Garrett objected.

Following discussion, Senator Garrett withdrew his objection, and by unanimous consent, upon request of Senator Murphy, **SB 238** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 238 was read for the third time at length.

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

Aye: Baggett, Birdsong, Dacus, Field, Grantham, Graves, Horn, Howard, Keels, Lane, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Williams.—22.

Nay: Breckinridge, Ferrell, Garrett, Garrison, Hamilton, Holden, Inhofe, Luton, McCune, McSpadden, Massey, Stipe, Terrill, Young.—14.

Excused: Atkinson, Baldwin, Berrong, Boecher, Bradley, Crow, Ham, Hargrave, Payne, Porter, Stansberry, Taliaferro.—12.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Murphy moved that the vote be reconsidered by which **SB 238**, as amended, failed of passage.

MESSAGE FROM THE HOUSE

In accordance with the request of the Senate, the House is returning herewith Engrossed **HB 1106** for further consideration by the Honorable Senate.

Senator Massey moved to reconsider the vote by which **HB 1106** was passed, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Birdsong, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Young.—35.

Excused: Atkinson, Baldwin, Berrong, Boecher, Bradley, Crow, Ham, Hargrave, McGraw, Porter, Stansberry, Taliaferro, Williams.—13.

THIRD READING

Senator Massey moved to reconsider the vote by which **HB 1106** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Massey, the vote was reconsidered by which **HB 1106** was advanced to engrossment.

GENERAL ORDER

Senator Massey moved to amend **HB**

1106, by striking the Title thereof, which amendment was declared adopted.

Upon motion of Senator Massey, **HB 1106**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1106**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1106 was read for the third time at length.

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

Aye: Baggett, Birdsong, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berrong, Boecher, Bradley, Crow, Ham, Hargrave, Howard, McGraw, Phillips, Porter, Stansberry, Taliaferro.—14.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berrong, Boecher, Bradley, Crow, Ham, Hargrave, Howard, McGraw, Phillips, Porter, Stansberry, Taliaferro.—14.

The emergency was declared passed.

HB 1106, as amended, was referred for engrossment.

BILLS RE-REFERRED

President Pro Tempore Smith asked

unanimous consent, which was granted, that **SB 266** be ordered withdrawn from the Judiciary Committee, and that said Bill be referred to the Committee on Governmental Affairs; and that **SB 290** be ordered withdrawn from the Committee on Conservation and Economic Development, and that said Bill be referred to the Committee on Governmental Affairs.

MOTION TO RECONSIDER VOTES

Senator Grantham asked for an extension of one legislative day for consideration of his motions to reconsider the votes by which **HBs 1131** and **1138** failed of passage, which was the order.

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

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
FIRST SESSION, THIRTY-SECOND
OKLAHOMA LEGISLATURE

Gentlemen:

I have on this date vetoed Senate Bill No. 8 for the following reasons:

This bill limits the average daily attendance factor for accreditation to the current level of 55 as does House Bill 1026. However, in addition, Senate Bill No. 8 freezes a number of other regulations established by the Board and removes some schools from any ADA requirement. This measure would erode and retard the authority of the State Board of Education to accredit schools and therefore it defies the purpose of the Board in providing quality education for our children. The State Board of Education has spent five years in a determined study of the needs of children in the smaller communities and rural areas of this state. In my opinion, the Board's action was sincere. I

recognize that these policies have presented many smaller communities of this state with serious problems. I have therefore decided, as I stated on February 13, that the compromise contained in House Bill 1026, which establishes a ceiling of 55 ADA, best meets the wishes of our small school supporters without destroying the power of the State Board of Education to insure that all of our students are given a quality education.

In addition, I find an error of draftsmanship in this Act which I believe to be accidental. By readopting Subsection 17 of this Act, the Legislature has repealed by implication Chapter 183 of the Oklahoma Session Laws of 1968 which was the measure expanding the membership of the

State Board of Vocational and Technical Education. At the present time, House Bill No. 1026 has the same error.

BY THE GOVERNOR OF THE STATE
OF OKLAHOMA

Dewey F. Bartlett

Senator Garrison presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 38 correctly engrossed.

Engrossed SB 38 was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Thirty-seventh Legislative Day

Tuesday, March 11, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Baldwin, Berrong, Hargrave, Howard, Massey, Murphy, Porter, Smith, Taliaferro.—9.

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:

Our Father, Creator of the Universe, Sustainer of life, and Father of our Lord Jesus Christ. For our good fortunes we thank Thee; For the privilege of living in a free country where everyone can become someone, we thank Thee; For the national and personal prosperity that we enjoy we thank Thee. May Your smile upon us be such that we cannot help but share our good fortunes. May the concern of the Savior for a needy mankind be imparted to us. Now, Lord, while we thank Thee for our good fortunes, let us also thank Thee for our misfortunes. Help us to realize that a vital part of life is composed of its difficulties, hardships and tragedies, that the giant oak cannot grow

strong without the winds of the storm; that the test of the bell is in the ringing. Help us to realize that faith is not made in times of crises, but merely tested and made stronger. We pray now for this Body of Senators, chosen men. Guide them today in the issues before them. Keep them ever mindful that issues are people. Give to them wisdom from the One who is all wise. We pray in the name of our Lord and Savior Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following communication from Congressman Tom Steed was read and ordered incorporated in the Journal:

Mr. Basil R. Wilson, Secretary
Oklahoma State Senate
State Capitol
Oklahoma City, Oklahoma 73105
Dear Basil:

Thank you for your letter of March 3 forwarding to me a copy of Senate Resolution No. 11, urging the repeal of all recently passed legislation which restricts the constitutional right of a citizen to keep and bear arms.

I agree wholly with this resolution. Last year I opposed the gun-control legislation all the way on similar grounds, and I still feel the same way. Only a few days ago I introduced a bill specifically repealing the regulation of ammunition, which is proving particularly irksome to sportsmen and merchants of our state.

Best wishes, and you may be sure of my continuing efforts on this issue.

With kindest personal regards, I am
Sincerely yours,
TOM STEED, M.C.

ANNOUNCEMENT

Senator Graves advised that funeral services for Representative John Levergood will be held in Shawnee at 10:30 a.m. tomorrow, and asked to be advised of those planning to attend in order that arrangements may be made to go in a Body with Members of the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1213—By Ferguson and Holaday of the House and Inhofe of the Senate—An Act relating to the State Board of Public Affairs; amending 74 O. S. 1961, § 110.1; providing for inventory and identification of state property having value of more than Twenty-five Dollars; and declaring an emergency.

HB 1230—By Camp and Hancock of the House and Howard of the Senate—An Act relating to securities; amending 71 O. S. 1961, § 401, as amended by Section 1, Chapter 209, O. S. L. 1965 (71 O. S. Supp. 1968, § 401); providing for exemption of certain securities and certain transactions from requirements of registration and filing and approval of sales literature; providing for certain powers and authority of the administration pertaining to such exemptions; making provisions of act severable; and declaring an emergency.

HB 1264—By Ferrell, Raibourn, Beauchamp, Bernard, Dunn, McKee, Tarwater, Lindstrom, and Bean of the House and McSpadden, Terrill and Crow of the Senate—An Act relating to corporations.

HB 1280—By Mountford—An Act relating to cooperative corporations; amending 18 O. S. 1961, § 426; providing for sale and issuance of capital stock; and prescribing limitations.

HB 1377—By Cate—An Act relating to real estate brokers and salesmen; providing that certificate of successful completion of course in real estate instruction issued by Oklahoma State Regents for Higher Education be accepted as evidence applicant has met certain requirements for licensing by the Oklahoma Real Estate Commission; directing codification; and declaring an emergency.

HB 1431—By McCune—An Act pertaining to destruction of records in misdemeanor and traffic cases in Justice of the Peace Courts, County Courts, Special Session Courts and Common Pleas Courts, and of records in civil actions in Justice of the Peace Courts and Special Session Courts; repealing Section 1, Chapter 110, O. S. L. 1967 (20 O. S. Supp. 1968, § 1001); and declaring an emergency.

HB 1472—By Mountford—An Act relating to certain public employees;

HJR 1003—By Spearman of the House and Baggett of the Senate—A Joint Resolution changing the name of Central State College at Edmond to Central State University.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1270**.

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

REQUESTS FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following named persons and ordered referred to the Committee on Lobby Permits:

Mrs. Edith Henderson, 4923 East 32nd Street, Tulsa, Oklahoma, representing O.C.A.

Inez E. Collins, 1819 East 15th Street, Tulsa, Oklahoma, representing the State Cosmetology Association.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 211, 214, 233, 253, 270, 278, SJR 14 and HB 1106 each correctly engrossed.

SJR 10 and SCR 15 each correctly enrolled.

Engrossed SBs 211, 214, 233, 253, 270, 278 and SJR 14 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1106, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SJR 10 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 15 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CITATIONS

Upon motion of Senator McCune, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to James R. Geyer, M.D. of Oklahoma City for serving as Doctor of the Day, March 10, 1969.

Upon motion of Senator McCune, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Miss Donna Barlow, R.N. of Oklahoma City for serving as Nurse of the Day, January 30, 1969.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

COMMITTEE REPORTS

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

DO PASS:

HB 1087—Appropriations and Budget.

HB 1108—Appropriations and Budget.

HB 1120—Appropriations and Budget.

DO PASS, as amended:

SB 136—Municipal Government.

SB 219—Education—Coauthored by Luton.

SB 237—Education.

SB 275—Judiciary.

SJR 12—Education—Coauthored by Miller.

HB 1105—Appropriations and Budget.

HB 1112—Appropriations and Budget.

HB 1122—Appropriations and Budget.

HB 1234—Appropriations and Budget.

RESOLUTIONS

SR 17 by Lane, Massey, Martin, Crow, Hamilton, Miller and Phillips was introduced, read at length as follows, adopted upon motion of Senator Lane, and ordered referred for enrollment:

SR 17—By Lane, Massey, Martin, Crow, Hamilton, Miller and Phillips—A Resolution directing the Oklahoma Water Resources Board to provide to the Corps of Engineers all necessary or desired assurances that Oklahoma is ready and willing to pay its proportionate part of the cost of stabilization of the banks of the Red River; and directing distribution.

WHEREAS, Oklahoma is a great and leading farming area in the United States; and

WHEREAS, soil erosion is a major problem along the fertile valleys of the Red River; and

WHEREAS, continued soil erosion along the Red River is injurious to the Oklahoma farming industry and damaging to the state economy; and

WHEREAS, the United States Corps of Engineers has formulated a plan whereby soil erosion will be curtailed and the banks of the Red River stabilized.

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

SECTION 1. The Oklahoma Water Resources Board is hereby authorized and directed to provide the United States Corps of Engineers with any and all assurances it may require or reasonably request setting forth and insuring that the State of Oklahoma is ready and willing to pay its proportionate part of the cost of stabilizing the banks of the Red River.

SECTION 2. A duly authenticated copy of this Resolution is to be prepared and presented to the Oklahoma Water Resources Board.

SCR 17 by Stansberry, Terrill, Taliaferro, McCune, Williams, Graves and Boecher of the Senate and Holaday, et al, of the House was introduced and read as follows:

A Concurrent Resolution relating to the 1969 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 "What Every Employer Should Know About Handicapped Workers"; and directing that authenticated copies of this Resolution be transmitted to each of said outstanding students and to their respective school officials.

SCR 17 was read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment.

FIRST READING

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

SB 314—By McSpadden—An Act relating to the Grand River Dam Authority; amending 82 O. S. 1961, § 861, to provide the exercise of the powers conferred by § § 861-886, inclusive, of Title 82 of the Oklahoma Statutes shall be deemed an essential governmental function; amending 82 O. S. 1961, § 862, to prescribe venue of certain actions involving the authority and otherwise modifying said Section; amending 82 O. S. 1961, § 863, as amended by

Section 1, Chapter 376, O. S. L. 1965 (82 O. S. Supp. 1968, § 863), to increase compensation of the directors; amending 82 O. S. 1961, § 865, to authorize use of facsimile signatures in disbursing funds; amending 82 O. S. 1961, § 868, to authorize the board to fix rates essential to paying obligations incurred by issuance of any additional bonds; amending 82 O. S. 1961, § 870, to authorize the issuance of bonds by the authority, from time to time, in such amounts as are necessary for carrying out the purposes of the Act and otherwise updating said Section; amending 82 O. S. 1961, § 875, to circumscribe rights of the public to free anchorage, wharfage and landing privileges, and authorizing the authority to assign certain land usages to Oklahoma Industrial Development and Park Department: repealing 82 O. S. 1961, § § 883, 884, 885 and 886; and declaring an emergency.

SB 315—By McSpadden—An Act relating to the Board of Chemical Tests for Alcoholic Influence and making an appropriation thereto; stating the purpose; fixing the salary of the State Supervisor and the secretary, respectively, of the Board of Chemical Tests for Alcoholic Influence; providing for the employment of other personnel and for compensation therefor; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 316—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 where the negligence of the person injured or killed is of less degree than the negligence of any person, firm, or corporation causing such damage, but such damages shall be diminished by the jury in proportion to the contributory negligence shown; pro-

viding that all questions of negligence and contributory negligence or assumption of risk shall be for the jury to determine; repealing conflicting laws; and declaring an emergency.

SB 317—By Grantham of the Senate and Peterson and Conaghan of the House—An Act relating to civil procedure; amending Section 1, Chapter 226, O. S. L. 1968 (12 O. S. Supp. 1968, § 1277); providing for care and custody of children after divorce; providing for support and education of female child until she attains age of twenty-one years under certain circumstances; and declaring an emergency.

SB 318—By Stipe of the Senate and Hopkins of the House—An Act relating to cities and towns; amending 11 O. S. 1961, § 541 1; providing disability allowance for police officers; providing for eligibility for benefits; providing requirements for determining amount of benefits; providing qualification for widows and orphans to receive benefits; providing benefits during illness of policeman; providing adjustments of pensions upon increase or decrease of base salary of regular police; defining "regular police"; and declaring an emergency.

SB 319—By Stipe of the Senate and Hopkins of the House—An Act relating to cities and towns and to police pensions and retirement; amending 11 O. S. 1961, § 541q; providing for adjustments to pensions based upon changes in base salary; defining "regular police"; providing for proration of insufficient funds; and declaring an emergency.

SB 320—By Howard—An Act relating to counties and county officers; providing for county planning and zoning; authorizing County Planning Commission and County Board of Adjustment; authorizing appropriations; determining territorial jurisdiction; defining terms; providing for establishment, membership, tenure, compensation, and vacancies for commission and board; providing for powers, duties, functions and procedures for commission

and board; providing for appeals and public hearings; providing for codification; and declaring an emergency.

SB 321—By Stipe—An Act relating to mines and mining; providing for the creation of a State Mining Commission; providing duties of commission; providing for inspection of mining operations; providing for advisory committee; providing compensation for extra duties; providing for payment of expenses; providing for severability; and declaring an emergency.

SB 322—By Stipe—An Act relating to mines and mining and the office of Chief Mine Inspector and making an appropriation to provide for creation of a State Mining Commission; providing that the Chief Mine Inspector shall fix the duties and compensation of employees; providing compensation for additional duties; providing that the appropriation shall be fiscal; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 323—By McSpadden—An Act relating to the office of the State Examiner and Inspector; prescribing method of accounting for and handling funds received from state agencies, boards or commissions for performing audits under contracts as authorized by law; creating "special account" in State Examiner and Inspector Fund and providing method of disbursements therefrom; and declaring an emergency.

SB 324—By Luton—An Act relating to the State Highway Commission; amending Section 302, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1968, § 302); providing for members' appointment, confirmation, eligibility, compensation and termination of office of commissioners; and declaring an emergency.

SB 325—By Ferrell of the Senate and Coffin and Cox of the House—An Act relating to motor vehicles; amending 47 O. S. 1961, § 11-705; prohibiting the operation of a motor vehicle not used as a

school bus which resembles a school bus or bears the markings of a school bus upon the highways; and declaring an emergency.

SB 326—By Ferrell, Hamilton and Stansberry of the Senate and Cox and Harrison of the House—An Act relating to revenue and taxation; amending 68 O. S. 1961, § 827, making apportionment of gross production tax to eliminate requirement of subsection (d) that school maintain twelve years of instruction; and declaring an emergency.

SB 327—By Ferrell, Hamilton and Stansberry of the Senate and Cox and Harrison of the House—An Act relating to motor vehicles; amending 47 O. S. 1961, § 22.2, as last amended by Section 1, Chapter 369, O. S. L. 1967 (47 O. S. Supp. 1968, § 22.2); providing for apportionment of motor vehicle license fees, taxes and penalties, to eliminate requirement of subsection (b) that school maintain twelve years of instruction; and declaring an emergency.

SJR 16—By McSpadden—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma; adding a new Section to Article X thereof to be designated as Section 39; authorizing hospital districts and irrigation districts to issue bonds in sums approved by a majority of tax-paying voters in such districts for purpose of building, operating and maintaining districts; providing for interest on bonds; providing procedure for sale of bonds; authorizing special annual recurring ad valorem tax upon approval by majority of electors in the district at election called for that purpose; providing for exchange, payment, maturity and maximum amount of bonds; providing for appropriate legislation; providing a ballot title; and ordering a special election.

SJR 17—By Short and Garrison of the Senate and Taggart, Peterson, Connor,

Hunter, Green and Thompson 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 1 of Article XV, of the Constitution of the State of Oklahoma; providing for oath of office for all public officers; providing for a ballot title; and ordering a special election.

SJR 18—By Baggett and Smith—A Joint Resolution proposing an amendment to Article X of the Constitution of the State of Oklahoma by adding a new Section to be designated as Section 39, Article X; authorizing the Legislature to dedicate revenues derived from any tax to retirement and disability benefits for teachers, policemen, firemen, state employees and other public employees; providing for submission of amendment to the people for their approval or rejection; providing for ballot title; and ordering a special election.

SECOND READING

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

SB 300—Conservation and Economic Development.

SB 301—Appropriations and Budget.

SB 302—Education.

SB 303—Judiciary..

SB 304—Judiciary.

SB 305—Business Relations.

SB 306—Governmental Affairs.

SB 307—Public Health.

SB 308—Judiciary.

SB 309—Municipal Government.

SB 310—Revenue and Taxation.

SB 311—Judiciary.

SB 312—Finance and Commerce.

SB 313—Conservation and Economic Development.

SJR 15—Agriculture.

HB 1021—Judiciary.

HB 1251—Governmental Affairs.

- HB 1267—Appropriations and Budget.
- HB 1286—Judiciary.
- HB 1308—Governmental Affairs.
- HB 1311—Roads and Highways.
- HB 1341—Agriculture.
- HB 1389—Public Affairs.
- HB 1439—Education.
- HB 1467—Governmental Affairs.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Baggett motion to reconsider the vote by which **SB 133**, as amended, failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—37.

Nay: Boecher, Dacus.—2.

Excused: Baldwin, Berrong, Hargrave, Howard, Massey, Murphy, Porter, Smith, Taliaferro.—9.

THIRD READING

Senator Baggett moved that **SB 133** be ordered withdrawn from the Calendar and referred to the Committee on Municipal Government, which motion was declared adopted.

Senator Howard asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Grantham motion to reconsider the vote by which **HB 1131**, as amended, failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe,

Keels, Lane, McCune, McGraw, Martin, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Stansberry, Terrill, Williams.—33.

Nay: Boecher, Dacus, MsSpadden, Stipe, Young.—5.

Excused: Baldwin, Berrong, Hargrave, Holden, Luton, Massey, Murphy, Porter, Smith, Taliaferro.—10.

THIRD READING

Senator Grantham moved that the vote be reconsidered by which **HB 1131**, as amended, was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Grantham moved that **HB 1131** be ordered withdrawn from the Calendar and ordered re-referred to the Judiciary Committee, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for consideration of his motion to reconsider the vote by which **HB 1138**, as amended, failed of passage.

Senator Massey asked to be shown present, which was the order.

Senator Hamilton moved to table the Grantham motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Boecher, Breckinridge, Crow, Dacus, Ferrell, Hamilton, Howard, Lane, McCune, Martin, Massey, Nichols, Short, Stipe, Terrill.—15.

Nay: Atkinson, Baggett, Birdsong, Bradley, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Inhofe, Keels, McGraw, McSpadden, Medearis, Miller, Payne, Phillips, Romang, Smalley, Stansberry, Williams, Young.—25.

Excused: Baldwin, Berrong, Hargrave, Luton, Murphy, Porter, Smith, Taliaferro.—8.

Senators Murphy and Smith asked to

be shown present, which was the order.

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

Aye: Atkinson, Boecher, Crow, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Smith, Stansberry, Williams, Young.—28.

Nay: Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Hamilton, Lane, Luton, McCune, Martin, Nichols, Short, Stipe.—13.

Excused: Baggett, Baldwin, Berrong, Hargrave, Porter, Taliaferro, Terrill.—7.

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

Aye: Atkinson, Boecher, Bradley, Crow, Field, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smith, Stansberry, Williams, Young.—28.

Nay: Baggett, Birdsong, Breckinridge, Dacus, Ferrell, Hamilton, Lane, Luton, McCune, Nichols, Short, Smalley, Stipe, Terrill.—14.

Excused: Baldwin, Berrong, Garrett, Hargrave, Porter, Taliaferro.—6.

The bill was declared passed.

Senator Berrong asked to be shown present, which was the order.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smith, Stansberry, Terrill, Williams, Young.—35.

Nay: Baggett, Breckinridge, Hamilton, Lane, McCune, Nichols, Short, Smalley, Stipe.—9.

Excused: Baldwin, Hargrave, Porter, Taliaferro.—4.

The emergency was declared passed.

HB 1138, as amended, was referred for engrossment.

GENERAL ORDER

SB 129 by Miller, Murphy, Ferrell and Bradley was read and considered.

Senators McSpadden, Martin and Dacus asked to be made coauthors of SB 129, which was the order.

Senator Luton presiding.

Senator Baggett moved to amend SB 129, page 2, line 14, by striking the language "annual credit against its income tax liability" and substituting therefor the language "annual deduction as an ordinary and necessary business expense" which amendment was tabled upon motion of Senator Miller, upon a roll call as follows:

Aye: Atkinson, Boecher, Bradley, Ferrell, Field, Garrison, Grantham, Graves, Ham, Holden, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stansberry, Terrill.—22.

Nay: Baggett, Berrong, Birdsong, Crow, Dacus, Hamilton, Horn, Howard, Inhofe, Keels, McCune, McGraw, Medearis, Phillips, Short, Stipe, Williams, Young.—18.

Excused: Baldwin, Breckinridge, Garrett, Hargrave, Lane, Massey, Porter, Taliaferro.—8.

Upon motion of Senator Miller, SB 129 was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, SB 129 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 129 was read for the third time at length.

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

Aye: Atkinson, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Holden,

Howard, Inhofe, Keels, Luton, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Romang, Smalley, Smith, Stansberry, Terrill.—24.

Nay: Baggett, Berrong, Birdsong, Crow, Garrett, Graves, Hamilton, Horn, Lane, McCune, Phillips, Short, Stipe, Williams, Young.—15.

Excused: Baldwin, Breckinridge, Grantham, Ham, Hargrave, Medearis, Nichols, Porter, Taliaferro.—9.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator McGraw moved that the vote be reconsidered by which **SB 129** failed of passage.

GENERAL ORDER

SB 256 by Atkinson was read and considered.

Upon motion of Senator Atkinson, **SB 256** was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **SB 256** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 256 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, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams.—37.

Excused: Baldwin, Berrong, Breckinridge, Crow, Hargrave, Horn, McSpadden, Porter, Stansberry, Taliaferro, Young.—11.

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, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams.—37.

Excused: Baldwin, Berrong, Breckinridge, Crow, Hargrave, Horn, McSpadden, Porter, Stansberry, Taliaferro, Young.—11.

The emergency was declared passed.

SB 256 was referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 259 by Atkinson was read and considered.

Senators Payne and Field asked to be made coauthors of **SB 259**, which was the order.

Upon motion of Senator Atkinson, **SB 259** was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **SB 259** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 259 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Holden, Howard, Inhofe, Keels, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Williams.—29.

Nay: Garrison, Hamilton, Horn, Lane, Luton, Massey, Smalley, Smith, Stipe.—9.

Excused: Baldwin, Breckinridge, Ham, Hargrave, McSpadden, Porter, Stansberry, Taliaferro, Terrill, Young.—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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Inhofe, Keels, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Williams.—32.

Nay: Hamilton, Horn, Luton, Massey, Smalley, Stipe.—6.

Excused: Baldwin, Breckinridge, Ham, Hargrave, McSpadden, Porter, Stansberry, Taliaferro, Terrill, Young.—10.

The emergency was declared passed.

SB 259 was referred for engrossment.

Senator Murphy presiding.

GENERAL ORDER

SB 220 by Garrison of the Senate and Hunter of the House was read and considered.

Upon motion of Senator Garrison, **SB 220** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 220** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 220 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—36.

Nay: Keels.—1.

Excused: Baggett, Baldwin, Breckinridge, Ham, Hargrave, Howard, McSpadden, Porter, Smith, Stansberry, Taliaferro.—11.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—38.

Nay: Keels.—1.

Excused: Baldwin, Breckinridge, Ham, Hargrave, Howard, McSpadden, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 220 was referred for engrossment.

GENERAL ORDER

HB 1182 by Tarwater of the House and Holden of the Senate was read and considered.

Upon motion of Senator Holden, **HB 1182** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **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: Atkinson, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams, Young.—35.

Excused: Baggett, Baldwin, Breckinridge, Ham, Hargrave, Horn, Howard, McSpadden, Porter, Smalley, Stansberry, Taliaferro, Terrill.—13.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams, Young.—35.

Excused: Baggett, Baldwin, Breckinridge, Ham, Hargrave, Horn, Howard, McSpadden, Porter, Smalley, Stansberry, Taliaferro, Terrill.—13.

The emergency was declared passed.

HB 1182 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1201 by Skeith, et al, of the House and Field and Terrill of the Senate was read and considered.

Senator Dacus asked to be made a co-author of **HB 1201**, which was the order.

Upon motion of Senator Field, **HB 1201** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 1201** was 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, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—33.

Excused: Baggett, Baldwin, Breckinridge, Ferrell, Grantham, Ham, Hargrave, Howard, McSpadden, Payne, Phillips, Porter, Stansberry, Taliaferro, Terrill.—15.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—33.

Excused: Baggett, Baldwin, Breckinridge, Ferrell, Grantham, Ham, Hargrave, Howard, McSpadden, Payne, Phillips, Porter, Stansberry, Taliaferro, Terrill.—15.

The emergency was declared passed.

HB 1201 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 288 by Crow was read and considered.

Following discussion, Senator Crow asked that further consideration of **SB 288** be deferred for this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Greenhaw of the House, joined by Dacus of the Senate for adoption and concurrence by your Honorable Body in the issuance of House Concurrent Citation No. 3 by the Oklahoma State Legislature to the Washita County ASCS Committee.

Upon motion of Senator Dacus, the Senate concurred in the issuance of said Concurrent Citation.

House Concurrent Citation No. 3 was properly signed and ordered returned to the Honorable House.

Senator Birdsong moved that, when the Clerk's desk is cleared, the Senate stand

adjourned as provided under the Rules, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 10**.

The above numbered Enrolled Resolution was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 15**.

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

MESSAGE FROM THE GOVERNOR

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

Gentlemen:

This is a supplemental message to my

communication to you of March 10, 1969, in which I vetoed Senate Bill No. 8.

Since writing that message I have learned that House Bill No. 1012 is the bill presently under consideration which meets the standards set out in that message. However, House Bill No. 1012, as engrossed, contains Subsection 17 which repeals the new State Board for Vocational and Technical Education. Therefore, this message is for the purpose of clarifying my position: I will sign House Bill No. 1012, as engrossed, provided Subsection 17 is deleted from that measure.

BY THE GOVERNOR OF THE STATE
OF OKLAHOMA

Dewey F. Bartlett

BILLS RELEASED

As provided under Rule 19-f, **HBs 1182** and **1201** were properly signed and ordered returned to the Honorable House.

As provided under the Birdsong motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Thirty-eighth Legislative Day

Wednesday, March 12, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Baldwin, Ham, McSpadden, Porter.—4.

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 Grantham:

Our Father, Thou who alone is able to comfort mankind in his deepest needs, we come to You today asking Your consolation and strength to the members of the legislative family who are grieved at the loss of their colleague, Representative Levergood. May his contribution to the good of the people, made through his life and his work in the legislature, be the undying extension of himself to those who live. Again, Our Father, we are made conscious of the fact that we must all die and after that the judgment. Help us to so invest our time in things that are of unending duration that when this time comes for us that men can know that we

have "works that follow us" on into the endless ages.

We pray this day for the President of this great land. May the wisdom which You impart to him diminish his towering responsibilities to the level of human capability. Give him keen insight, deep perception, and a constant curiosity concerning truth.

Now, Our Father, we lift to You some of the choice people of our country. We pray for those serving flag and family in Viet Nam. Many of them are newly-shaven boys with the sunrise of life in their eyes—a sunrise that will set too soon because of this awful conflict, and send shadows fleeting thousands of miles around the world to hover over a grief stricken family. Speed the day, Our Father, when this war shall end and our world shall be at peace.

Lord, we ask now that Thy great Spirit shall be the refreshing, unerring Guide to every man in this chamber. Give to them today sharp intellects, clear understanding, instant and complete recall, and a constant, higher and holy concept of their calling from the One who causes governments to rise and fall.

These things we pray in the name of our great mediator Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1171—By Mountford, Bamberger, Sandlin, Hutchens, Green, Hancock, Goodfellow, Cate, McCune, Sparkman and Wix-

son.—An Act relating to state officers; providing that any judicial officer, member of executive branch, any legislator or legislative candidate who possesses a financial interest or receives in excess of a prescribed value from or in any business or industry which is subject to regulation by the state shall file disclosure thereof; prescribing method of filing; and declaring an emergency.

HB 1172—By Mountford, Privett, McCune, Hutchens, Connor, Thompson, Green, Bamberger, Holaday, Hancock, Sandkin and Wixson—An Act relating to state offices; amending Section 9, Chapter 401, O. S. L. 1968 (74 O. S. Supp. 1968, § 1409); prohibiting certain acts by legislators; making provisions of Act cumulative; providing for severability; and declaring an emergency.

HB 1299—By Hopkins of the House and Howard of the Senate—An Act relating to unclaimed property coming into possession of Sheriff; amending 22 O. S. 1961, § 1325; providing procedure for disposition; providing funds derived therefrom be deposited in Special Fund and prescribing uses of such fund; and declaring an emergency.

HB 1315—By Hargrave, Spearman and Conaghan—An Act relating to firearms; authorizing purchase of firearms, ammunition and equipment in contiguous states by residents of Oklahoma; authorizing purchase of firearms, ammunition and equipment in Oklahoma by residents of contiguous states; requiring compliance with state and federal laws; and declaring an emergency.

HB 1320—By Hopkins—An Act relating to counties; amending 19 O. S. 1961, § 956, as last amended by Section 1, Chapter 253, O. S. L. 1968 (19 O. S. Supp. 1968, § 956); providing qualifications for eligibility for benefits in County Retirement system; providing creditability for time spent in armed forces of the United States; and declaring an emergency.

HB 1323—By Raibourn 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; and declaring an emergency.

HB 1355—By Peterson—An Act relating to civil procedure; providing for the allowance of attorney fees under the Small Claims procedure; amending Section 14, Chapter 322, O. S. L. 1968 (12 O. S. Supp. 1968, § 1764); and declaring an emergency.

HB 1394—By Sullivan—An Act relating to crimes and punishment; providing that sheriffs, deputy sheriffs, policemen, town marshals, peace officers and other officers whose duty is to preserve and enforce public peace shall be dressed in distinctive uniforms while on duty; providing exceptions; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 220, 256, SCR 17 and HB 1138 each correctly engrossed.

SR 17 correctly enrolled.

Engrossed **SBs 220, 256 and SCR 17** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 1138**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SR 17** 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 187—Business Relations—Coauthored by Birdsong and Phillips.

SB 272—Governmental Affairs.

SB 279—Governmental Affairs — Coauthored by York of the House.

SB 281—Business Relations.

HB 1157—Governmental Affairs—Coauthored by Luton.

HB 1185—Business Relations.

HB 1293—Governmental Affairs — Coauthored by McCune.

HB 1309—Governmental Affairs — Coauthored by Garrett.

HB 1404—Business Relations—Coauthored by Berrong.

DO PASS, as amended:

SB 251—Business Relations—Coauthored by Romang and Phillips of the Senate and Bickford and Sandlin of the House.

SB 280—Business Relations.

SB 286—Governmental Affairs — Coauthored by McCune.

SB 307—Public Health.

CITATION

Upon motion of Senator Garrison, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to H. E. Denyer, M.D., of Bartlesville, Oklahoma for serving as Doctor of the Day, March 12, 1969.

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

RESOLUTION

Senator Stipe introduced the following Resolution which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 18—by Stipe—A Resolution memorializing congress to make a study of Unemployment Compensation Benefits and rates and Workmen's Compensation Benefits and rates with particular emphasis toward the desirability of uniformity thereof throughout the United States; and directing distribution.

WHEREAS, premium rates, or costs of procurement of unemployment compensation and/or workmen's compensation are noticeably lacking in uniformity across this

nation and vary greatly from state to state; and

WHEREAS, a study of the need for legislation directed to providing requirements of uniformity of rate against risk assumed by insurers against unemployment and against injuries sustained during the course of employment seems worth suggesting to Congress.

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

SECTION 1. That the Congress of the United States be and hereby is respectfully requested to study nation-wide unemployment compensation rates and benefits and workmen's compensation rates and benefits.

SECTION 2. That this study be conducted with particular emphasis toward the desirability of uniform rates and benefits in these two areas throughout the nation.

SECTION 3. That duly authenticated copies of this resolution be sent to the President Pro Tempore of the United States Senate, the Speaker of the United States House of Representatives, and to each member of the Oklahoma Congressional Delegation.

PENDING SENATE ACTION

HCR 1016 by Cox, et al, of the House and Payne and Ferrell of the Senate was taken up for consideration, read at length as follows, and adopted upon motion of Senator Payne:

HCR 1016—by Cox, et al, of the House and Payne and Ferrell of the Senate—A Concurrent Resolution memorializing Congress to reduce the interest rate on Federal monies utilized for water related projects; and directing distribution.

WHEREAS, hearing and final action was taken on or about December 18 and 19, 1968, by the National Water Resources Committee, Stewart Udall, Executive Chairman, increasing the interest rate on

all federal monies utilized for water related projects; and

WHEREAS, the rate was raised from 2½ percent to 4 5/8 percent, effective immediately; and

WHEREAS, additionally, beginning in 1970 further increases of ¼ of 1 percent per quarter were ordered; and

WHEREAS, these increases would bring the total interest rate to 5 5/8 percent beginning on January 1, 1971; and

WHEREAS, water related projects are of great importance to Oklahoma both from a monetary and utilitarian standpoint; and

WHEREAS, even though projects now underway still retain the use of 2½ percent money, many watershed detention, navigation and irrigation projects in Oklahoma are only now in the feasibility study stage; and

WHEREAS, this increase in interest will likely have an enormous impact on the portion of the feasibility studies concerned with payout of return; and

WHEREAS, this increased drain on payout will undoubtedly affect the overall feasibility of many needed projects; and

WHEREAS, this denial of needed projects will work an unnecessary hardship on Oklahoma and many of her sister states.

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

SECTION 1. That the Congress of the United States be and is hereby respectfully memorialized to come to the aid of the states in the conservation of water related projects by reducing the now high interest rate on federal monies utilized on water related projects.

SECTION 2. That duly authenticated copies of this resolution, after consideration and enrollment, be transmitted to the offices of the Congress of the United

States and to the members of the Oklahoma Congressional Delegation.

HCR 1016 was properly signed and ordered returned to the Honorable House.

FIRST READING

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

SB 328—By Atkinson—An Act relating to game and fish; providing for the investment of funds; and declaring an emergency.

SB 329—By Smalley—An Act relating to marriages; amending 43 O. S. 1961, § 16; prohibiting solicitation for performance of marriage ceremony; prohibiting signs or billboards advertising marriage information; and declaring an emergency.

SB 330—By Murphy—An Act relating to game and fish; authorizing Department of Wildlife Conservation to license the possession of raptores and to prescribe rules and regulations relative to the possession thereof; defining terms; prescribing fees; making certain acts unlawful; providing punishment for violations thereof; providing for severability; and declaring an emergency.

SB 331—By Luton—An Act relating to roads and highways; amending Section 1903, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1968, § 1903); authorizing County Commissioners to enter into agreements with governing board of municipality for repair and maintenance of streets; and declaring an emergency.

SB 332—By Romang—An Act relating to the State Department of Health; making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this Act severable; and declaring an emergency.

SB 333—By Ferrell, Martin, Massey, Lane, Berrong, Crow, Boecher, Field, Phillips, Horn, Ham, Payne, Dacus, Stansberry and Stipe of the Senate and Cox of the House—An Act relating to schools; providing for reinstatement of accreditation upon compliance with average atten-

dance requirements and upon petition of majority of qualified school district electors; and declaring an emergency.

SB 334—By Ham—An Act relating to motor vehicles; providing exemptions and schedule of motor vehicle license and registration fees to owners of trucks, truck tractors, semitrailers and trailers used exclusively for hauling farm products owned by them to market; and declaring an emergency.

SB 335—By Holden—An Act relating to civil procedure and to witnesses; amending 12 O. S. 1961, § 390, as amended by Section 1, Chapter 441, O. S. L. 1965 (12 O. S. Supp. 1968, § 390); providing the maximum distance witnesses shall be required to travel to testify; and declaring an emergency.

SB 336—By Atkinson, Birdsong, Nichols and Boecher—An Act relating to animals; making it unlawful to permit certain domestic animals to run at large; prescribing penalties; and directing codification.

SB 337—By Garrett—An Act relating to motor vehicles; amending 47 O. S. 1961, § 14-103, as last amended by Section 1, Chapter 80, O. S. L. 1965 (47 O. S. Supp. 1968, § 14-103), to authorize transporting of mobile home not exceeding a width of twelve feet along roads and highways under conditions specified by the issuing offices; providing for payment of an annual fee by person transporting such mobile homes; providing for severability; and declaring an emergency.

SB 338—By Horn, Stipe and Massey—An Act relating to public health and safety; amending Sections 2 and 3, Chapter 73, O. S. L. 1963 (63 O. S. Supp. 1968, § § 47.2 and 47.3); amending Section 4, Chapter 73 O. S. L. 1963, as amended by Section 2, Chapter 385 O. S. L. 1968 (63 O. S. Supp. 1968, § 47.4); providing for supervision of projects of state institutions; providing authority to enter into contracts for carrying out medical research projects at state institutions; providing for approval of Director of the Oklahoma Department of Corrections; providing for acceptance of

gifts and contributions; providing for deposit and expenditures of monies; and declaring an emergency.

SJR 19—By Terrill—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 X of the Oklahoma Constitution, authorizing ad valorem tax levy not needed for School District Building Fund to be used by school districts for purpose of providing operating revenues; providing for ballot title; and ordering a special election.

SJR 20—By Boecher of the Senate and Wiedemann of the House—A Joint Resolution authorizing Pearl B. Rector to bring suit against the State of Oklahoma for damage as a result of injuries sustained in a fall on the steps of the Jim Thorpe Building; providing for service of summons; providing for venue; directing the Attorney General of the State of Oklahoma to defend such action; and declaring an emergency.

SECOND READING

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

SB 314—Judiciary.

SB 315—Appropriations and Budget.

SB 316—Judiciary.

SB 317—Judiciary.

SB 318—Municipal Government.

SB 319—Municipal Government.

SB 320—Governmental Affairs.

SB 321—Governmental Affairs.

SB 322—Governmental Affairs.

SB 323—Governmental Affairs.

SB 324—Judiciary.

SB 325—Roads and Highways.

SB 326—Revenue and Taxation.

SB 327—Revenue and Taxation.

SJR 16—Constitutional Revisions and Regulatory Services.

SJR 17—Constitutional Revisions and Regulatory Services.

SJR 18—Constitutional Revisions and Regulatory Services.

HB 1213—Governmental Affairs.

HB 1230—Finance and Commerce.

HB 1264—Judiciary.

HB 1280—Judiciary.

HB 1377—Constitutional Revisions and Regulatory Services.

HB 1431—Judiciary.

HB 1472—Governmental Affairs.

HJR 1003—Education.

GENERAL ORDER

Senator Romang moved that **SB 275** be ordered withdrawn from the Calendar and that the Bill be re-referred to the Judiciary Committee, which motion was declared adopted.

Senator Ham asked to be shown present, which was the order.

SB 209 by Murphy was read and considered.

Senator Murphy moved to amend **SB 209**, page 2, line 18, by deleting the period (.) after the word "public" and substituting therefor a comma (,) which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 209**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 209**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Murphy asked unanimous consent that the title to **SB 209** be amended to conform to the body of the bill, which was the order.

THIRD READING

SB 209 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Bird-

song, Breckinridge, Ferrell, Field, Garrett, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Young.—33.

Nay: Bradley, Crow, Dacus, Garrison, Grantham, Hamilton, Lane, Stipe, Williams.—9.

Excused: Baldwin, Boecher, McSpadden, 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, Berrong, Birdsong, Breckinridge, Ferrell, Field, Garrett, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Young.—33.

Nay: Bradley, Crow, Dacus, Garrison, Grantham, Hamilton, Lane, Stipe, Williams.—9.

Excused: Baldwin, Boecher, McSpadden, Porter, Stansberry, Taliaferro.—6.

The emergency was declared passed.

SB 209, as amended, was referred for engrossment.

GENERAL ORDER

SB 105 by Boecher, Martin and Luton of the Senate and Williamson, et al, of the House was read and considered.

Upon motion of Senator Boecher, **SB 105** was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, **SB 105** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 105 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Crow, Dacus, Field, Garrett, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Young.—30.

Nay: Bradley, Breckinridge, Ferrell, Garrison, Inhofe, McCune, McGraw, Romang, Short, Stansberry, Williams.—11.

Excused: Baldwin, Ham, Hargrave, McSpadden, Murphy, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—37.

Nay: McCune, McGraw, Romang, Short, Williams.—5.

Excused: Baldwin, Ham, McSpadden, Murphy, Porter, Stipe.—6.

The emergency was declared passed.

SB 105 was referred for engrossment.

GENERAL ORDER

SB 152 by Howard and Bradley was read and considered.

Senator McGraw asked to be made a coauthor of SB 152, which was the order.

As provided under Rule 8-e, upon request of Senator Howard, Representative Clemons was added as coauthor of SB 152.

Senator Short moved to amend SB 152, page 2, beginning on line 15, by placing a comma (,) after the word "liability" and striking the words "to such guest or tenant" which amendment was declared adopted.

Senator Smalley moved to amend SB 152, page 4, beginning on line 13, by striking the remainder of the page and

by substituting therefor the language "This section does not apply to: 1. all tools, apparatus, musical instruments and books used by the tenant or guest in any trade or profession; 2. all family portraits and pictures and all wearing apparel; 3. any prosthetic or orthopedic appliance, hearing aid, glasses and other appliances personally used by a tenant or guest for the protection of his health; or 4. baby beds and any items used for personal care of babies" which amendment was declared adopted.

Upon motion of Senator Howard, SB 152, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 152, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 152 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McGraw, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—31.

Nay: Baggett, Boecher, Ferrell, Graves, Hamilton, Horn, Lane, McCune, Martin, Phillips, Stipe.—11.

Excused: Baldwin, McSpadden, Nichols, Porter, Stansberry, Taliaferro.—6.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McGraw, Massey, Medearis, Miller, Murphy, Payne, Ro-

mang, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Nay: Baggett, Boecher, Ferrell, Hamilton, Horn, Lane, McCune, Martin, Phillips, Stipe.—10.

Excused: Baldwin, McSpadden, Nichols, Porter, Stansberry, Taliaferro.—6.

The emergency was declared passed.

SB 152, as amended, was referred for engrossment.

GENERAL ORDER

SB 135 by Howard was read and considered.

Senator Berrong moved to amend **SB 135**, page 2, line 1, by striking the period (.) and substituting therefor a semi-colon (;), and adding the language, "provided, however, neither shall be liable to the other except in cases of gross neglect, unreasonable punishment inflicted, mistreatment amounting to cruelty and acts injurious to the life or health of said other party or constituting a public offense" which amendment was declared adopted.

Upon motion of Senator Howard, **SB 135**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 135**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 135 was read for the third time at length.

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

Aye: Baggett, Birdsong, Garrett, Grantham, Ham, Hargrave, Holden, Howard, Luton, McGraw, Massey, Miller, Murphy, Romang, Smith, Stipe, Young.—17.

Nay: Atkinson, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Hamilton, Horn, Inhofe, Keels, Lane, McCune, Martin, Medearis, Nichols, Payne, Phillips, Short, Smalley, Taliaferro, Terrill, Williams.—26.

Excused: Baldwin, Graves, McSpadden, Porter, Stansberry.—5.

The bill was declared failed of passage.

GENERAL ORDER

Senator Terrill moved that **HBs 1212** and **1330** be ordered withdrawn from the Calendar and re-referred to the Governmental Affairs Committee, which motion was declared adopted.

SB 288 by Crow was called up for further consideration.

Senator Young asked to be made a co-author of **SB 288**, which was the order.

Senator Short moved to amend **SB 288**, page 2, line 9, by striking after the word "while" the words "wrongfully remaining" and inserting in lieu thereof the word "trespassing" which amendment was declared adopted.

Senator Hamilton moved to amend **SB 288**, page 3, line 2½, by adding the following new section: "Section 2. If animals are restrained as provided hereinabove, the party restraining the same shall take immediate steps and use due diligence to ascertain the identity of the owner. If he is unable to ascertain said identity, then he shall proceed under 4 O.S., 1961 Sections 61 et seq. If the owner is identified, he shall be given immediate notice in writing by certified mail of the restrained animals and the owner thereof may make an offer to settle the damages claimed. If the offer is not accepted and the restraining party continues to keep said animal or animals in his possession, the owner of such animals shall not be liable for any costs of such distraint from and after the date the offer to settle was made, unless it is determined in a civil action that his offer was not reasonable in light of the claims of the restraining party"; and by renumbering succeeding sections accordingly, and by amending the title to conform thereto, which amendment was declared adopted.

President Pro Tempore Smith presiding.

Senator Romang moved to amend **SB**

288, page 2, line 10, by striking the semi-colon (;) after the word "another" and inserting the words "or upon a public highway".

Senator Crow moved to table the Romang amendment, which motion was declared failed of adoption.

The vote occurring upon the Romang amendment, it was declared adopted.

Upon motion of Senator Crow, **SB 288**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 288**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 288 was read for the third time at length.

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

Aye: Atkinson, Baggett, Bradley, Breckinridge, Garrett, Garrison, Grantham, Horn, Howard, Inhofe, Luton, McCune, McGraw, Martin, Medearis, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—23.

Nay: Berrong, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Lane, Massey, Miller, Murphy, Payne, Phillips, Stipe.—20.

Excused: Baldwin, McSpadden, Nichols, Porter, Taliaferro.—5.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Romang moved that the vote be reconsidered by which **SB 288**, as amended, failed of passage.

Senator Crow asked unanimous consent that his name be removed as the author of **SB 288**, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and trans-

mitting for signature Enrolled HBs 1182 and 1201.

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 259 correctly engrossed.

Engrossed **SB 259** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Smalley presiding.

GENERAL ORDER

SB 6 by Smith was read and considered.

Upon motion of President Pro Tempore Smith, **SB 6** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 6** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 6 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Inhofe, Keels, McGraw, Massey, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Young.—27.

Nay: Boecher, Crow, Ferrell, Ham, Hamilton, Horn, Lane, Luton, McCune, Miller, Payne, Stipe, Taliaferro, Terrill, Williams.—15.

Excused: Baldwin, Graves, McSpadden, Martin, Porter, Stansberry.—6.

The bill was declared passed.

SB 6 was referred for engrossment.

GENERAL ORDER

SB 147 by McGraw of the Senate and Hill of the House was read and considered.

Senators Short and Smith asked to be made coauthors of **SB 147**, which was the order.

Senator Short moved to amend **SB 147**, page 1, line 6, by striking the words "or motorized bicycle license" which amendment was declared adopted.

Senator Terrill moved to amend **SB 147**, page 4, line 3, by adding after the word "vehicle" the language "without written consent of either parent or guardian filed with the appropriate municipal authority or with the Department of Public Safety" and by amending the title to conform thereto.

Senator McGraw moved to table the Terrill amendment, which motion was declared failed of adoption.

The vote occurring upon the Terrill amendment, it was declared adopted.

Upon motion of Senator McGraw, **SB 147**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 147**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 147 was read for the third time at length.

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

Aye: Baggett, Bradley, Breckinridge, Crow, Ferrell, Garrison, Hamilton, Howard, Inhofe, Lane, Luton, McCune, McGraw, Phillips, Short, Smalley, Smith, Williams, Young.—19.

Nay: Atkinson, Birdsong, Boecher, Dacus, Field, Garrett, Grantham, Graves, Ham, Horn, Keels, Martin, Massey, Medearis, Miller, Payne, Romang, Stipe, Taliaferro, Terrill.—20.

Excused: Baldwin, Berrong, Hargrave, Holden, McSpadden, Murphy, Nichols, Porter, Stansberry.—9.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator McGraw moved that the vote be reconsidered by which **SB 147**, as amended, failed of passage.

GENERAL ORDER

SB 219 by Hamilton and Luton of the Senate and Fine of the House was read and considered.

Senator Terrill asked to be made a co-author of **SB 219**, which was the order.

Upon motion of Senator Hamilton, **SB 219** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 219** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 219 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Lane, Luton, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Young.—29.

Nay: Baggett, Breckinridge, Garrett, Garrison, Inhofe, Keels, McCune, Murphy, Romang, Short, Williams.—11.

Excused: Baldwin, Ham, Holden, McGraw, McSpadden, Porter, Stansberry, Taliaferro.—8.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Lane, Luton, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Baggett, Garrett, Inhofe, Keels, McCune, Romang, Short.—7.

Excused: Baldwin, Ham, Holden, McGraw, McSpadden, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 219 was referred for engrossment.

GENERAL ORDER

SB 237 by Hamilton of the Senate and Fine of the House was read and considered.

Senator Terrill asked to be made a co-author of SB 237, which was the order.

Upon motion of Senator Hamilton, SB 237 was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, SB 237 was considered engrossed and placed upon third reading and final passage.

Senator Massey presiding.

THIRD READING

SB 237 was read for the third time at length.

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

Aye: Atkinson, Berrong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Lane, Luton, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Young.—30.

Nay: Breckinridge, Garrison, Inhofe, Keels, McCune, Romang, Short, Williams.—8.

Excused: Baggett, Baldwin, Birdsong, Ham, Holden, McSpadden, Nichols, Porter, Stansberry, Taliaferro.—10.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, How-

ard, Inhofe, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Young.—34.

Nay: Keels, Romang, Short, Williams.—4.

Excused: Baggett, Baldwin, Birdsong, Ham, Holden, McSpadden, Nichols, Porter, Stansberry, Taliaferro.—10.

The emergency was declared passed.

SB 237 was referred for engrossment.

GENERAL ORDER

SB 88 by Miller and Luton of the Senate and Abbott of the House was read and considered.

Senator Young moved to amend SB 88, page 1, line 2, by striking the word "minor" and substituting therefor the language "person under 21 years".

Senator Garrett moved to table the Young amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Garrett, Garrison, Grantham, Hargrave, McGraw, Medearis, Murphy, Payne, Smith.—9.

Nay: Atkinson, Berrong, Birdsong, Crow, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Holden, Howard, Keels, Lane, Luton, McCune, Martin, Massey, Miller, Phillips, Romang, Short, Smalley, Terrill, Williams, Young.—26.

Excused: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Horn, Inhofe, McSpadden, Nichols, Porter, Stansberry, Stipe, Taliaferro.—13.

The vote occurring upon the Young amendment, it was declared adopted.

Senator Miller moved to amend SB 88, page 1, line 3, by striking the word "alcohol" and substituting therefor the language "more than one-half of one percent ($\frac{1}{2}$ of 1%) of alcohol measured by volume," which amendment was declared adopted.

Senator Young moved to amend SB 88, page 1, line 4, by striking the word "minor" and substituting therefor the lan-

guage "person under 21 years" which amendment was declared adopted.

Senator Miller moved to amend **SB 88**, page 1, line 5, by striking the word "alcohol" and substituting therefor the language "more than one-half of one percent ($\frac{1}{2}$ of 1%) of alcohol measured by volume," which amendment was declared adopted.

Senator Smith moved to amend **SB 88**, page 2, line $1\frac{1}{2}$, by adding a new section 3 to read "Nothing herein contained shall be construed as repealing 37 O.S. 241" and by renumbering the remaining section accordingly, which amendment was declared adopted.

Senator Miller asked unanimous consent that the title be amended to conform to the body of the Bill, which was the order.

Upon motion of Senator Miller, **SB 88**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **SB 88**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 88 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Crow, Ferrell, Field, Graves, Ham, Hamilton, Holden, Howard, Keels, Lane, Luton, McCune, Martin, Massey, Miller, Phillips, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—25.

Nay: Berrong, Dacus, Garrett, Garrison, Grantham, Hargrave, McGraw, Murphy, Payne, Smith.—10.

Excused: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Horn, Inhofe, McSpadden, Medearis, Nichols, Porter, Stansberry, Taliaferro.—13.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Crow, Ferrell, Field, Graves, Ham, Hamilton, Holden, Howard, Keels, Lane, Luton, McCune, Martin, Massey, Miller, Phillips, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—25.

Nay: Berrong, Dacus, Garrett, Garrison, Grantham, Hargrave, McGraw, Murphy, Payne, Smith.—10.

Excused: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Horn, Inhofe, McSpadden, Medearis, Nichols, Porter, Stansberry, Taliaferro.—13.

The emergency was declared failed of passage.

SB 88, as amended, was referred for engrossment.

Senator Terrill 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 Payne presiding.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1099, 1102, 1106 and 1116**, requesting Conference and referring said Bills to the General Conference Committee on Appropriations when appointed.

As provided under the Terrill motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Thirty-ninth Legislative Day

Thursday, March 13, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Baldwin, Berrong, Grantham, Inhofe, Stansberry.—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 THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 1008—By Derryberry, Privett, Hatchett, Poulos and Spearman—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 1 of Article XXIV of the Constitution of the State of Oklahoma; authorizing either branch of the Legislature to propose amendments to this Constitution, and prescribing procedure therefor; providing for submission of proposals at general or special elections; removing prohibition against submission of proposals containing more than one general subject;

providing for ballot title; and ordering a special election.

Consideration of the Resolution was deferred for this Legislative day.

COMMITTEE REPORTS

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

DO PASS:

SB 248—Public Affairs.

SB 250—Public Affairs.

SB 283—Public Affairs.

SB 295—Roads and Highways.

HB 1207—Public Affairs—Coauthored by Garrett.

HB 1216—Roads and Highways—Show Williams as Senate Author and coauthored by Holden.

HB 1342—Roads and Highways—Coauthored by Birdsong.

HB 1371—Roads and Highways.

HB 1372—Roads and Highways.

HB 1373—Roads and Highways.

DO PASS, as amended:

HB 1012—Education — Coauthored by Short, Hamilton, Martin, Romang and Williams.

HB 1094—Appropriations and Budget.

HB 1096—Appropriations and Budget.

HB 1098—Appropriations and Budget.

HB 1100—Appropriations and Budget.

HB 1103—Appropriations and Budget—Coauthored by Inhofe.

CITATIONS

Upon motion of Senator Massey, pursu-

ant to Rule 8-b, a Citation of Congratulations was ordered issued to Tishomingo High School Boys' Basketball Team for winning Class A District Championship.

Upon motion of Senator Berrong, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Sayre High School.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

FIRST READING

The following Bills were introduced and read the first time:

SB 339—By Bradley of the Senate and Wixson of the House—An Act relating to historic sites; providing that for the purpose of promoting the educational, cultural, economic and general welfare of the public the Maple Ridge area in Tulsa should, because of its history and the architectural designs of buildings therein, be designated as an historic site; designating said area an historic site; requesting the federal government to designate said area a national historic site; and declaring an emergency.

SB 340—By Smalley, Atkinson, Berrong, Birdsong, Crow, Dacus, Ferrell, Field, Graves, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McCune, McGraw, Miller, Murphy, Phillips, Short, Smith and Terrill of the Senate and Cate and Wolf (Leland) of the House—An Act relating to crimes and punishment; providing that any person not a student, officer or employee who shall refuse to leave the campus facilities of any college or university upon request is guilty of a misdemeanor; defining terms; and declaring an emergency.

SECOND READING

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

SB 328—Agriculture.

SB 329—Judiciary.

SB 330—Agriculture.

SB 331—Roads and Highways.

SB 332—Public Health.

SB 333—Education.

SB 334—Revenue and Taxation.

SB 335—Judiciary.

SB 336—Agriculture.

SB 337—Roads and Highways.

SB 338—Public Health.

SJR 19—Constitutional Revisions and Regulatory Services.

SJR 20—Judiciary.

HB 1171—Judiciary.

HB 1172—Judiciary.

HB 1299—Judiciary.

HB 1315—Judiciary.

HB 1320—Governmental Affairs.

HB 1323—Judiciary.

HB 1355—Judiciary.

HB 1394—Judiciary.

PENDING SENATE ACTION

Senator Baggett asked unanimous consent that **SCR 13** be ordered referred to the Committee on Revenue and Taxation.

President Pro Tempore Smith presiding.

HCR 1014 by Abbott, et al, of the House and Boecher of the Senate was called up for consideration.

HCR 1014 was read at length, adopted upon motion of Senator Boecher, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 251 by Birdsong, Smalley, Garrett, Hargrave, Phillips and Romang of the Senate and Bickford, et al, of the House was read and considered.

Senators Boecher and Garrison asked to be made coauthors of **SB 251**, which was the order.

Upon motion of Senator Birdsong, **SB 251** was advanced to engrossment.

By unanimous consent, upon request of

Senator Birdsong, **SB 251** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 251 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Short, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Baldwin, Berrong, Breckinridge, Crow, Grantham, Inhofe, Keels, Romang, Smalley, Stansberry, Taliaferro.—11.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Baldwin, Berrong, Crow, Grantham, Inhofe, Keels, Smalley, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 251 was referred for engrossment.

Senator Berrong asked to be shown present, which was the order.

GENERAL ORDER

SB 307 by Baggett was read and considered.

Upon motion of Senator Baggett, **SB 307** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 307** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 307 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Baldwin, Grantham, Ham, Inhofe, Keels, Miller, Smalley, Stansberry, Taliaferro.—9.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Baldwin, Grantham, Ham, Inhofe, Keels, Miller, Smalley, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 307 was referred for engrossment.

GENERAL ORDER

SB 286 by McGraw, Howard, Short, Breckinridge and McCune was read and considered.

Senator Short moved to amend **SB 286**, page 2, line 17, by striking the word "shall" and inserting in lieu thereof the

word "may" which amendment was declared adopted.

Upon motion of Senator McGraw, **SB 286**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 286**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 286 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baldwin, Grantham, Inhofe, Keels, Romang, Stansberry, Stipe.—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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baldwin, Grantham, Inhofe, Keels, Romang, Stansberry, Stipe.—7.

The emergency was declared passed.

SB 286, as amended, was referred for engrossment.

GENERAL ORDER

HB 1404 by Tarwater of the House and

Berrong of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1404** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1404** was placed upon third reading and final passage.

THIRD READING

HB 1404 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, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Garrett, Grantham, Inhofe, Keels, Porter, Romang, Stansberry.—8.

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, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Garrett, Grantham, Inhofe, Keels, Porter, Romang, Stansberry.—8.

The emergency was declared passed.

HB 1404 was ordered withheld pursuant to Rule 19-f.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1016**.

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

GENERAL ORDER

HB 1196 by Tarwater of the House and Berrong and Holden of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1196** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Grantham, Inhofe, Keels, McGraw, Massey, Porter, Stansberry.—8.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Grantham, Inhofe, Keels, McGraw, Massey, Porter, Stansberry.—8.

The emergency was declared passed.

HB 1196 was ordered withheld pursuant to Rule 19-f.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent that members of the Conference Committee appointed pursuant to **HB 1136** be excused for the purpose of meeting with a like committee of the Honorable House, which was the order.

Senator Grantham asked to be shown present, which was the order.

GENERAL ORDER

HB 1289 by Miskelly, et al, of the House and Baggett, Atkinson, Ferrell and Murphy of the Senate was read and considered.

Senator Phillips asked to be made co-author of **HB 1289**, which was the order.

Senator Luton moved to amend **HB 1289**, page 1, line 2, by striking the word "directed" and inserting in lieu thereof the word "authorized" which amendment was tabled upon motion of Senator Baggett.

Senator McSpadden moved to amend **HB 1289**, page 2, line 13½, by adding a new Section 3 to read as follows: "Section 3. The Oklahoma Turnpike Authority is hereby directed to construct, maintain and operate a gate in the vicinity of Adair, Oklahoma for ingress to and egress from the Will Rogers Turnpike" and by renumbering the remaining Sections accordingly and by amending the Title to conform thereto, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1289**, page 2, following the McSpadden amendment, by inserting a new Section 4 to read as follows:

"Section 4. The Oklahoma Turnpike Authority is hereby directed to construct, maintain and operate a gate within the vicinity of Peaceable Mountain on the Indian Nations Turnpike for ingress and egress to the City of McAlester and the City of Antlers, Oklahoma" and by renumbering remaining Sections and amend-

word "may" which amendment was declared adopted.

Upon motion of Senator McGraw, **SB 286**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 286**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 286 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baldwin, Grantham, Inhofe, Keels, Romang, Stansberry, Stipe.—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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baldwin, Grantham, Inhofe, Keels, Romang, Stansberry, Stipe.—7.

The emergency was declared passed.

SB 286, as amended, was referred for engrossment.

GENERAL ORDER

HB 1404 by Tarwater of the House and

Berrong of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1404** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1404** was placed upon third reading and final passage.

THIRD READING

HB 1404 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, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Garrett, Grantham, Inhofe, Keels, Porter, Romang, Stansberry.—8.

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, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Garrett, Grantham, Inhofe, Keels, Porter, Romang, Stansberry.—8.

The emergency was declared passed.

HB 1404 was ordered withheld pursuant to Rule 19-f.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1016**.

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

GENERAL ORDER

HB 1196 by Tarwater of the House and Berrong and Holden of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1196** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Grantham, Inhofe, Keels, McGraw, Massey, Porter, Stansberry.—8.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baldwin, Grantham, Inhofe, Keels, McGraw, Massey, Porter, Stansberry.—8.

The emergency was declared passed.

HB 1196 was ordered withheld pursuant to Rule 19-f.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent that members of the Conference Committee appointed pursuant to **HB 1136** be excused for the purpose of meeting with a like committee of the Honorable House, which was the order.

Senator Grantham asked to be shown present, which was the order.

GENERAL ORDER

HB 1289 by Miskelly, et al, of the House and Baggett, Atkinson, Ferrell and Murphy of the Senate was read and considered.

Senator Phillips asked to be made co-author of **HB 1289**, which was the order.

Senator Luton moved to amend **HB 1289**, page 1, line 2, by striking the word "directed" and inserting in lieu thereof the word "authorized" which amendment was tabled upon motion of Senator Baggett.

Senator McSpadden moved to amend **HB 1289**, page 2, line 13½, by adding a new Section 3 to read as follows: "Section 3. The Oklahoma Turnpike Authority is hereby directed to construct, maintain and operate a gate in the vicinity of Adair, Oklahoma for ingress to and egress from the Will Rogers Turnpike" and by renumbering the remaining Sections accordingly and by amending the Title to conform thereto, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1289**, page 2, following the McSpadden amendment, by inserting a new Section 4 to read as follows:

"Section 4. The Oklahoma Turnpike Authority is hereby directed to construct, maintain and operate a gate within the vicinity of Peaceable Mountain on the Indian Nations Turnpike for ingress and egress to the City of McAlester and the City of Antlers, Oklahoma" and by renumbering remaining Sections and amend-

ing the Title to conform thereto, which amendment was declared adopted.

Senator Boecher moved to amend **HB 1289**, page 2, line 17, by inserting after the word "vehicles" and before the word "full" the language "up to and including those fourteen (14) feet in width" which amendment was declared adopted.

Upon motion of Senator Baggett, **HB 1289**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1289**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1289 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, Crow, Ferrell, Field, Garrett, Hargrave, Horn, Howard, Lane, McCune, McSpadden, Martin, Medearis, Murphy, Phillips, Porter, Smalley, Stipe, Taliaferro, Young.—23.

Nay: Berrong, Bradley, Breckinridge, Dacus, Garrison, Grantham, Graves, Luton, McGraw, Nichols, Payne, Romang, Smith, Williams.—14.

Excused: Baldwin, Ham, Hamilton, Holden, Inhofe, Keels, Massey, Miller, Short, Stansberry, Terrill.—11.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Baggett moved that the vote be reconsidered by which **HB 1289**, as amended, failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 6, 88, 105, 152, 219 and **237** each correctly engrossed.

SR 18 correctly enrolled.

Engrossed **SBs 6, 88, 105, 152, 219** and **237** were properly signed and ordered

transmitted to the Honorable House for consideration.

Enrolled **SR 18** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1087 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1087** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1087** was placed upon third reading and final passage.

THIRD READING

HB 1087 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, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Porter, Romang, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Baldwin, Crow, Hamilton, Inhofe, Keels, Massey, Miller, Nichols, Short, Stansberry, Terrill.—11.

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, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Porter, Romang, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—37.

Excused: Baldwin, Crow, Hamilton, Inhofe, Keels, Massey, Miller, Nichols, Short, Stansberry, Terrill.—11.

The emergency was declared passed.

HB 1087 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1105 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1105 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1105 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Williams.—34.

Excused: Baldwin, Hamilton, Inhofe, Keels, McGraw, Massey, Miller, Phillips, Short, Stansberry, Stipe, Taliaferro, Terrill, Young.—14.

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, Crow, Dacus, Ferrell, Field, Garrett, Garison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Williams.—34.

Excused: Baldwin, Hamilton, Inhofe, Keels, McGraw, Massey, Miller, Phillips, Short, Stansberry, Stipe, Taliaferro, Terrill, Young.—14.

The emergency was declared passed.

HB 1105, as amended, was referred for engrossment.

GENERAL ORDER

HB 1108 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1108 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, 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: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Williams.—34.

Excused: Baldwin, Hamilton, Inhofe, Keels, McGraw, Massey, Medearis, Miller, Porter, Short, Stansberry, Taliaferro, Terrill, Young.—14.

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, Crow, Dacus, Ferrell, Field, Garrett, Garison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Williams.—34.

Excused: Baldwin, Hamilton, Inhofe, Keels, McGraw, Massey, Medearis, Miller, Porter, Short, Stansberry, Taliaferro, Terrill, Young.—14.

The emergency was declared passed.

HB 1108 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1112 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1112** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1112** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1112 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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Romang, Smith, Williams, Young.—32.

Excused: Baldwin, Ferrell, Hamilton, Inhofe, Keels, Massey, Medearis, Miller, Phillips, Porter, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill.—16.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Romang, Smith, Williams, Young.—32.

Excused: Baldwin, Ferrell, Hamilton, Inhofe, Keels, Massey, Medearis, Miller, Phillips, Porter, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill.—16.

The emergency was declared passed.

HB 1112, as amended, was referred for engrossment.

GENERAL ORDER

HB 1120 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Senator Garrison asked to be made a coauthor of **HB 1120**, which was the order.

Upon motion of Senator McSpadden, **HB 1120** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1120** was 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, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Romang, Smith, Stipe, Williams, Young.—35.

Excused: Baldwin, Hamilton, Inhofe, Keels, Massey, Miller, Phillips, Porter, Short, Smalley, Stansberry, Taliaferro, Terrill.—13.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stipe, Williams, Young.—36.

Excused: Baldwin, Hamilton, Inhofe, Keels, Massey, Miller, Phillips, Porter, Short, Stansberry, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1120 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1122 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1122** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1122** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1122 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berrong, Hamilton, Inhofe, Keels, Massey, Miller, Nichols, Phillips, Short, Stansberry, Taliaferro, Terrill.—14.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berrong, Hamilton, Inhofe, Keels, Massey, Miller, Nichols, Phillips, Short, Stansberry, Taliaferro, Terrill.—14.

The emergency was declared passed.

HB 1122, as amended, was referred for engrossment.

GENERAL ORDER

HB 1234 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1234** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1234** was considered engrossed and 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—36.

Excused: Baldwin, Berrong, Hamilton, Inhofe, Keels, Massey, Miller, Phillips, Short, Stansberry, Taliaferro, Terrill.—12.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—36.

Excused: Baldwin, Berrong, Hamilton, Inhofe, Keels, Massey, Miller, Phillips, Short, Stansberry, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1234, as amended, was referred for engrossment.

GENERAL ORDER

HB 1048 by Wolfe (Stephen), et al, of the House and Young of the Senate was read and considered.

Upon motion of Senator Young, **HB 1048** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1048** was placed upon third reading and final passage.

THIRD READING

HB 1048 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—38.

Excused: Baldwin, Berrong, Inhofe, Keels, Massey, Phillips, Short, Stansberry, Taliaferro, Terrill.—10.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—38.

Excused: Baldwin, Berrong, Inhofe, Keels, Massey, Phillips, Short, Stansberry, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1048 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1293 by Ford of the House and Mc-

Cune of the Senate was read and considered.

Upon motion of Senator McCune, **HB 1293** was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—39.

Excused: Baldwin, Boecher, Ham, Inhofe, Massey, Phillips, Stansberry, Taliaferro, Terrill.—9.

The bill was declared passed.

HB 1293 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1157 by Mountford of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1157** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1157** was 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham,

Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—41.

Excused: Baldwin, Boecher, Ferrell, Inhofe, Phillips, Stansberry, 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—42.

Excused: Baldwin, Boecher, Inhofe, Phillips, Stansberry, Terrill.—6.

The emergency was declared passed.

HB 1157 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1185 by Bengtson was read and considered.

Upon motion of Senator Stipe, HB 1185 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, HB 1185 was 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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton,

McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—39.

Excused: Baldwin, Boecher, Hargrave, Inhofe, McSpadden, Massey, Phillips, Stansberry, Terrill.—9.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—39.

Excused: Baldwin, Boecher, Hargrave, Inhofe, McSpadden, Massey, Phillips, Stansberry, Terrill.—9.

The emergency was declared passed.

HB 1185 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 279 by Keels of the Senate and York of the House was read and considered.

Following discussion, Senator Keels asked unanimous consent that SB 279 be ordered withdrawn from the Calendar and re-referred to the Committee on Governmental Affairs, which was the order.

HB 1235 by Miskelly of the House and Atkinson of the Senate was read and considered.

Upon motion of Senator Atkinson, HB 1235 was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, HB 1235 was placed upon third reading and final passage.

THIRD READING

HB 1235 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—33.

Nay: Luton, McCune, Romang, Short.—4.

Excused: Baldwin, Boecher, Ham, Inhofe, McGraw, Massey, Payne, Phillips, 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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—35.

Nay: McCune, Romang.—2.

Excused: Baldwin, Boecher, Ham, Inhofe, McGraw, Massey, Payne, Phillips, Porter, Stansberry, Terrill.—11.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Luton moved that the vote be reconsidered by which **HB 1235** passed.

RESOLUTION

By unanimous consent, **SCR 18** was introduced and read as follows:

SCR 18—By Holden of the Senate and Tarwater, et al, of the House—A Concurrent Resolution congratulating and commending Mrs. E. E. (Golda Langham) Brown upon her selection as Oklahoma's Mother of the Year and other public accomplishments; and directing distribution.

Senator Holden asked unanimous consent that all other members of the Senate be made coauthors of the Resolution, which was the order.

SCR 18, as coauthored, was read at length, adopted upon motion of Senator Holden and ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Murphy asked for an extension of one legislative day for consideration of his motion to reconsider the vote by which **SB 238** failed of passage, which was the order.

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

BILLS RELEASED

As provided under Rule 19-f, **HBs 1048, 1087, 1108, 1120, 1157, 1185, 1196, 1293 and 1404** were properly signed and ordered returned to the Honorable House.

As provided under the Birdsong motion, the Senate was declared adjourned until 1:00 p.m., Monday, March 17, 1969.

Fortieth Legislative Day

Monday, March 17, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—47.

Excused: Breckinridge.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain, David Shibley, Youth Evangelist and Club Coordinator for Tulsa Youth for Christ, and the grandson of former State Representative Bill Shibley.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 14, 1969, of Enrolled **SJR 10** entitled:

SJR 10—By McSpadden of the Senate and Whorton of the House—A Joint Resolution authorizing the State Board of Public Affairs, subject to the approval of the Oklahoma Public Welfare Commission, to convey to an independent school district and an area school district certain tracts of land belonging to the Whitaker State

Children's Home, and specifying disposition and use of amounts received therefor,

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1210—By Hill (Ben)—An Act relating to schools; amending 70 O. S. 1961, § 4-7, as last amended by Section 1, Chapter, 411, O. S. L. 1968 (70 O. S. Supp. 1968, § 4-7); providing for qualifications, election and term of office of members of Boards of Education; providing for division of certain school districts into zones from which members of the Board of Education of such school district are to be elected; providing for certain duties of Boards of Education of such districts and of the State Board of Education; repealing all laws or parts of laws in conflict herewith; and making provisions of Act severable.

HB 1365—By Sparkman, Sandlin, Patterson, Ferguson and Odum (V. H.) of the House and McSpadden of the Senate—An Act relating to absentee voting; amending 26 O. S. 1961, § 326a and 26 O. S. 1961, § 326c, as amended by Section 4, Chapter 151, O. S. L. 1968 (26 O. S. Supp. 1968, § 326c); providing for procurement of ballots; providing absentee voter may make application and vote in state elections either in person at the office of the Secretary of the County Election Board or by transmittal to said secretary by United States mail.

HB 1434—By Thompson—An Act relating to insurance; amending 36 O. S. 1961, § 1314, as amended by Section 6, Chapter 215, O. S. L. 1963 (36 O. S. Supp. 1968, § 1314); permitting a corporation licensed

thereunder to own stock in or be partners in another corporation or firm licensed thereunder; and declaring an emergency.

HJR 1021—By Privett, Derryberry, Wolf (Leland), Hatchett, Poulos, Spearman, Goodfellow and Bickford of the House and Smalley 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; repealing Article VI of said Constitution and establishing in lieu thereof a new article to be designated as Article VI; vesting executive power of state in a Governor; providing for an executive department consisting only of the Governor, Lieutenant Governor, Attorney General, State Examiner-Auditor, State Treasurer, Commissioner of Insurance, Commissioner of Charities and Corrections, Commissioner of Labor, and Corporation Commission; providing for compensation, qualifications, duties, terms and election of officers within the Executive Department, and prescribing authority of such officers; providing for certification of results of election of all state officers; providing manner of presenting Legislative Bills for approval of Governor, procedure for passing bills disapproved by him, and time for taking effect of Legislative Bills; providing for succession when Governor is unable to discharge duties or vacancy occurs in office, and vesting jurisdiction in Supreme Court; providing for allocation by law of executive and administrative functions of state government, among and within not more than twenty principal departments; amending Section 2, Article VII-A, Sections 2, 3 and 4, Article VII-B, Sections 9, 21, 23, 29, 32 and 33, Article X, Section 6, Article XI, Section 5, Article XIII, Section 2, Article XV, Section 1, Article XVI, Section 3 (a), Article XVIII, Section 1, Article XXIV and Sections 2 and 3, Article XXV, of the Constitution of the State of Oklahoma; repealing all sections of Article VI, Section 8, Article XIII, all sections of Articles XIII-A and XIII-B, Section 1, Article XIV, Sec-

tion 10, Article XXIII, Sections 4 and 5, Article XXV, all sections of Articles XXVI and XXVII of the Constitution of the State of Oklahoma; providing proposed amendment shall be effective and become operative only in the event the amendment to Section 1, Article XXIV of the Constitution proposed by House Joint Resolution No. 1008 of the First Session of the Thirty-second Oklahoma Legislature is approved by the people; providing for ballot title; and ordering a special election.

The above numbered HBs and/or HR were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1048, 1087, 1108, 1120, 1157, 1185, 1196, 1293 and 1404.

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 1014.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 209, 251, 286, 307, SCR 18; and HBs 1105, 1112, 1122, and 1234 each correctly engrossed.

Engrossed SBs 209, 251, 286, 307 and SCR 18 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1105, 1112, 1122, and 1234, 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 271—Revenue and Taxation.

SB 273—Revenue and Taxation.

SB 297—Appropriations and Budget.

SJR 15—Agriculture.

HB 1111—Appropriations and Budget.

DO PASS, as amended:

SB 51—Appropriations and Budget.

SB 257—Agriculture.

SB 263—Agriculture.

SB 277—Appropriations and Budget.

SB 301—Appropriations and Budget.

FIRST READING

The following Bills were introduced and read the first time:

SB 341—By Holden and Smith—An Act relating to credit unions; amending 6 O. S. 1961, § 395.6, as last amended by Section 1, Chapter 187, O. S. L. 1968, and renumbered (6 O. S. Supp. 1968, § 2006), relating to rate of interest on loans; amending 6 O. S. 1961, § 395.9, subsection (e), as amended by Section 6, Chapter 496, O. S. L. 1965, and renumbered (6 O. S. Supp. 1968, § 2010, subsection (e)), relating to audits; and declaring an emergency.

SB 342—By Graves of the Senate and Townsend of the House—An Act relating to the Oklahoma Crime Commission; establishing same as an agency of state government and defining the composition and duties thereof; providing that other public bodies may expend funds in furtherance of purposes of the commission; providing that staff of commission shall be subject to merit system; and declaring an emergency.

SB 343—By Crow of the Senate and Witt of the House—An Act relating to revenue and taxation; providing expenditures of soil or water conservation be allowed as a deduction for income tax purposes; providing limitation; defining terms; and declaring an emergency.

SB 344—By Luton—An Act relating to motor vehicles; providing for extension of validity of chauffeur's or operator's license during service in the Armed Forces and for sixty days following discharge; and declaring an emergency.

SB 345—By Birdsong, Porter, Keels, Smith, Terrell, Smalley, Ferrell, Garrison, McCune, Murphy, Berrong, Atkinson, Howard, Miller, Garrett, Young, McSpadden, Martin, Massey, Horn, Holden, Hargrave, Medearis, Crow and Lane—An Act relating to cities and towns; providing regular police of a city or town may perform police functions in other cities or towns than their own under certain circumstances, subject to certain conditions; and declaring an emergency.

SB 346—By Baggett—An Act relating to school districts; providing for reorganization of school districts and changes in school district boundaries; providing for and creating a state committee and county committees for the reorganization of school district, and prescribing their functions, duties and powers; dealing with property, assets, obligations, indebtedness and liabilities of districts involved in reorganization and annexations; requiring surveys and studies and setting minimum standards; directing codification; repealing 70 O. S. 1961, § 7-1, as last amended by Section 5, Chapter 393, O. S. L. 1968 (70 O. S. Supp. 1968, § 7-1) and 70 O. S. 1961, § § 7-2, 7-3, 7-4, and 7-5; providing for severability; and declaring an emergency.

SECOND READING

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

SB 339—Municipal Government.

SB 340—Judiciary.

HJR 1008—Constitutional Revisions and Regulatory Services.

GENERAL ORDER

Senator Terrill moved that SBs 280 and 281 be ordered withdrawn from the Calendar.

dar and then re-referred to the Committee on Business Relations, which motion was declared adopted.

HB 1012 by Cox, et al, of the House and Field, Short, Hamilton, Martin, Romang and Williams of the Senate was read and considered.

Senators Lane, Crow, McGraw, Payne, Horn, Ferrell, Berrong and Dacus asked to be made coauthors of **HB 1012**, which was the order.

Upon motion of Senator Field, **HB 1012** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 1012** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1012 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, Boecher, Crow, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Nay: Baggett, Birdsong, Bradley, Garrett, Garrison, Howard, Inhofe, Keels, Smalley, Smith.—10.

Excused: Breckinridge.—1.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Berrong, Boecher, Crow, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Nay: Baggett, Birdsong, Bradley, Garrett, Garrison, Howard, Inhofe, Keels, Smalley, Smith.—10.

Excused: Breckinridge.—1.

The emergency was declared passed.

HB 1012, as amended, was referred for engrossment.

GENERAL ORDER

Senator Young moved that **SB 149** be ordered withdrawn from the Calendar and re-referred to the Committee on Business Relations, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator McGraw asked for consideration of his motion to reconsider the vote by which **SB 147** failed.

Senator Baldwin moved to table the McGraw motion, which motion prevailed.

GENERAL ORDER

SB 250 by Grantham of the Senate and Peterson, et al, of the House was read and considered.

Senator Stipe asked to be made coauthor of **SB 250**, which was the order.

Upon motion of Senator Grantham, **SB 250** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 250** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 250 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith,

Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Baldwin, Hamilton, Martin, Medearis, Smalley.—5.

Excused: Breckinridge.—1.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Baldwin, Hamilton, Martin, Medearis, Smalley.—5.

Excused: Breckinridge.—1.

The emergency was declared passed.

SB 250 was referred for engrossment.

MOTION TO RECONSIDER

Senator Miller asked for consideration of the McGraw motion to reconsider the vote by which SB 129 failed of passage, which was the order.

The vote occurring upon the McGraw motion to reconsider the vote by which SB 129 failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Boecher, Bradley, Crow, Ferrell, Field, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Terrill, Williams.—27.

Nay: Baldwin, Berrong, Birdsong, Dacus, Garrett, Grantham, Graves, Hamilton, Horn, Nichols, Phillips, Porter, Stansberry, Stipe, Young.—15.

Excused: Baggett, Breckinridge, Garrison, Ham, Hargrave, Taliaferro.—6.

President Pro Tempore Smith presiding.

THIRD READING

Senator McGraw asked unanimous consent to be made a coauthor of SB 129, which was the order.

On the question of passage of SB 129, the roll call resulted as follows:

Aye: Boecher, Bradley, Ferrell, Field, Garrison, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Terrill.—25.

Nay: Baggett, Baldwin, Berrong, Birdsong, Crow, Dacus, Hamilton, Horn, Lane, Nichols, Phillips, Porter, Stansberry, Stipe, Young.—15.

Excused: Atkinson, Breckinridge, Garrett, Grantham, Ham, Medearis, Taliaferro, Williams.—8.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Bradley, Ferrell, Field, Garrison, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill.—28.

Nay: Baldwin, Berrong, Crow, Dacus, Hamilton, Horn, Lane, Phillips, Porter, Stansberry, Stipe, Young.—12.

Excused: Atkinson, Breckinridge, Garrett, Grantham, Ham, Medearis, Taliaferro, Williams.—8.

The emergency was declared failed of passage.

SB 129 was referred for engrossment.

GENERAL ORDER

SB 248 by Inhofe was read and considered.

Senators Birdsong, Murphy, Baggett, Phillips and Bradley asked to be made coauthors of SB 248, which was the order.

Upon motion of Senator Inhofe, SB 248 was advanced to engrossment.

By unanimous consent, upon request of Senator Inhofe, SB 248 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 248 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—36.

Nay: Dacus.—1.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Garrison, Grantham, Ham, Hargrave, Miller, Porter, Taliaferro.—11.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—36.

Nay: Dacus.—1.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Garrison, Grantham, Ham, Hargrave, Miller, Porter, Taliaferro.—11.

The emergency was declared passed.

SB 248 was referred for engrossment.

GENERAL ORDER

SB 193 by Hamilton was read and considered.

Senator Payne asked to be made a co-author of SB 193, which was the order.

Upon motion of Senator Hamilton, SB 193 was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, SB 193 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 193 was read for the third time at length.

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

Aye: Baggett, Birdsong, Bradley, Crow, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Terrill, Young.—25.

Nay: Berrong, Boecher, Dacus, Ferrell, Inhofe, McCune, Short, Stansberry, Williams.—9.

Excused: Atkinson, Baldwin, Breckinridge, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, McGraw, Martin, Porter, Taliaferro.—14.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Bradley, Crow, Dacus, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Terrill, Young.—27.

Nay: Berrong, Ferrell, Inhofe, McCune, Short, Stansberry, Williams.—7.

Excused: Atkinson, Baldwin, Breckinridge, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, McGraw, Martin, Porter, Taliaferro.—14.

The emergency was declared failed of passage.

SB 193 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Hamilton moved that the vote be reconsidered by which the Emergency Section of SB 193 failed of passage.

GENERAL ORDER

SB 295 by Hamilton was read and considered.

Senator Field asked to be made a co-author of **SB 295**, which was the order.

Upon motion of Senator Hamilton, **SB 295** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 295** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 295 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Terrill, Williams, Young.—32.

Excused: Atkinson, Baldwin, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Horn, McGraw, Porter, Smalley, Stansberry, Stipe, Taliaferro.—16.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Terrill, Williams, Young.—32.

Excused: Atkinson, Baldwin, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Horn, McGraw, Porter, Smalley, Stansberry, Stipe, Taliaferro.—16.

The emergency was declared passed.

SB 295 was referred for engrossment.

GENERAL ORDER

HB 1098 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1098** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1098** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1098 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, Field, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Porter, Stansberry, Taliaferro.—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, Field, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Porter, Stansberry, Taliaferro.—15.

The emergency was declared passed.

HB 1098, as amended, was referred for engrossment.

GENERAL ORDER

HB 1094 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1094** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **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: Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Field, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Stansberry, Stipe, Taliaferro.—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, Field, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Stansberry, Stipe, Taliaferro.—15.

The emergency was declared passed.

HB 1094, as amended, was referred for engrossment.

GENERAL ORDER

HB 1096 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1096** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1096** 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, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Martin, Miller, Stansberry, Taliaferro.—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, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Martin, Miller, Stansberry, Taliaferro.—13.

The emergency was declared passed.

HB 1096, as amended, was referred for engrossment.

GENERAL ORDER

HB 1100 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1100** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1100** was considered engrossed and 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: Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams, Young.—32.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Miller, Porter, Smalley, Stansberry, Taliaferro, Terrill.—16.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams, Young.—32.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Miller, Porter, Smalley, Stansberry, Taliaferro, Terrill.—16.

The emergency was declared passed.

HB 1100, as amended, was referred for engrossment.

GENERAL ORDER

HB 1103 by Willis, et al, of the House and McSpadden, Massey and Inhofe of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1103** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1103** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1103 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, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Terrill, Young.—30.

Nay: Howard, Keels, Short, Williams.—4.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stansberry, Stipe, Taliaferro.—14.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Atkinson, Baggett, Baldwin, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Porter, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

HB 1103, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Terrill asked for an extension of one legislative day for consideration of the Murphy motion to reconsider the vote by which **SB 238** failed of passage, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 63, 96, 99, and 124**—coauthored by Cox, Bernard, Murphy, Dunn and Hunter, each as amended.

HA to SB 63 was read as follows, rejected upon motion of Senator McSpadden and conference requested, said Bill to be referred to the General Conference Committee on Appropriations when appointed:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking the words: "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:".

HA to SB 96 was read as follows, rejected upon motion of Senator McSpadden and conference requested, said Bill to be referred to the General Conference Committee on Appropriations when appointed:

AMENDMENT NO. 1. Amend Page 2, Line 15, by striking the words "Title 47 O. S. 1961, [§ 22.5(8)] § 22.5K." and inserting the words "SECTION 1, CHAPTER 139, O.S.L. 1963 (47 O.S. SUPP 1968, § 22.5K).".

HAs to SB 99 were read as follows, rejected upon motion of Senator McSpadden and conference requested, said Bill to be referred to the General Conference Committee on Appropriations when appointed:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking the words: "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:".

AMENDMENT NO. 2. Amend Page 1, Line 24, by striking the figures "303,588.00" and inserting "309,338.00".

AMENDMENT NO. 3. Amend Page 1,

Line 36, by striking the figures "13,750.00" and inserting "19,500.00".

AMENDMENT NO. 4. Amend Page 2, Line 3, by striking the figures "144,374.00" and inserting "150,124.00".

AMENDMENT NO. 5. Amend Page 2, Line 31, by striking the figures "14,100.00" and "18,420.00" and inserting the figures "13,000.00" and "15,500.00".

AMENDMENT NO. 6. Amend Page 2, Line 32, by striking the figures "12,660.00" and "16,560.00" and inserting the figures "12,000.00" and "15,000.00".

AMENDMENT NO. 7. Amend Page 3, Line 3, by striking the figures "14,100.00" and "18,420.00" and inserting the figures "13,000.00" and "15,500.00".

AMENDMENT NO. 8. Amend Page 4, Line 9, by striking the word "McCloud" and inserting the word "McLeod".

HAs to SB 124 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 36, by adding a subsection (d) as follows:

"(d) A water transportation company shall be considered to be a public utility and all laws, rules and regulations applicable to a public utility be applicable to a water transportation company and be subject to continuing supervision".

AMENDMENT NO. 2. Amend Page 3, Section 5, Line 19, by adding after the word "any" the following: "to the Board of County Commissioners in any county the line enters or traverses.".

AMENDMENT NO. 3. Amend Page 3, Section 6, Line 27, by adding after the comma following the word "same" the words: "or to suspend or revoke the same".

AMENDMENT NO. 4. Amend Page 4, Section 7, Line 3, by deleting the word "reasonable".

AMENDMENT NO. 5. Amend Page 4, Section 7, Line 4, by inserting after the word "started" the following: "But in no

case shall this exceed six (6) calendar months".

AMENDMENT NO. 6. Amend Page 4, Section 7, Line 4, by deleting the word "and".

AMENDMENT NO. 7. Amend Page 4, Section 7, Line 4, by adding after the period the following words: "The certificate shall also establish a time limit within which".

AMENDMENT NO. 8. Amend Page 4, Section 7, Line 5, by inserting after the word "line" the words "will be".

AMENDMENT NO. 9. Amend Page 6, Section 12, Line 6, by adding after the first semicolon the following words: "regional water distribution districts created pursuant to 82 O. S. § § 1261, et seq:".

PENDING SENATE ACTION

Upon motion of Senator McSpadden, the request of the Honorable House for conferences on HBs 1099, 1102, 1106 and 1116 was ordered granted, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

RESOLUTION

By unanimous consent, Senator Smalley introduced the following Resolution, which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 19—By Smalley — A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-second Oklahoma Legislature to appoint two members of the Senate to attend the Southern Regional Legislative Seminar on Public Health Problems; and authorizing reimbursement to such members for travel and expenses.

WHEREAS, the Southern Regional Legislative Seminar on Public Health Problems, sponsored by the Southern Conference of the Council of State Governments, will be held on the campus of Emory University, in Atlanta, Georgia, on April 10 through April 12, 1969; and

WHEREAS, the Seminar is being held in cooperation with the Federal Department of Health, Education, and Welfare and with Emory University; and

WHEREAS, this innovative Seminar is being sponsored by the Southern Conference Advisory Committee as a means of enabling key legislators in the fifteen southern states to confer with recognized authorities on current and emerging health problems, in a setting conducive to thorough briefing, critical questioning and evaluation, and exchange of ideas; and

WHEREAS, the emphasis of the Seminar will be on both current public health issues and on long-range aspects and, hopefully, it will eventuate in enabling state legislatures increasingly to take more initiative in developing state public health plans, programs and policies; and

WHEREAS, the problems and topics to be considered at this meeting are of significance to the growth and development of our state and, therefore, of great interest to the State Senate.

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

SECTION 1. The President Pro Tempore of the Senate is hereby authorized to appoint two members of the Senate to proceed to Atlanta, Georgia, for the purpose of attending the Southern Regional Legislative Seminar on Public Health Problems, sponsored by the Southern Conference of the Council of State Governments, to be held on the campus of Emory University from April 10 through April 12, 1969. Upon return from the meeting, the members shall report to the Senate on material presented, matters discussed, and conclusions reached concerning recommended legislation.

SECTION 2. Reimbursement for necessary travel and expenses shall be paid by the Senate pursuant to Senate Resolution No. 1 of the First Session of the Thirty-second Oklahoma Legislature.

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

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

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of the executive nomination of JOHN KILPATRICK, Jr., Oklahoma City, as member of the Oklahoma Turnpike Authority, to serve an eight (8) year term ending July 1, 1976, and effective upon Senate confirmation. Mr. Kilpatrick succeeds himself.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of the executive nomination of JOSEPH H. ROBINSON, III, Tulsa, as member on the Board of Vocational and Technical Education, to serve a six (6) year term ending April 1, 1974, 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 Judge ELVIN J. BROWN, Norman, to the Court of Bank Review, to serve the remainder of a four (4) year term ending June 1, 1969 and effective upon Senate confirmation. Judge Brown succeeds Judge Charles Wilson.

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of the executive nomination of LAWRENCE D. "Larry" LUCAS, Oklahoma City, as member of the Alcoholic Beverage Control Board, to serve the remainder of a seven (7) year term ending June 23, 1972, and effective upon Senate confirmation. Mr. Lucas succeeds Mr. Woodruff who resigned.

The Senate, in executive session and upon

motion of Senator McCune, advised and consented to the confirmation of the executive nomination of Colonel LEE B. THOMPSON, Oklahoma City, as member of the Oklahoma Military Historical Commission, to serve a two (2) year term ending August 15, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of the executive nomination of Lieutenant Colonel GEORGE A. FISHER, Oklahoma City, as member of the Oklahoma Military Historical Commission, to serve a four (4) year term ending August 15, 1972, 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. OLIVER WILHAM, Stillwater, as member of the Board of Vocational and Technical Education, to serve a one (1) year term ending April 1, 1969, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Howard, advised and consented to the confirmation of the executive nomination of R. R. KIRCHNER, Bristow, as member of the Oklahoma Educational Television Authority, to serve a seven (7) year term ending June 30, 1975, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Howerd, advised and consented to the confirmation of the executive nomination of JENNY JO SWANSON, Tulsa, as member of the Board of Registration for Social Workers, to serve the remainder of a five (5) year term ending June 1, 1972, and effective upon Senate confirmation. Mrs. Swanson succeeds R. Caldwell.

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

Senator Payne presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 155—Coauthored by Mountford.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-

grossed SCR 18—Coauthored by entire House Membership.

The above numbered Resolution was referred for enrollment.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m. tomorrow.

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Forty-first Legislative Day

Tuesday, March 18, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—47.

Excused: Porter.—1.

The President Pro Tempore 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 1011—By Poulos of the House and Nichols of the Senate—An Act relating to possession of certain weapons; amending 21 O. S. 1961, § 1272; providing it shall be unlawful to carry certain weapons; providing penalties; and declaring an emergency.

HB 1077—By Bamberger—An Act relating to civil procedure; amending 12 O. S. 1961, § 978; providing, on final order of Supreme Court or Court of Appeals re-

versing or sustaining a judgment of trial tribunal, the prevailing party shall recover certain items of costs and expenses; providing for equal division thereof between the parties where judgment is reversed in part and affirmed in part; providing for assessment of costs where certiorari is granted; and declaring an emergency.

HB 1205—By Poulos, Wixson and Fine of the House and Howard 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. 1968, § 308), and Section 1, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1968, § 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 1260—By Cate—An Act relating to the initiative and referendum; amending 34 O. S. 1961, §§ 4 and 8; providing for filing and binding of initiative and referendum petitions; providing that Secretary of State shall give a signed receipt to person filing petition; providing for filing of copy of proposed petition; providing for time of filing referendum petition; providing for counting of signatures; providing for notice and protest; providing for jurisdiction of Supreme Court; and declaring an emergency.

HB 1319—By Sanguin and Miskelly—(An

Act relating to motor vehicles emergency)

HB 1333—By Payne, Howard, Rogers, Raibourn and Nance—An Act relating to professions and occupations; amending Sections 2, 3, 4, 5, 6, 7, 10, 12, 13, 15 and 17, Chapter 153, O. S. L. 1965 (59 O. S. Supp. 1968, § § 887.2, 887.3, 887.4, 887.5, 887.6, 887.7, 887.10, 887.12, 887.13, 887.15 and 887.17); providing for physical therapy assistants; defining terms; providing for registration and licensing of physical therapists and physical therapy assistants; providing for the physical therapy committee and prescribing duties of the State Board of Medical Examiners; providing for qualifications and examinations, prescribing fees; providing for temporary permits; providing for renewal of licenses; providing for refusal, suspension or revocation of licenses; providing for hearings; prohibiting obtaining of license by misrepresentation; prohibiting treatment except by referral of physician or surgeon; and making provisions of Act severable.

HB 1339—By Monks, Harrison, Barker, Tarwater, Smith (E. W.) and Andrews—An Act relating to public schools; amending 70 O. S. 1961, § 1-10; designating a public school holiday for the observance of Veterans Day; and providing that the public schools shall be closed on said day.

HB 1340—By Mountford—An Act relating to professions and occupations; amending Section 9, Chapter 188, O. S. L. 1965, as amended by Section 6, Chapter 271, O. S. L. 1968 (59 O. S. Supp. 1968, § 15.9); providing for issuance of certificates as Certified Public Accountants or Public Accountants; providing for examinations; and providing that holders of such certificates may engage in practice of other business or profession if such does not create conflict of interest.

HB 1351—By Thompson, Hancock, Holaday and Hatchett—An Act relating to obscene or harassing telephone calls; repealing all laws and parts of laws in conflict

herewith to the extent of such conflict; and declaring an emergency.

HB 1353—By Hopkins—An Act relating to police pensions; amending 11 O. S. 1961, § 541; defining terms; defining "policeman" as a duly appointed and sworn full-time officer of the regular police department of a city or town performing certain duties; and declaring an emergency.

HB 1354—By Hutchens of the House and Hargrave of the Senate—An Act relating to insurance; providing that policies of group life insurance issued to employees, unions, and trustees of employees and unions may also insure the lives of the spouses and children of the insured employees and union members; providing for payment of premiums; prescribing limits and stating conditions; directing codification; and declaring an emergency.

HB 1361—By Abbott and Townsend—An Act relating to trusts created for benefit and furtherance of public functions; amending Section 2, Chapter 76, O. S. L. 1963 (60 O. S. Supp. 1968, § 180.2), to permit licensed public accountant to make audits; and declaring an emergency.

HB 1392—By Abbott—An Act relating to schools; amending Section 1, Chapter 81, O. S. L. 1968 (70 O. S. Supp. 1968, § 10-14); relating to determination of school population; repealing 70 O. S. 1961, § 10-4; and declaring an emergency.

HB 1400—By Bickford and Williamson of the House and Martin of the Senate—An Act relating to state parks and lodges; amending Section 11, Chapter 398, O. S. L. 1965, as amended by Section 1, Chapter 231, O. S. L. 1968 (74 O. S. Supp. 1968, § 1111); prohibiting the leasing of the five original state lodges; and declaring an emergency.

HB 1416—By Bickford, Williamson, Poulos and Wixson of the House and Martin of the Senate—An Act relating to state employees; providing that supervisors and department heads of state agencies and departments shall not prohibit discussion

of office operations between state employees and legislators; providing penalty for violation; and declaring an emergency.

HB 1435—By Hill (Ben)—An Act relating to discriminatory practices in certain areas; amending Section 501, Chapter 388, O. S. L. 1968 (25 O. S. Supp. 1968, § 1501), to provide for making of rules under which designated members of Human Rights Commission may hear complaints, subject to review of commission; providing for severability; and declaring an emergency.

HB 1445—By Clemons—An Act relating to the public schools; amending Section 1, Chapter 58, O. S. L. 1963, as last amended by Section 1, Chapter 192, O. S. L. 1968 (70 O. S. Supp. 1968, § 6-1a), to provide additional employees shall be within the purview of said provision of law; providing for severability; and declaring an emergency.

HB 1470—By Hill (Archibald), Camp, Hancock, Hatchett and Wolfe (Stephen)—An Act relating to elections; making it unlawful to fail, refuse or neglect to discharge duty under election laws relating to voting machines, or to breach said laws, or to unlawfully possess, tamper with, break, impair, impede or otherwise interfere with voting machines or any part thereof; prescribing punishment; directing codification; and declaring an emergency.

HJR 1022—By Spearman, Derryberry, Privett, Wolf (Leland), Hatchett, Poulos, Bickford and Taggart of the House 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; repealing Article V of the Constitution and establishing in lieu thereof a new article to be designated as Article V; designating Oklahoma City as the capital of the state and seat of government; vesting legislative power of the state in the Legislature, to be composed of the Senate and House of Representatives, and providing for qual-

ifications, election, terms of office, filling vacancies, compensation, duties, privileges and immunities of members thereof; providing for organization of the Legislature and for sessions, adjournment and duration thereof; reserving to the people the power of the initiative and referendum, and prescribing procedure for exercise thereof; providing for creation of legislative and congressional districts and for commission on legislative redistricting; providing procedure, limitations and requirements for enactment of bills, and for approval or veto thereof, and time when same shall take effect; providing for impeachment and removal of elective officers from office; providing for establishment of retirement systems for state and local governmental officers and employees; providing for militia; providing for continuity of governmental operations in emergencies; providing for ballot title; and ordering a special election.

The above numbered HBs and/or HR were read for the first time.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 63, 96 and 99, and referring said Bills to General Conference Committee on Appropriations when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 129, 248, 250, 295 and HBs 1012, 1096, 1098, 1100 and 1103 each correctly engrossed.

SB 155 and SR 19 each correctly enrolled.

Engrossed SBs 129, 248 and 250 were properly signed and ordered transmitted to the Honorable House for consideration.

Senator Hamilton presiding.

Engrossed SB 295 was properly signed and ordered transmitted to the Honorable House for consideration.

President Pro Tempore Smith presiding.

Engrossed SAs to and Engrossed HBs 1012, 1096, 1098, 1100 and 1103, as amend-

ed, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 155** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 19** was properly signed and ordered transmitted to the Secretary of State.

COMMITTEE REPORTS

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

DO PASS:

SB 66—Appropriations and Budget.

SB 122—Appropriations and Budget.

SB 227—Municipal Government.

SB 228—Appropriations and Budget.

SB 249—Municipal Government.

SB 282—Education.

SB 304—Judiciary — Coauthored by Garrison.

SB 308—Judiciary.

SB 311—Judiciary.

SB 318—Municipal Government.

SB 319—Municipal Government.

SB 339—Municipal Government.

SJR 20—Judiciary.

HB 1014—Conservation and Economic Development—Coauthored by Holden.

HB 1236—Education—Coauthored by Murphy.

HB 1419—Municipal Government—Coauthored by Howard, McGraw and Birdsong.

HB 1439—Education—Coauthored by Miller.

DO PASS, as amended:

SB 53—Appropriations and Budget.

SB 57—Appropriations and Budget.

SB 123—Appropriations and Budget—Coauthored by Murphy and Phillips.

SB 213—Judiciary.

SB 229—Appropriations and Budget.

SB 244—Judiciary.

SB 255—Appropriations and Budget.

SB 262—Judiciary.

SB 275—Judiciary—Coauthored by Sandlin of the House.

SB 329—Judiciary.

SB 340—Judiciary.

HB 1057—Judiciary—Coauthored by Garrett and Young.

CITATIONS

Upon motion of Senator Crow, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Mrs. Joe Myers of Frederick, Oklahoma upon being named "Merit Mother" (runner-up) in the Mother of the Year for 1969.

Upon motion of Senator Crow, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Mrs. Waldo T. Oden, Altus, Oklahoma upon being named "Merit Mother" (runner-up) in the Mother of the Year for 1969.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

RESOLUTION

Senator Martin introduced the following Resolution which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 20—by Martin—A 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 1969 legislative interim, the subject of Oklahoma's Veterans' facilities; requesting the submission of a report with recommendations to the Executive Committee and to the Second Session of the Thirty-second Oklahoma Legislature.

WHEREAS, the care and treatment of those Oklahomans who have served in the armed forces of the United States is of great importance; and

WHEREAS, the quality of service provided by a veterans' facility can only be improved by constantly striving to improve the physical and administrative efficiency of such institutions; and

WHEREAS, an effective and meaningful program cannot be accomplished unless supported by an adequate legal framework; and

WHEREAS, an in-depth, on-the-spot study should be conducted to ascertain the needs of such institutions.

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

SECTION 1. That the Executive Committee of the State Legislative Council be, and hereby is, requested to refer to the appropriate standing committee for study during the 1969 legislative interim, the subject of Oklahoma's War Veterans' Home Facilities in the State. That the members of said committee shall be entitled to receive reimbursement for travel and other necessary expenses in the performance of the duties herein requested of them in the manner provided for other committees engaged in interim studies.

SECTION 2. That following the conclusion of the study the committee of reference be, and hereby is, directed to prepare a report with recommendations for submission to the Executive Committee and to the Second Session of the Thirty-second Oklahoma Legislature.

FIRST READING

The following Bills were introduced and read the first time:

SB 347—By Graves—An Act relating to the Department of Public Welfare; amending 56 O. S. 1961, § 189a, as amended by Section 1 of Chapter 202, Oklahoma Session Laws 1967; authorizing lease agreements for rental of space and facilities in buildings acquired by counties, state agencies, public trusts or building authorities; and declaring an emergency.

SB 348—By Murphy—An Act relating to counties and county officers; amending 19 O. S. 1961, § 155, as amended by Section 1, Chapter 415, O. S. L. 1965 (19 O. S. Supp. 1968, § 155); providing for the destruction of records; and declaring an emergency.

SB 349—By Baggett and Smalley of the Senate and Willis of the House—An Act vitalizing Section 38, 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 Twenty-Eight Million Eight Hundred Ninety-One Thousand Dollars for the purpose of planning and constructing new buildings and additions to existing buildings and other capital improvements, for remodeling, modernizing and repairing existing buildings and other capital improvements and purchase of land, equipment and furnishings necessary for such new buildings, additions and improvements for various departments and agencies of the state not to exceed the amounts and for the purposes set forth in Section 38, Article X of the Oklahoma Constitution; creating the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury; 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; creating the State of Oklahoma Building Bonds of 1968 Sinking Fund; providing for the investment of construction account and sinking fund monies; 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.

SB 350—By Baggett and Smalley of the

Senate and Willis of the House—An Act appropriating from the proceeds of the sale of bonds authorized by Section 38, Article X of the Oklahoma Constitution; declaring purpose of Act; appropriating Fifteen Million Dollars (\$15,000,000.00) to the Oklahoma State Regents for Higher Education for expenditure at the constituent institutions of the Oklahoma State System of Higher Education, the Medical Center of the University of Oklahoma, the new Tulsa Junior College and the new Midwest City Junior College; appropriating Ten Million Three Hundred Ninety-One Thousand Dollars (\$10,391,000.00) to the State Board of Public Affairs for the use of various departments and agencies at designated institutions and for other specified purposes; appropriating One Million Eight Hundred Seventy-Five Thousand Dollars (\$1,875,000.00) to the State Department of Highways for the completion of streets and highways in the State Capitol complex; appropriating One Hundred Twenty-Five Thousand Dollars (\$125,000.00) to the Oklahoma Historical Society; appropriating One Million Five Hundred Thousand Dollars (\$1,500,000.00) to the State Military Department; specifying the purposes for which such appropriations are to be expended and providing restrictions and limitations on expenditures; designating the respective contracting agencies and authorizing them to contract for expenditures hereunder; authorizing and directing coordination and cooperation with federal grant-fiscal agencies; making appropriations non-fiscal; specifying effective date; making provisions of this Act severable; and declaring an emergency.

SB 351—By Crow—An Act relating to professions and occupations; amending 59 O. S. 1961, § § 199.1, as amended by Section 1, Chapter 313, O. S. L. 1968 (59 O. S. Supp. 1968, § 199.1), 199.7, subsection (b), 199.7, subsection (h) and 199.8, relating to cosmetology; changing the number of hours of instruction required

to qualify for license; providing exceptions; and declaring an emergency.

SB 352—By Young of the Senate and Allard of the House—An Act relating to schools; providing for boundaries, petition to change, elections and making exceptions thereto; providing for codification; providing severability; and declaring an emergency.

SB 353—By Stipe of the Senate and Mountford of the House—An Act relating to professions and occupations; providing that wherever in Chapter 4 of Title 59, O. S. 1961, and other statutes of Oklahoma in existence at the effective date of this Act, reference is made to the term chiropody, the same shall be interpreted to mean chiropody and podiatry, and declaring the terms synonymous; providing that wherever reference is made to the DSC Degree, the same shall be interpreted to mean DSC Degree and DPM Degree; providing that wherever reference is made to the National Association of Chiropodists and the Oklahoma Chiropody Association Incorporated, the same shall be interpreted to mean the American Podiatry Association Incorporated and the Oklahoma Podiatry Association Incorporated; defining the term DPM; and declaring an emergency.

SECOND READING

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

SB 341—Finance and Commerce.

SB 342—Governmental Affairs.

SB 343—Revenue and Taxation.

SB 344—Roads and Highways.

SB 345—Judiciary.

SB 346—Education.

HB 1210—Education.

HB 1365—Governmental Affairs.

HB 1434—Finance and Commerce.

HJR 1021—Constitutional Revisions and Regulatory Services.

GENERAL ORDER

HB 1309 by Bengtson of the House and Garrett of the Senate was read and considered.

Senators Howard and Payne asked to be made coauthors of **HB 1309**, which was the order.

Senator Hamilton moved to amend **HB 1309**, page 2, line 8, by adding after the word "thereof" and before the word "shall" the words "or any city, town or county" which amendment was declared adopted.

Senator Berrong moved to amend **HB 1309**, page 2, line 16, after the word "state" by changing the period (.) to a comma (,) and adding the language "provided said award of contract shall not be made to a state domiciled contractor if the bid exceeds one percent (1%) of the total contract" which amendment was tabled upon motion of Senator Payne, upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Garrett, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—34.

Nay: Baldwin, Berrong, Dacus, Ferrell, Field, Garrison, Inhofe, McCune, Romang, Short, Williams.—11.

Excused: Graves, Hargrave, Porter.—3.

Upon motion of Senator Garrett, **HB 1309**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **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, Birdsong, Boecher, Bradley, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—33.

Nay: Baldwin, Berrong, Breckinridge, Crow, Dacus, Field, Garrison, Inhofe, Massey, Romang, Short, Williams.—12.

Excused: Hargrave, Murphy, Porter.—3.
The bill was declared passed.

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

Aye: Baldwin, Berrong, Crow, Dacus, Ferrell, Field, Garrison, Inhofe, McCune, Miller, Murphy, Nichols, Romang, Williams, Young.—15.

Nay: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McGraw, Martin, Massey, Medearis, Payne, Phillips, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill.—30.

Excused: Hargrave, McSpadden, Porter.—3.

The emergency was declared failed of passage.

HB 1309, as amended, was referred for engrossment.

Senator Hamilton presiding.

MOTIONS TO RECONSIDER VOTES

The vote occurring upon the Baggett motion to reconsider the vote by which **HB 1289** failed of passage, it was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Dacus, Ferrell, Field, Garrett, Ham, Holden, Horn, Keels, Lane, McCune, McSpadden, Miller, Murphy, Phillips, Smalley, Stansberry, Taliaferro, Terrill, Young.—22.

Nay: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Garrison, Grantham, Graves, Hamilton, Howard, Inhofe, Luton, McGraw, Martin, Nichols, Payne, Romang, Short, Smith, Williams.—21.

Excused: Hargrave, Massey, Medearis, Porter, Stipe.—5.

The vote occurring upon the Murphy motion to reconsider the vote by which **SB 238** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, Martin, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Williams, Young.—36.

Nay: Massey, Payne, Stipe.—3.

Excused: Hargrave, Horn, Lane, McSpadden, Medearis, Miller, Porter, Taliaferro, Terrill.—9.

THIRD READING

Senator Murphy moved that the vote be reconsidered by which **SB 238** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Murphy, the vote was reconsidered by which **SB 238** was advanced to engrossment.

GENERAL ORDER

Senator Murphy moved that **SB 238** be ordered withdrawn from the Calendar and re-referred to the Judiciary Committee, which was the order.

GENERAL ORDER

HB 1342 by Derryberry of the House and Grantham and Birdsong of the Senate was read and considered.

Senator Stipe moved to amend **HB 1342**, page 2, line 1, by striking after the word "years" the balance of line 1, and all of

lines 2, 3, and 4, which amendment was tabled upon motion of Senator Grantham.

Senator Ferrell moved to amend **HB 1342**, page 2, lines 3 and 4, by striking the words and figures "fifty-eight (58)" and substituting therefor the words and figures "fifty-nine (59)" which amendment was tabled upon motion of Senator Grantham.

Upon motion of Senator Grantham, **HB 1342** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1342** was 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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Garrett, Graves, Hargrave, McSpadden, Nichols, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Garrett, Graves, Hargrave, McSpadden, Nichols, Porter.—6.

The emergency was declared passed.

HB 1342 was ordered withheld pursuant to Rule 19-f.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1094 correctly engrossed.

SCR 18 correctly enrolled.

Engrossed SAs to and engrossed HB 1094, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SCR 18 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 returning Enrolled SB 155.

The above numbered Enrolled Bill was referred to the Governor.

RESOLUTION

By unanimous consent, SR 21 by Birdsong was introduced, read at length as follows, adopted upon motion of Senator Birdsong and ordered referred for enrollment:

SR 21—by Birdsong—A resolution authorizing the President Pro Tempore of the Senate of The First Session of The Thirty-second Legislature to appoint one (1) member of the Senate to attend and participate in a meeting of the Oklahoma Wheat Commission and Foreign Trade Representatives in Houston, Texas, on March 19, 1969; and authorizing reimbursement for necessary travel and expenses.

WHEREAS, on Wednesday, March 19, 1969, the Oklahoma Wheat Commission will meet in Houston, Texas, with foreign trade representatives; and

WHEREAS, said meeting has potential in the opening of foreign markets for Oklahoma wheat; and

WHEREAS, the State Senate should be represented at said meeting.

NOW, THEREFORE, BE IT RESOLV-

ED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore of the Senate is hereby authorized to appoint one (1) member of the Senate to proceed to Houston, Texas, to represent the Senate and to participate in the meeting of the Oklahoma Wheat Commission and foreign trade representatives on Wednesday, March 19, 1969, as hereinabove specified.

SECTION 2. Reimbursement for necessary travel and expenses shall be paid by the Senate pursuant to Senate Resolution No. 1, First Session, Thirty-second Legislature.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following committee member pursuant to SR 21: Field.

RESOLUTION

By unanimous consent, SR 22 by Berrong was introduced and read.

Senator Berrong asked unanimous consent that all other members of the Senate be made coauthors of the Resolution, which was the order.

SR 22, as coauthored, was read at length as follows, adopted upon motion of Senator Berrong and ordered referred for enrollment:

SR 22—by Berrong, Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young—A resolution expressing profound regret over the recent death of Quay E. Smith; expressing appreciation for his many contributions to

this state as a historian and educator; expressing the sympathy of the Legislature to his family; and directing distribution.

WHEREAS, on March 4, 1969, God in His infinite wisdom called from this earth His faithful servant, Quay E. Smith; and

WHEREAS, the said Quay E. Smith had lived a life filled with dedicated public service as a teacher and as a historian and author; and

WHEREAS, his numerous public services and activities in behalf of this state were such as to win from the Freedom Foundation the "Freedom Foundation Medal"; and

WHEREAS, he devoted his adult life to education, receiving his Bachelor's Degree from Phillip's University in 1924, and receiving his Master's Degree from the University of Oklahoma in 1931; and

WHEREAS, dedicating his life to education, taught school at Waukomis, Binger and Hydro, serving as Superintendent of Schools at Waukomis for twenty-one years and at Hydro for fourteen years and headed the History Department of the Enid High School during 1959 and 1960. While teaching in the Enid High School, he wrote and published "The United States Meets the Communist Challenge"; and

WHEREAS, after retirement he taught at Phillips University and acted as Curator of the Cherokee Strip Museum, gathering many articles of historical importance; and

WHEREAS, his death has taken from us a friend and from the State of Oklahoma a distinguished citizen; and

WHEREAS, we wish to express to his family our deepest and sincerest sympathy in their grief which we share.

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

SECTION 1. That the State Senate officially expresses to the family of Quay E. Smith profound sorrow and extends to his widow, Bonita, and daughters, Mrs.

Don Taggart and Mrs. Richard McPhetridge and to his son, Bill Q. Smith, and other members of the family, its sincere sympathy and condolence.

SECTION 2. That duly authenticated copies of this Resolution, after consideration and enrollment, be prepared for transmittal to the members of the family of Quay E. Smith.

GENERAL ORDER

HB 1371 by Derryberry of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, HB 1371 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1371 was placed upon third reading and final passage.

THIRD READING

HB 1371 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, Crow, Dacus, Ferrell, Field, Garison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Garrett, Hargrave, Holden, McSpadden, 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, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smal-

ley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Garrett, Hargrave, McSpadden, Porter, Stansberry.—5.

The emergency was declared passed.

HB 1371 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1372 by Derryberry of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1372** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1372** was placed upon third reading and final passage.

THIRD READING

HB 1372 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, Breckinridge, Crow, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Nay: Boecher, Dacus, Ferrell.—3.

Excused: Garrett, Hargrave, Howard, McSpadden, Payne, 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, Birdsong, Bradley, Breckinridge, Crow, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short,

Smith, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Nay: Boecher, Dacus, Ferrell.—3.

Excused: Garrett, Hargrave, Howard, McSpadden, Payne, Porter, Smalley, Stansberry.—8.

The emergency was declared passed.

HB 1372 was ordered withheld pursuant to Rule 19-f.

Senator Murphy presiding.

GENERAL ORDER

HB 1373 by Derryberry of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1373** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1373** was placed upon third reading and final passage.

THIRD READING

HB 1373 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Garrett, Hargrave, McSpadden, 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, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin,

Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Garrett, Hargrave, McSpadden, Porter, Stansberry, Taliaferro.—6.

The emergency was declared passed.

HB 1373 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1278 by Holaday, et al, of the House and Young of the Senate was read and considered.

Upon motion of Senator Young, **HB 1278** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **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: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Williams, Young.—35.

Excused: Baggett, Field, Garrett, Hamilton, Hargrave, McSpadden, Massey, Porter, Smith, Stansberry, Stipe, Taliaferro, Terrill.—13.

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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Williams, Young.—35.

Excused: Baggett, Field, Garrett, Hamilton, Hargrave, McSpadden, Massey, Porter, Smith, Stansberry, Stipe, Taliaferro, Terrill.—13.

The emergency was declared passed.

HB 1278 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 169 by Ham was read and considered.

Senators Dacus and Atkinson asked to be made coauthors of **SB 169**, which was the order.

Senator Short moved to amend **SB 169**, page 2, line 13, by adding after the word "prescribe" the sentence "Provided, however, the Board may waive any or all of the following minimum academic requirements for good cause shown by the applicant" which amendment was tabled upon motion of Senator Ham.

Senator Crow moved to amend **SB 169**, page 9, line 14, by striking after the period (.) the remainder of line 14, all of lines 15, 16, 17, and 18, and on page 10, by striking all of line 1, and the syllable "tor" on line 2 thereof, which amendment was declared adopted.

Upon motion of Senator Ham, **SB 169**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, **SB 169**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 169 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, Crow, Dacus, Ferrell, Garrison, Graves, Ham, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller,

Murphy, Nichols, Phillips, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Nay: Romang.—1.

Excused: Field, Garrett, Grantham, Hamilton, Hargrave, Howard, Payne, Porter, Smith, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Nay: Romang.—1.

Excused: Field, Garrett, Grantham, Hamilton, Hargrave, Payne, Porter, Smith, Stansberry.—9.

The emergency was declared passed.

SB 169, as amended, was referred for engrossment.

By unanimous consent, upon request of Senator Howard, **SB 45** was considered engrossed and placed upon 3d Reading and final passage.

THIRD READING

SB 45 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Ferrell, Graves, Ham, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Phillips, Short, Taliaferro, Young.—27.

Nay: Baggett, Berrong, Dacus, Field, Garrison, Grantham, Martin, Romang, Smalley, Williams.—10.

Excused: Garrett, Hamilton, Hargrave, Horn, Medearis, Payne, Porter, Smith, Stansberry, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Ferrell, Field, Garrison, Graves, Ham, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Phillips, Short, Smalley, Taliaferro, Williams, Young.—33.

Nay: Baggett, Dacus, Grantham, Romang.—4.

Excused: Garrett, Hamilton, Hargrave, Horn, Medearis, Payne, Porter, Smith, Stansberry, Stipe, Terrill.—11.

The emergency was declared passed.

SB 45 was referred for engrossment.

GENERAL ORDER

SB 297 by Massey was read and considered.

Upon motion of Senator Massey, **SB 297** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **SB 297** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 297 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—36.

Excused: Berrong, Field, Garrett, Ham, Hamilton, Hargrave, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro.—12.

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, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—36.

Excused: Berrong, Field, Garrett, Ham, Hamilton, Hargrave, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 297 was referred for engrossment.

Senator Massey presiding.

GENERAL ORDER

HB 1245 by Bernard, et al, of the House and Holden of the Senate was read and considered.

Upon motion of Senator Holden, **HB 1245** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Short, Stipe, Terrill, Williams, Young.—36.

Nay: Romang, Smith.—2.

Excused: Garrett, Ham, Hargrave, Inhofe, Payne, Phillips, Porter, Smalley, Stansberry, Taliaferro.—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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Short, Stipe, Terrill, Williams, Young.—36.

Nay: Romang, Smith.—2.

Excused: Garrett, Ham, Hargrave, Inhofe, Payne, Phillips, Porter, Smalley, Stansberry, Taliaferro.—10.

The emergency was declared passed.

HB 1245, as amended, was referred for engrossment.

GENERAL ORDER

SB 51 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 51** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 51** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 51 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Stipe, Terrill, Williams.—33.

Nay: Crow, Keels, Young.—3.

Excused: Bradley, Garrett, Hargrave, Inhofe, Luton, Payne, Phillips, Porter,

Smalley, Smith, Stansberry, Taliaferro.—12.

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, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Stipe, Terrill, Williams.—33.

Nay: Crow, Keels, Young.—3.

Excused: Bradley, Garrett, Hargrave, Inhofe, Luton, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 51 was referred for engrossment.

GENERAL ORDER

SB 301 by McSpadden was read and considered.

Upon motion of Senator McSpadden, **SB 301** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 301** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 301 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Romang, Short, Stipe, Terrill, Williams, Young.—33.

Excused: Berrong, Bradley, Garrett, Hargrave, Inhofe, Luton, Martin, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro.—15.

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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Romang, Short, Stipe, Terrill, Williams, Young.—33.

Excused: Berrong, Bradley, Garrett, Hargrave, Inhofe, Luton, Martin, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro.—15.

The emergency was declared passed.

SB 301 was referred for engrossment.

Senator Ferrell presiding.

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

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 18**.

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

BILLS RELEASED

As provided under Rule 19-f, **HBs 1278, 1342, 1371, 1372** and **1373** were properly signed and ordered returned to the Honorable House.

As provided under the Birdsong motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

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Forty-second Legislative Day

Wednesday, March 19, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—41.

Excused: Field, Garrett, Garrison, Hargrave, Howard, Lane, Young.—7.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and is incorporated herein, upon request of Senator Young:

Our Heavenly Father, we approach Thy throne of grace with thankful hearts. We are especially thankful for Thy continued blessings on our country and state.

Father, our state is young, vibrant and growing. Grant these men of the Senate the intelligence and wisdom to take the energy of Oklahoma's people and direct this energy into the most constructive channels.

Now, we invoke the blessing and direction as we go about the task of governing in this great democracy. In the name of Your Son, Jesus Christ, we pray. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1125—By Bengtson—An Act relating to public housing; amending Section 11, Chapter 251, O. S. L. 1965, as amended by Section 5, Chapter 339, O. S. L. 1967 (63 O. S. Supp. 1968, § 1061); providing for powers of Housing Authority; requiring additional public hearing relative to location of additional housing units; authorizing Housing Authority to request proposals for providing certain kinds of housing to the Housing Authority; requiring advertisement of sales; authorizing sale of lands to other governmental agencies for public purposes; authorizing sale of homes or units to low income families; and declaring an emergency.

HB 1259—By Connor of the House and Garrison of the Senate—An Act relating to the State Board of Public Affairs; empowering said board to acquire land by purchase, donation or condemnation; stating purpose; and declaring an emergency.

HB 1297—By Connor, Hunter, Green and Ford of the House and Garrison of the Senate—An Act relating to central purchasing; amending 74 O. S. 1961, § 85.12, as last amended by Section 1, Chapter 188, O. S. L. 1963 (74 O. S. Supp. 1968, § 85.12); excluding certain acquisitions from provisions of the Oklahoma Central Purchasing Act; providing that agencies, schools and municipalities may, notwithstanding such exclusions, purchase under

the Oklahoma Central Purchasing Act and may avail themselves of the services of the Purchasing Director thereof; providing for creation of department for analyzing and evaluating goods and services bought through Central Purchasing Agency; making provisions of Act severable; and declaring an emergency.

HB 1337—By Smith (Norman), Thornhill and Hancock—An Act relating to banks and trust companies; amending Section 1002, Chapter 161, O. S. L. 1965, as last amended by Section 1, Chapter 15, O. S. L. 1968 (6 O. S. Supp. 1968, § 1002); prohibiting corporations except certain state and national banks, from acting in certain fiduciary capacities; providing for reciprocity with other states; making provisions of Act severable; and declaring an emergency.

HB 1403—By Allard—An Act relating to private schools; regulating privately owned correspondence schools, business schools, flight schools, trade schools and other schools, giving training in business, professional, trade, technical, or industrial occupations, and solicitors for such private schools; requiring licenses and permits and fixing fees for issuance and renewal thereof, and requiring bonds; establishing an Oklahoma Board of Private Schools; prescribing powers and duties of the Oklahoma Board of Private Schools; prescribing powers and duties of state accrediting agency; making appropriation to said agency; creating a private school fund; repealing 70 O. S. 1961, §§ 1441-1443, inclusive, and §§ 1601-1605, inclusive; fixing effective date of Act; and declaring an emergency.

HB 1440—By Camp and Hancock—An Act relating to criminal procedures; amending Section 1, Chapter 184, O. S. L. 1963 (22 O. S. Supp. 1968, § 1171); providing that when a doubt arises as to present sanity prior to the trial of an indictment or information the person charged or the District Attorney shall be required to raise a doubt as to sanity before application may be made to the District Court

for commitment to a State Hospital for observation and examination; providing that number of days for observation and examination be reduced from ninety days to thirty days; providing authority for court to extend time when necessary; and declaring an emergency.

HB 1442—By Mountford—An Act relating to insurance; amending 36 O. S. 1961, §§ 616 and 2107; providing for filing of articles of incorporation of domestic insurance companies with Secretary of State; providing for prior approval of Insurance Commissioner; prohibiting Insurance Commissioner from approving or renewing articles of incorporation where same provide for issuance of nonvoting shares of common stock; prohibiting Insurance Commissioner from issuing or renewing certificate of authority to any insurance corporation which issues or has outstanding shares of nonvoting capital stock.

HB 1450—By Beauchamp, Ferrell, Lindstrom and Raibourn—An Act relating to courts; authorizing an additional judge for the Fifth Judicial District; providing for nomination and election; designating term; and declaring an emergency.

HB 1451—By Monks and Cox—An Act relating to schools; amending 70 O. S. 1961, § 7-1, as last amended by Section 5, Chapter 393, O. S. L. 1968, (70 O. S. Supp. 1968, § 7-1) and 70 O. S. 1961, § 7-5; providing for annexation and consolidation of school districts; providing for petition; and providing for election.

HB 1457—By Hutchens of the House and Smalley and Stipe of the Senate—An Act relating to criminal procedure; amending Section 1, Chapter 204, O. S. L. 1968 (22 O. S. Supp. 1968, § 991a); authorizing judge trying cause in which a person is convicted of commission of a crime, to defer imposition of sentence, suspend execution of sentence, with or without probation, place such person on probation, or in certain instances, impose the fine or commit to confinement; providing exceptions; and declaring an emergency.

HB 1469—By Raibourn—An Act relating to game and fish; amending Section 1, Chapter 366, O. S. L. 1967, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252), and 29 O. S. 1961, § 204, as amended by Section 1, Chapter 386, O. S. L. 1965 (29 O. S. Supp. 1968, § 204); providing effective date for hunting and fishing license fees; providing for hunting and fishing license fees for non-residents; making provision for purchase of boats from fees; and declaring an emergency.

HB 1479—By Green and Bickford—An Act relating to motor vehicles; amending Section 1, Chapter 293, O. S. L. 1963, as amended by Section 1, Chapter 380, O. S. L. 1967 (47 O. S. Supp. 1968, § 158.1); authorizing State Department of Health, Department of Public Safety, Department of Mental Health, Oklahoma State Penitentiary and all other state departments and agencies not otherwise specifically authorized to carry public liability and property damage insurance; limiting amount of recovery to amount of insurance; and declaring an emergency.

The above numbered **HBs** were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 45, 297 and 301; and HBs 1245 and 1309 each correctly engrossed.

SRs 20, 21 and 22 each correctly enrolled.

Engrossed **SBs 45, 297 and 301** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1245 and 1309**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SRs 20, 21 and 22** were properly signed and ordered transmitted to the Secretary of State.

COMMITTEE REPORTS

The following Bills and/or resolution

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

DO PASS:

SB 287—Governmental Affairs.

SB 323—Governmental Affairs.

HB 1135—Constitutional Revisions and Regulatory Services—Show Massey as Senate Author.

DO PASS, as amended:

SB 179—Finance and Commerce.

SB 279—Governmental Affairs—Coauthored by York of the House.

SB 290—Governmental Affairs.

SB 296—Governmental Affairs.

SB 309—Municipal Government.

SJR 6—Constitutional Revisions and Regulatory Services.

HB 1230—Finance and Commerce.

FIRST READING

The following Bills were introduced and read the first time:

SB 354—By Boecher—An Act relating to public finance; providing claims of public utilities for services furnished municipalities need not as a condition to allowance and payment by a municipality be required to be verified or itemized; defining terms; and declaring an emergency.

SB 355—By Young—An Act relating to the court fund; amending Section 4, Chapter 412, O. S. L. 1968 (20 O. S. Supp. 1968, § 1304) to provide claims shall be allowable against the court fund to pay for telephone service furnished to and toll charges incurred by the judges of the district court in the performance of their duties; and declaring an emergency.

SECOND READING

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

SB 347—Public Health.

SB 348—Governmental Affairs.

SB 349—Constitutional Revisions and Regulatory Services.

SB 350—Appropriations and Budget.

President Pro Tempore Smith asked that the assignment of **SB 350** to the Committee on Appropriations and Budget be rescinded and that the Bill be referred to the Committee on Constitutional Revisions and Regulatory Services, which was the order.

SB 351—Business Relations.

SB 352—Education.

SB 353—Business Relations.

HB 1011—Judiciary.

HB 1077—Judiciary.

HB 1205—Rules.

HB 1260—Constitutional Revisions and Regulatory Services.

HB 1319—Roads and Highways.

HB 1333—Business Relations.

HB 1339—Education.

HB 1340—Constitutional Revisions and Regulatory Services.

HB 1351—Judiciary.

HB 1353—Municipal Government.

HB 1354—Business Relations.

HB 1361—Business Relations.

HB 1392—Education.

HB 1400—Conservation and Economic Development.

HB 1416—Governmental Affairs.

HB 1435—Judiciary.

HB 1445—Education.

HB 1470—Governmental Affairs.

HJR 1022—Constitutional Revisions and Regulatory Services.

GENERAL ORDER

SB 282 by Luton was read and considered.

Upon motion of Senator Luton, **SB 282** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 282** was considered en-

grossed and placed upon third reading and final passage.

THIRD READING

SB 282 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—41.

Excused: Field, Garrett, Garrison, Hargrave, Howard, Lane, Young.—7.

The Bill was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—41.

Excused: Field, Garrett, Garrison, Hargrave, Howard, Lane, Young.—7.

The emergency was declared passed.

SB 282 was referred for engrossment.

Senator Garrison asked to be shown present, which was the order.

GENERAL ORDER

SB 53 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 53** was advanced to engrossment.

By unanimous consent, upon request of

Senator McSpadden, **SB 53** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 53 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—38.

Nay: Baggett, Payne.—2.

Excused: Field, Garrett, Hargrave, Howard, Lane, Nichols, Taliaferro, Young.—8.

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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—38.

Nay: Baggett, Payne.—2.

Excused: Field, Garrett, Hargrave, Howard, Lane, Nichols, Taliaferro, Young.—8.

The emergency was declared passed:

SB 53 was referred for engrossment.

Senators Lane, Howard and Young asked to be shown present, which was the order.

GENERAL ORDER

SB 57 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 57** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 57** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 57 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Ferrell, Field, Garrett, Ham, Hargrave, Massey, Nichols, Stansberry, Taliaferro.—9.

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, Crow, Dacus, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Ferrell, Field, Garrett, Ham, Hargrave, Massey, Nichols, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 57 was referred for engrossment.

GENERAL ORDER

SB 66 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Upon motion of Senator McSpadden, **SB 66** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 66** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 66 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Ferrell, Field, Garrett, Hargrave, Massey, Nichols, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Ferrell, Field, Garrett, Hargrave, Massey, Nichols, Taliaferro.—7.

The emergency was declared passed.

SB 66 was referred for engrossment.

GENERAL ORDER

HB 1111 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1111** was advanced to engrossment.

By unanimous consent, upon request of

Senator McSpadden, **HB 1111** was placed upon third reading and final passage.

THIRD READING

HB 1111 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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—42.

Excused: Atkinson, Field, Garrett, Hargrave, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—42.

Excused: Atkinson, Field, Garrett, Hargrave, Taliaferro, Terrill.—6.

The emergency was declared passed.

HB 1111 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 229 by McSpadden was read and considered.

Upon motion of Senator McSpadden, **SB 229** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 229** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 229 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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—42.

Excused: Field, Garrett, Hargrave, Stansberry, 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, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—42.

Excused: Field, Garrett, Hargrave, Stansberry, Taliaferro, Terrill.—6.

The emergency was declared passed.

SB 229 was referred for engrossment.

GENERAL ORDER

SB 257 by Atkinson was read and considered.

Upon motion of Senator Atkinson, SB 257 was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, SB 257 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 257 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Crow, Field, Garrett, Hargrave, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Excused: Crow, Field, Garrett, Hargrave, Taliaferro.—5.

The emergency was declared passed.

SB 257 was referred for engrossment.

GENERAL ORDER

SB 263 by Atkinson was read and considered.

Senator Stipe moved to amend SB 263, page 2, line 2, by inserting after the word "ing" and before the word "minnows" the words "more than three (3) dozen" which amendment was declared adopted.

Senator Hamilton moved to amend SB 263, page 2, line 12½, by adding the sentence "This act shall not conflict with, supersede or alter in any way the terms of 29 O. S., 1967 Section 765.2 et seq" which amendment was declared adopted.

Senator Short moved to amend SB 263, page 2, line 1, by inserting after the word

"him" and before the word "any", the word "except" which amendment was declared adopted.

Upon motion of Senator Atkinson, **SB 263**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **SB 263**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 263 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Crow, Dacus, Ferrell, Graves, Ham, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Taliaferro, Terrill, Williams.—29.

Nay: Baldwin, Berrong, Bradley, Breckinridge, Grantham, Hamilton, Howard, McSpadden, Massey, Medearis, Romang, Short, Smith, Stipe, Young.—15.

Excused: Field, Garrett, Garrison, Hargrave.—4.

The bill was declared passed.

SB 263, as amended, was referred for engrossment.

GENERAL ORDER

HB 1058 by Bengtson of the House and Inhofe and Garrett of the Senate was read and considered.

Senators Luton, McCune, Ferrell, Stansberry, Birdsong and Phillips asked to be made coauthors of **HB 1058**, which was the order.

Upon motion of Senator Inhofe, **HB 1058** was advanced to engrossment.

By unanimous consent, upon request of Senator Inhofe, **HB 1058** was considered engrossed and 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, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Nay: Porter.—1.

Excused: Field, Garrett, Hargrave.—3.

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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Nay: Porter.—1.

Excused: Field, Garrett, Hargrave.—3.

The emergency was declared passed.

HB 1058, as amended, was referred for engrossment.

GENERAL ORDER

SB 329 by Smalley was read and considered.

Senator Stipe moved to amend **SB 329**, page 2, line 5, by inserting after the word "sign" and before the word "billboards" the word "or", and by striking the words "or newspaper" which amendment was declared adopted.

Senator Grantham moved to amend **SB 329**, page 1, line 4, by striking after the word "to" the remainder of line 4, all of lines 5 and 6, and substituting therefor the language "solicit the performance of a marriage ceremony by sign, billboard or paid advertisement in a newspaper or magazine" which amendment was declared adopted.

Upon motion of Senator Smalley, **SB 329**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 329**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 329 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Holden, Horn.—2.

Excused: Baggett, Berrong, Breckinridge, Field, Garrett, Hargrave, McGraw, Murphy, Payne, Smith.—10.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Holden, Horn.—2.

Excused: Baggett, Berrong, Breckinridge, Field, Garrett, Hargrave, McGraw, Murphy, Payne, Smith.—10.

The emergency was declared passed.

SB 329, as amended, was referred for engrossment.

Senator Massey presiding.

GENERAL ORDER

SB 318 by Stipe of the Senate and Hopkins of the House was read and considered.

Senator Birdsong asked to be shown as coauthor of **SB 318**, which was the order.

Senator Baggett moved to amend **SB 318**, page 2, line 7, by inserting after the word "amount" and before the word "not" the language "as the Board of Trustees shall by resolution provide" which amendment was declared adopted.

Senator Grantham moved to amend **SB 318**, page 3, line 15, by striking after the word "prior" and before the word "children" the word "thereto" and inserting in lieu thereof the words "to his death" which amendment was tabled upon motion of Senator Boecher.

Upon motion of Senator Stipe, **SB 318**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 318**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 318 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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Breckinridge, Field, Garrett, Hargrave, Payne, Porter, Smith, 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Breckinridge, Field, Garrett, Hargrave, Payne, Porter, Smith, Taliaferro.—8.

The emergency was declared passed.

SB 318, as amended, was referred for engrossment.

GENERAL ORDER

SJR 20 by Boecher of the Senate and Wiedemann of the House was read and considered.

Upon motion of Senator Boecher, SJR 20 was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, SJR 20 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 20 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Grantham, Medearis.—2.

Excused: Breckinridge, Field, Garrett, Hargrave, Payne, Smith.—6.

The Resolution was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Grantham, Medearis.—2.

Excused: Breckinridge, Field, Garrett, Hargrave, Payne, Smith.—6.

The emergency was declared passed.

SJR 20 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 51 correctly engrossed.

Engrossed SB 51 was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Smalley presiding.

GENERAL ORDER

HB 1016 by Smith (Norman), et al, of the House, and Luton, Field, Horn, Nichols, and Keels of the Senate was read and considered.

Upon motion of Senator Luton, HB 1016 was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, HB 1016 was placed upon third reading and final passage.

THIRD READING

HB 1016 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrison, Grantham, Hamilton,

Horn, Howard, Inhofe, Keels, Lane, Lutton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Baldwin, Holden.—2.

Excused: Breckinridge, Field, Garrett, Graves, Ham, Hargrave, McGraw, Massey, Payne, Smith, Young.—11.

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, Crow, Dacus, Ferrell, Garrison, Grantham, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Lutton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Baldwin, Holden.—2.

Excused: Breckinridge, Field, Garrett, Graves, Ham, Hargrave, McGraw, Massey, Payne, Smith, Young.—11.

The emergency was declared passed.

HB 1016 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1273 by McCune of the House and Baldwin of the Senate was read and considered.

Senator Grantham moved to amend HB 1273, page 4, beginning on line 9, by striking after the word "grantee" the remainder of line 9 and all of lines 10 through 18; and, on page 5, by striking lines 1 through 5.

Senator Bradley raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

Senator Baldwin moved to table the Grantham amendment, which motion prevailed.

Senator Stipe presiding.

Senator McGraw moved to amend HB 1273, page 4, line 13, by inserting after the word "that" and before the word "request" the words "written or oral" which amendment was tabled upon motion of Senator Baldwin.

Senator McGraw moved to amend HB 1273, page 4, line 14, by inserting after the word "clerk" and before the word "where" the words "or its deputy" which amendment was declared adopted.

Senator McGraw moved to amend HB 1273, page 4, line 16, by striking the comma (,) after the word "purchased" and the remaining language in paragraph (b), and substituting therefor the language "and cancelled to the satisfaction of the county clerk" which amendment was tabled upon motion of Senator Baldwin.

Senator Baggett moved to amend HB 1273, page 5, by striking the language contained on lines 6 through 15, which amendment was declared adopted.

President Pro Tempore Smith presiding.

Senator Baggett moved to amend HB 1273, page 5, line 18½, by inserting a new section to read as follows: "Section 4. 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 renumbering the succeeding section accordingly and amending the title to conform thereto.

Senator Baldwin moved to table the Baggett amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Garrison, Holden, Lane, Luton, Massey, Medearis, Nichols, Stipe, Young.—15.

Nay: Baggett, Breckinridge, Ferrell, Grantham, Graves, Ham, Howard, Keels, McCune, McGraw, Martin, Miller, Murphy, Porter, Romang, Short, Smalley, Smith, Stansberry, Williams.—20.

Excused: Atkinson, Boecher, Field, Garrett, Hamilton, Hargrave, Horn, Inhofe, McSpadden, Payne, Phillips, Taliaferro, Terrill.—13.

The vote occurring upon the Baggett amendment, it was declared failed of adoption upon a roll call as follows:

Aye: Baggett, Breckinridge, Grantham, Ham, Howard, Keels, Luton, McCune, McGraw, Martin, Miller, Porter, Romang, Short, Smith, Stansberry.—16.

Nay: Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Garrison, Graves, Holden, Lane, Massey, Medearis, Nichols, Stipe, Williams, Young.—17.

Excused: Atkinson, Boecher, Field, Garrett, Hamilton, Hargrave, Horn, Inhofe, McSpadden, Murphy, Payne, Phillips, Smalley, Taliaferro, Terrill.—15.

Upon motion of Senator Baldwin, **HB 1273**, as amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator Grantham, **HB 1273**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Grantham presiding.

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: Baldwin, Berrong, Birdsong, Dacus, Garrison, Ham, Holden, Luton, Martin, Massey, Medearis, Miller, Nichols, Porter, Romang, Short, Smalley, Stansberry, Williams.—19.

Nay: Baggett, Breckinridge, Crow, Ferrell, Grantham, Graves, Horn, Howard, Keels, Lane, McCune, McGraw, Murphy, Stipe, Young.—15.

Excused: Atkinson, Boecher, Bradley, Field, Garrett, Hamilton, Hargrave, Inhofe, McSpadden, Payne, Phillips, Smith, Taliaferro, Terrill.—14.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Baggett moved that the vote be reconsidered by which **HB 1273**, as amended, failed of passage.

GENERAL ORDER

SB 319 by Stipe of the Senate and Hopkins of the House was read and considered.

Senators Birdsong and Terrill asked to be made coauthors of **SB 319**, which was the order.

Upon motion of Senator Stipe, **SB 319** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 319** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 319 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, Breckinridge, Crow, Dacus, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Smalley, Stipe, Williams, Young.—30.

Excused: Atkinson, Boecher, Bradley, Ferrell, Field, Garrett, Hamilton, Hargrave, Inhofe, McGraw, McSpadden, Payne, Phillips, Short, Smith, Stansberry, Taliaferro, Terrill.—18.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Stipe, Williams, Young.—32.

Excused: Boecher, Bradley, Ferrell, Field, Garrett, Hamilton, Hargrave, Inhofe, McGraw, McSpadden, Payne, Phillips, Smith, Stansberry, Taliaferro, Terrill.—16.

The emergency was declared passed.

SB 319 was referred for engrossment.

GENERAL ORDER

SB 249 by Stipe of the Senate and Hopkins of the House was read and considered.

Senators Birdsong and Terrill asked to be made coauthors of SB 249, which was the order.

Senator Baggett moved to amend SB 249, page 2, line 8, by adding after the word "amount" the language "as the Board of Trustees shall by resolution provide" which amendment was declared adopted.

Upon motion of Senator Stipe, SB 249,

as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 249, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 249 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Stipe, Williams, Young.—33.

Excused: Atkinson, Boecher, Bradley, Field, Garrett, Hamilton, Hargrave, Inhofe, McSpadden, Payne, Phillips, Smith, Stansberry, Taliaferro, Terrill.—15.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Stipe, Williams, Young.—33.

Excused: Atkinson, Boecher, Bradley, Field, Garrett, Hamilton, Hargrave, Inhofe, McSpadden, Payne, Phillips, Smith, Stansberry, Taliaferro, Terrill.—15.

SB 249, as amended, was referred for engrossment.

Senator Birdsong moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and

passage of Engrossed HBs 1012 and 1138, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1094, 1096, 1098, 1100, 1103, 1105, 1112, 1122 and 1234, requesting Conference and referring said Bills to the General Conference Committee on Appropriations.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 94 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred ENGROSSED SENATE BILL NO. 94, and Engrossed House Amendments thereto, by Romang and Martin Entitled:

An Act relating to children; providing for the appointment of juvenile officers; providing salaries; and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

No. 1. That the Senate accepts House coauthors.

No. 2. That the House recede from all its amendments.

No. 3. That the following committee substitute be accepted by the House and the Senate:

CCS for SB 94—by Romang and Martin—An act relating to children; providing for the appointment of juvenile officers; providing salaries; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Associate District Judge may, with the approval of the county commissioners, appoint a juvenile officer in counties having a population in excess of twenty-four thousand (24,000) and a juvenile officer and an assistant juvenile officer in counties having a population in excess of forty-seven thousand (47,000) to assist the Associate District Judge and District Judges in the respective county in handling juvenile cases and other related matters. The salary of the juvenile officer shall be not less than sixty percent (60%) nor more than ninety percent (90%) of Class A officers of said county; the salary of the assistant juvenile officer shall be not less than sixty percent (60%) nor more than eighty percent (80%) of Class A officers of said county and such salaries shall be paid from county funds. The juvenile officer and assistant juvenile officer shall serve at the pleasure of the Associate District Judge. This act shall not be applicable in counties which maintain a Juvenile Bureau under the provisions of Sections 1201 through 1210 of Title 10 of the Oklahoma Statutes.

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, Smalley, Hamilton.

FOR THE HOUSE: Beauchamp, Derryberry, Dunn.

FOR THE SENATE: Romang, Smalley, Hamilton.

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 1118.

SECOND CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1118 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to

whom was referred ENGROSSED HOUSE BILL NO. 1118, and Engrossed Senate Amendments thereto, by Willis and Miskelly of the House and McSpadden and Massey of the Senate entitled:

An Act relating to the Office of the Securities Commission and making appropriations thereto; ***; 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 1118—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Securities Commission and making appropriations thereto; stating the purpose; providing that the administrator of the Securities Commission shall fix the duties and compensation of employees; providing for maximum salary for the administrator; providing lapse date; 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 Office of the Securities Commission, 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 imposed upon the Office of the Securities Commission by law:

	Fiscal Year Ending June 30, 1970
Personal Services (including retirement costs)	\$136,630.00
Operating Expenses	28,275.00
Total	\$164,905.00

SECTION 2. The Administrator of the

Securities Commission shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Securities Commission by law. The salary of the Administrator shall not exceed the sum of Nineteen Thousand Five Hundred Dollars (\$19,500.00) per annum, payable monthly.

SECTION 3. The Securities Commission members shall be paid Twenty-five Dollars (\$25.00) per diem.

SECTION 4. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 5. The provisions of this act are severable and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 6. All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

FOR THE SENATE: Massey, Lane, Hamilton.

FOR THE HOUSE: Willis, Miskelly, Mountford.

BILLS RELEASED

As provided under Rule 19-f, HBs 1016 and 1111 were properly signed and ordered returned to the Honorable House.

President Pro Tempore Smith presiding.

HB 1235 was properly signed and ordered returned to the Honorable House.

As provided under the Birdsong motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Forty-third Legislative Day

Thursday, March 20, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Boecher, Garrett, Ham, McGraw, Payne, Phillips, Stansberry.—8.

The President Pro Tempore 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 1317—By Bamberger and Bickford—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. 1968, § 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; pro-

viding for resignation of agent; and declaring an emergency.

HB 1483—By Hatchett and Derryberry—(Legislative Council emergency)

HB 1484—By Abbott, Miskelly, Townsend, Wiedemann, Bradley, Monks, Murphy, Bernard, York, Sullivan, Patterson and Cole—An Act relating to schools; providing school curriculum on sex education be prohibited in kindergarten and in grades one through six in schools, except for physical hygiene; providing that surveys, tests, questionnaires, assignments or examinations on beliefs or practices on sex which invades the sanctity of the home be prohibited in schools; providing that no sensitivity training techniques shall be used in schools; providing school curriculum on normal or abnormal sex activity be prohibited in schools; providing local boards of education shall adopt and enforce rules and regulations; providing for dismissal of teachers and other employees for violation; and declaring an emergency.

HJR 1024—By Sandlin, Payne, Robinson, Smithy, Monks, Patterson, Converse and Sparkman of the House and Nichols of the Senate—A Joint Resolution relating to state highways; authorizing the issuance and sale of highway revenue notes in an aggregate amount not to exceed One Hundred Million Dollars to provide funds for elimination of death traps on Oklahoma state highways, and for repair, widening, straightening, resurfacing and modernization of substandard state highways; establishing powers of State Highway Commission as to such notes; providing that such notes shall not be general obliga-

tions of the state, but payable only from taxes and revenues pledged and apportioned thereto; providing limitations upon amounts of such notes issued, and maturity date thereof; establishing forms of notes and provisions to be contained therein; providing nontaxability thereof; providing that such notes shall bear interest at a rate not to exceed six percent; providing manner and conditions of call and payment; providing for sale of notes at public sale to bidder offering smallest net interest to maturity; providing for sale of notes to State Treasurer for investment of surplus public funds without interest; providing manner and conditions of sale; providing for approval of notes by the Supreme Court and vesting jurisdiction for such action therein; providing time and conditions of incontestability; creating the Highway Commission Note Fund of 1969; irrevocable pledging to such fund for payment of principal and interest on such notes such amount out of first proceeds of seventy percent of motor fuel excise tax of four cents per gallon not apportioned to the Highway Construction and Maintenance Fund as may be required to pay all such notes with interest as they mature; providing manner and conditions of such apportionment; levying additional tax of forty-two hundredths of one cent per gallon upon gasoline sold, stored, or withdrawn from storage for sale or use; requiring Highway Commission to make up any deficit out of Highway Construction and Maintenance Fund; providing for investment of money in Note Fund; directing the Secretary of State to refer to the people, pursuant to Article X, § 25, Oklahoma Constitution, for their approval or rejection, this act and the state debt created thereby; providing form of ballot title; directing a special election thereon; and fixing date of such election.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1012, 1138, 1278, 1342, 1371, 1372 and 1373.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 53, 57, 66, 169, 229, 249, 257, 282, 318, 319, 329, SJR 20; and HB 1058 each correctly engrossed.

Engrossed SBs 53, 57, 66, 169, 229, 249, 257, 282, 318, 319, 329 and SJR 20 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1058, as amended, were properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

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

DO PASS:

SB 245—Revenue and Taxation.

SB 254—Revenue and Taxation.

SB 343—Revenue and Taxation.

HB 1004—Revenue and Taxation.

HB 1257—Revenue and Taxation—coauthored by Berrong, Dacus and Field.

DO PASS, as amended:

SB 338—Public Health.

Senator Smalley asked unanimous consent that the Committee report on SB 338 be withdrawn, and that SB 338 be ordered re-referred to the Committee on Public Health, which was the order.

SJR 5—Constitutional Revisions and Regulatory Services—coauthored by Luton and Baggett.

CITATION

Upon motion of Senator Martin, pur-

suant to Rule 8-b, a Citation of Condolence was ordered issued to Mrs. Felix F. Simmons, Ardmore, Oklahoma, upon the death of her husband, a member of the Senate during the 11th Legislature.

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

FIRST READING

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

SB 356—By Williams—An Act relating to the Commissioners of the Land Office; amending 64 O. S. 1961, § 52, as last amended by Section 2, Chapter 308, O. S. L. 1968 (64 O. S. Supp. 1968, § 52), increasing the amount of interest to be charged on farm loans from five percent per annum to six per cent per annum.

SB 357—By Williams—An Act relating to school lands; amending 64 O. S. 1961, § 100, as last amended by Section 1, Chapter 310, O. S. L. 1968 (64 O. S. Supp. 1968, § 100), increasing the amount of interest to be charged on the balance of the purchase price of lands sold by the Commissioners of the Land Office from five percent per annum to six percent per annum.

SB 358—By Horn—An Act relating to public offices; creating the office of County Attorney in each county in Oklahoma; prescribing his duties; prescribing qualifications; providing for his giving bond; providing for payment of expenses of the County Attorney and his deputies, for his ineligibility for candidacy for other office during certain time; providing for salaries, for election and tenure; providing for appointment and compensation of his assistants and employees; abolishing the office of District Attorney; providing for severability; providing for an operative date; repealing § § 1-20, inclusive, of Chapter 256, O. S. L. 1965 (19 O. S. Supp. 1968, § § 215.1-215.20); and declaring an emergency.

SB 359—By Hargrave—An Act relating

to the court fund; amending Section 4, Chapter 412, O. S. L. 1968 (20 O. S. Supp. 1968, § 1304), to authorize payment from court fund of the county of actual expenses incurred and ten cents per mile for miles traveled in carrying out the orders and judgments of the court in certain juvenile dependent, neglect and delinquency cases; and declaring an emergency.

SB 360—By Baggett—An Act relating to the registration of vehicles for purposes of the Highway Safety Program of Oklahoma; authorizing and requiring the Oklahoma Tax Commission to lease or purchase, or to acquire by lease-purchase agreement, as many special typewriters or machines with machine readable type as may be necessary to carry out such safety program and to furnish under lease, or to sell, any of such special typewriter equipment to its motor license agents for their use in the registration of vehicles in carrying out the purpose of this Act; authorizing funds appropriated to the Tax Commission to be expended in carrying out this Act; requiring all vehicle registrations for the year of 1971, and thereafter, to be typed and prepared on special typing equipment or machines with machine readable type; making provisions severable; directing codification; and declaring an emergency.

SB 361—By Lane and Hamilton—An Act relating to counties and county officers; amending 19 O. S. 1961, § 866.2, as last amended by Section 1, Chapter 403, O. S. L. 1965 (19 O. S. Supp. 1968, § 866.2), to provide certain county authority for planning and zoning; and declaring an emergency.

SB 362—By Stipe and Holden—An Act relating to salaries of state officers; fixing salaries of certain state officers; repealing conflicting laws; and declaring an emergency.

SB 363—By Hamilton—An Act relating to courts; providing for the posting of bonds in certain actions against the State of Oklahoma or any agency or political subdivision thereof; providing for expedi-

tious final determination of said actions; providing for special reporters in said actions; making provisions of Act severable; and declaring an emergency.

SB 364—By Ferrell of the Senate and Allard of the House—An Act relating to meetings, deliberations and voting of governing bodies of municipalities, boards of County Commissioners, boards of public and higher education, and certain other boards, bureaus, commissions, trusteeships and authorities in State of Oklahoma; amending 25 O. S. 1961, § 201, as amended by Section 1, Chapter 232, O. S. L. 1967 (25 O. S. Supp. 1968, § 201); providing that their meetings and deliberations shall be open for the attendance of the public except in certain instances; and declaring an emergency.

SB 365—By Inhofe and Smith—An Act relating to game and fish; amending 29 O. S. 1961, § 520, as last amended by Section 2, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 520), relating to hunting seasons; authorizing the Oklahoma Wildlife Conservation Commission to set seasons and harvest on all wildlife and to determine harvestable surplus of wildlife; repealing 29 O. S. 1961, § 303, 305, 309 and 310, and all other acts or parts of acts in conflict herewith.

SB 366—By Baggett of the Senate and Smith (E. W.) of the House—An Act relating to public health and safety; amending Section 16, Chapter 251, O.S.L. 1965 (63 O.S. Supp. 1968, § 1066); providing payments to be made by a Housing Authority in lieu of taxes shall be apportioned for school district purposes, providing that money collected under provisions of this Act shall not be chargeable income to the district receiving such funds; amending Section 19, Chapter 251, O. S. L. 1965, as amended by Section 1, Chapter 254, O. S. L. 1968 (63 O. S. Supp. 1968, § 1069); providing a maximum interest rate of six percent per annum on bonds of housing authorities; and declaring an emergency.

SB 367—By Young—An Act relating to schools; providing that any student loan,

grant, fellowship, teaching fellowship or other means of financial assistance from either state or federal funds, over which the Oklahoma State Regents for Higher Education or employees of any university, college or other institution of higher learning has control may be revoked or terminated for certain reasons; and declaring an emergency.

SJR 21—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 Constitution of the State of Oklahoma, by adding a new section thereto to be designated as Section 35A; providing any county of this state or two or more counties voting separately and by separate evidence of indebtedness may, by a majority of the qualified property tax-paying voters of each county, be allowed to become indebted for the purpose of acquiring, constructing and equipping hospitals and public health facilities not owned by the county or counties; providing indebtedness shall not exceed three percent of value of taxable property; providing payment of indebtedness; providing election procedure; providing ballot title; and providing for special election.

SECOND READING

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

SB 354—Finance and Commerce.

SB 355—Judiciary.

HB 1125—Public Affairs.

HB 1259—Governmental Affairs.

HB 1297—Governmental Affairs.

HB 1337—Finance and Commerce.

HB 1403—Education.

HB 1440—Judiciary.

HB 1442—Business Relations.

HB 1450—Judiciary.

HB 1451—Education.

HB 1457—Judiciary.

HB 1469—Agriculture.

HB 1479—Roads and Highways.

PENDING SENATE ACTION

Upon motion of Senator McSpadden, the requests of the Honorable House for conferences on **HBs 1094, 1096, 1098, 1100, 1103, 1105, 1112, 1122, and 1234** were ordered granted, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

GENERAL ORDER

SB 308 by Romang was read and considered.

Senator Romang moved to amend **SB 308**, page 3, line 11, by striking the words and figures "seventy-five cents (\$.75)" and inserting in lieu thereof "one dollar (\$1.00)" and by amending the Title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend **SB 308**, page 2, line 13, by adding after the word "summons" and before the words "and/or" the words "and a copy of the petition" which amendment was declared adopted.

Senator Romang moved to amend **SB 308**, page 3, line 13½, by adding a new subsection (c) to read as follows: "(c) Neither the return date nor any return information shall appear on the summons that is served on or mailed to the defendant. Where the summons is to be served by a sheriff, the following information may be endorsed on the original: "Sheriff's Copy—to be returned on or before". The provisions of this subsection are not jurisdictional" which amendment was declared adopted.

Senator Baggett moved to amend **SB 308**, page 2, line 5½, by adding after line 5 and before line 6 the language "A copy of the petition shall be attached to the summons and served on the defendant with the summons" which amendment was declared adopted.

Upon motion of Senator Romang, **SB**

308, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **SB 308**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 308 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McSpadden, Massey, Medearis, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Boecher, Crow, Ferrell, Garrett, Ham, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Stansberry.—16.

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, Dacus, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McSpadden, Massey, Medearis, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Boecher, Crow, Ferrell, Garrett, Ham, Luton, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Stansberry.—16.

The emergency was declared passed.

SB 308, as amended, was referred for engrossment.

GENERAL ORDER

SB 340 by Smalley, Atkinson, Berrong, Birdsong, Crow, Dacus, Ferrell, Field, Graves, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Keels, Luton,

McCune, McGraw, Miller, Murphy, Phillips, Short, Smith and Terrill of the Senate and Cate, et al, of the House was read and considered.

Senators Taliaferro and Bradley asked to be made coauthors of **SB 340**, which was the order.

Upon motion of Senator Smalley, **SB 340** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 340** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 340 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Boecher, Garrett, Ham, Inhofe, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Stansberry.—14.

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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Boecher, Garrett, Ham, Inhofe, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Stansberry.—14.

The emergency was declared passed.

SB 340 was referred for engrossment.

GENERAL ORDER

SB 323 by McSpadden was read and considered.

Upon motion of Senator McSpadden, **SB 323** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 323** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 323 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Massey, Medearis, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Boecher, Garrett, Ham, Keels, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Stansberry, Stipe.—15.

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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Massey, Medearis, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Boecher, Garrett, Ham, Keels, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Stansberry, Stipe.—15.

The emergency was declared passed.

SB 323 was referred for engrossment.

GENERAL ORDER

SB 228 by McSpadden was read and considered.

Upon motion of Senator McSpadden, **SB 228** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 228** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 228 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Murphy, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Boecher, Garrett, Ham, McGraw, Martin, Miller, Nichols, Payne, Phillips, Porter, Stansberry.—12.

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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Murphy, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Boecher, Garrett, Ham, McGraw, Martin, Miller, Nichols, Payne, Phillips, Porter, Stansberry.—12.

The emergency was declared passed.

SB 228 was referred for engrossment.

GENERAL ORDER

SB 255 by McSpadden was read and considered.

Upon motion of Senator McSpadden, **SB 255** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 255** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 255 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Murphy, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Boecher, Garrett, Ham, Horn, McGraw, Martin, Miller, Nichols, Payne, Phillips, Porter, Stansberry.—13.

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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Murphy, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Boecher, Garrett, Ham, Horn, McGraw, Martin, Miller, Nichols, Payne, Phillips, Porter, Stansberry.—13.

The emergency was declared passed.

SB 255 was referred for engrossment.

GENERAL ORDER

SB 275 by Romang of the Senate and Sandlin of the House was read and considered.

Upon motion of Senator Romang, **SB 275** was advanced to engrossment.

By unanimous consent, upon request of

Senator Romang, **SB 275** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 275 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McSpadden, Medearis, Murphy, Romang, Short, Smalley, Smith, Williams, Young.—28.

Nay: Bradley, Dacus, Field, Luton, Porter, Stipe, Taliaferro, Terrill.—8.

Excused: Atkinson, Boecher, Garrett, Ham, McGraw, Martin, Massey, Miller, Nichols, Payne, Phillips, Stansberry.—12.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McSpadden, Medearis, Murphy, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Nay: Bradley, Luton, Porter, Stipe.—4.

Excused: Atkinson, Boecher, Garrett, Ham, McGraw, Martin, Massey, Miller, Nichols, Payne, Phillips, Stansberry.—12.

The emergency was declared passed.

SB 275 was referred for engrossment.

GENERAL ORDER

SB 123 by Stipe, Murphy and Phillips was read and considered.

Senators Dacus and Luton asked to be made coauthors of **SB 123**, which was the order.

Upon motion of Senator Stipe, **SB 123** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 123** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 123 was read for the third time at length.

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

Aye: Baldwin, Crow, Dacus, Ferrell, Field, Grantham, Graves, Hamilton, Holden, Horn, Lane, Luton, Massey, Murphy, Porter, Smith, Stipe, Taliaferro, Terrill, Young.—20.

Nay: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Garrison, Hargrave, Howard, Inhofe, Keels, McCune, Romang, Short, Smalley, Williams.—15.

Excused: Atkinson, Boecher, Garrett, Ham, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Stansberry.—13.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Hamilton moved that the vote be reconsidered by which **SB 123** failed of passage.

GENERAL ORDER

SB 122 by Stipe was read and considered.

Upon motion of Senator Stipe, **SB 122** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 122** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 122 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Crow, Dacus, Ferrell, Field, Garrison, Graves,

Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Luton, Massey, Medearis, Murphy, Porter, Smalley, Smith, Stipe, Terrill.—24.

Nay: Baggett, Bradley, Breckinridge, Grantham, Keels, McCune, Romang, Short, Williams, Young.—10.

Excused: Atkinson, Boecher, Garrett, Ham, Lane, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Stansberry, Taliaferro.—14.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Stipe moved that the vote be reconsidered by which **SB 122** failed of passage.

GENERAL ORDER

SB 277 by Grantham of the Senate and Conaghan, et al, of the House was read and considered.

Upon motion of Senator Grantham, **SB 277** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 277** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 277 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Massey, Medearis, Murphy, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Excused: Atkinson, Boecher, Garrett, Graves, Ham, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Porter, Stansberry, Taliaferro.—15.

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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Massey, Medearis, Murphy, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Excused: Atkinson, Boecher, Garrett, Graves, Ham, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Porter, Stansberry, Taliaferro.—15.

The emergency was declared passed.

SB 277 was referred for engrossment.

Senator Hargrave presiding.

MOTION TO RECONSIDER VOTE

Senator Terrill asked for an extension of one legislative day for consideration of the Hamilton motion to reconsider the vote by which the Emergency Section on **SB 193** failed of passage, which was the order.

GENERAL ORDER

SB 227 by Howard was read and considered.

Upon motion of Senator Howard, **SB 227** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 227** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 227 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Garrison, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Luton, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—27.

Nay: Berrong, Dacus, Field, Hamilton, Keels, McCune, Short.—7.

Excused: Atkinson, Baggett, Boecher, Garrett, Grantham, Ham, Lane, McGraw, McSpadden, Martin, Payne, Phillips, Stansberry, Taliaferro.—14.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Garrison, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—30.

Nay: Berrong, Dacus, Field, Hamilton, Keels.—5.

Excused: Atkinson, Baggett, Boecher, Garrett, Grantham, Ham, McGraw, McSpadden, Martin, Payne, Phillips, Stansberry, Taliaferro.—13.

The emergency was declared failed of passage.

SB 227 was referred for engrossment.

GENERAL ORDER

SB 271 by Smith and Howard was read and considered.

Senator Keels asked to be made a co-author of SB 271, which was the order.

Senator Short moved to amend SB 271, page 7, line 4, by striking the word "shall" and substituting therefor the word "may" which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, SB 271, as amended, was advanced to engrossment.

SB 279 by Keels of the Senate and York of the House was read and considered.

Senator Birdsong asked to make coauthor of SB 279, which was the order.

Senator Berrong moved to amend SB 279, page 1, line 2, by inserting after the word "insurance" and before the word "to" the language "coverage not to exceed Fifty Thousand Dollars (\$50,000.00)"; on line 5, after the word "coverage" by

striking the comma (,); and on line 6 by striking the language "not to exceed Fifty Thousand Dollars (\$50,000.00)" which amendment was declared adopted.

Senator Hamilton moved to amend SB 279, page 1, line 7, by adding the sentence "The costs provided for herein shall be within the approved budget of the officer seeking to purchase the insurance coverage allowed herein" which amendment was declared adopted.

Senator Grantham moved to amend SB 279, page 1, line 4, by striking after the word "officer" the remaining language on line 4, and all of the language on line 5, which amendment was tabled upon motion of Senator Hamilton.

Upon motion of Senator Keels, SB 279, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, SB 279, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 279 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, Medearis, Miller, Nichols, Porter, Taliaferro, Terrill, Williams.—25.

Nay: Crow, Ferrell, Lane, McSpadden, Murphy, Romang, Short, Smalley, Smith, Young.—10.

Excused: Atkinson, Baldwin, Boecher, Field, Garrett, Ham, McGraw, Martin, Massey, Payne, Phillips, Stansberry, Stipe.—13.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Garrison,

Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Porter, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Nay: Ferrell, Romang.—2.

Excused: Atkinson, Baldwin, Boecher, Field, Garrett, Ham, McGraw, Martin, Payne, Phillips, Stansberry, Stipe.—12.

The emergency was declared passed.

SB 279, as amended, was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

SB 311 by Nichols and McSpadden of the Senate and Sparkman of the House was read and considered.

Upon motion of Senator Nichols, **SB 311** was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **SB 311** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 311 was read for the third time at length.

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

Aye: Berrong, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Massey, Medearis, Miller, Nichols, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—29.

Nay: Baggett, Birdsong, Ferrell, Hamilton, Martin, Stipe.—6.

Excused: Atkinson, Baldwin, Boecher, Garrett, Ham, Horn, Lane, McGraw, Murphy, Payne, Phillips, Porter, Young.—13.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Massey, Medearis, Miller, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—32.

Nay: Ferrell, Hamilton, Martin.—3.

Excused: Atkinson, Baldwin, Boecher, Garrett, Ham, Horn, Lane, McGraw, Murphy, Payne, Phillips, Porter, Young.—13.

The emergency was declared passed.

SB 311 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 263 correctly engrossed.

Engrossed **SB 263** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Smalley presiding.

GENERAL ORDER

HB 1133 by Hancock of the House and Grantham and Garrison of the Senate was read and considered.

Senators Dacus and Smith asked to be made coauthors of **HB 1133**, which was the order.

Upon motion of Senator Grantham, **HB 1133** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1133** was placed upon third reading and final passage.

Senator Field presiding.

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: Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Mar-

tin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—37.

Nay: Baggett.—1.

Excused: Atkinson, Baldwin, Boecher, Garrett, Ham, Horn, McGraw, Payne, Phillips, Taliaferro.—10.

The bill was declared passed.

HB 1133 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1419 by Hopkins of the House and Stipe, Howard, McGraw and Birdsong of the Senate was read and considered.

Senator Inhofe asked to be made coauthor of **HB 1419**, which was the order.

Upon motion of Senator Stipe, **HB 1419** was advanced to engrossment.

By unanimsus consent, upon request of Senator Stipe, **HB 1419** was placed upon third reading and final passage.

THIRD READING

HB 1419 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—36.

Nay: Keels.—1.

Excused: Atkinson, Baldwin, Boecher, Garrett, Ham, McGraw, Massey, Payne, Phillips, Porter.—11.

The bill was declared passed.

HB 1419 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1439 by Abbott of the House and

Miller of the Senate was read and considered.

Senator Williams moved to amend **HB 1439**, page 4, line 13 by striking the figures "2:00 p.m." and substituting therefor "12:00 Noon", and by striking "6:00 p.m." and substituting therefor "7:00 p.m." which amendment was declared adopted.

Senator Williams moved to amend **HB 1439**, page 11, line 10, by striking the figures "2:00 p.m." and substituting therefor "12:00 Noon", and by striking "6:00 p.m." and substituting therefor "7:00 p.m." which amendment was declared adopted.

Upon motion of Senator Miller, **HB 1439**, as amended, was advanced to engrossment.

HB 1230 by Camp, et al, of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, **HB 1230** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1230** was considered engrossed and 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, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Boecher, Crow, Garrett, Ham, McGraw, Massey, Nichols, Payne, Phillips, Smalley, Taliaferro.—13.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Boecher, Crow, Garrett, Ham, McGraw, Massey, Nichols, Payne, Phillips, Smalley, Taliaferro.—13.

The emergency was declared passed.

HB 1230 was referred for engrossment.

GENERAL ORDER

HB 1296 by Hesser, et al, of the House and Murphy of the Senate was read and considered.

Upon motion of Senator Murphy, HB 1296 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, HB 1296 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1296 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, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Boecher, Crow, Garrett, Ham, Horn, McGraw, Massey, Miller, Nichols, Payne, Phillips, Smalley, Taliaferro.—15.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field,

Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Boecher, Crow, Garrett, Ham, McGraw, Massey, Nichols, Payne, Phillips, Smalley, Taliaferro.—13.

The emergency was declared passed.

HB 1296 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1014 by Cox and Howard of the House and Holden of the Senate was read and considered.

Senator Hamilton moved to amend HB 1014, page 2, line 4, by inserting after the word "produced" and before the word "from" the words "in paying quantities" which amendment was declared adopted.

Upon motion of Senator Holden, HB 1014, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, HB 1014, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1014 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, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Murphy, Romang, Short, Smalley, Smith, Terrill, Williams.—29.

Nay: Stipe.—1.

Excused: Atkinson, Baldwin, Boecher, Crow, Garrett, Ham, Horn, McGraw, McSpadden, Massey, Miller, Nichols, Payne,

Phillips, Porter, Stansberry, Taliaferro, Young.—18.

The bill was declared passed.

HB 1014, as amended, was referred for engrossment.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned as provided under the Rules

until Monday, which motion was declared adopted.

BILLS RELEASED

As provided under Rule 19-f, **HBs 1133, 1296 and 1419** were properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., Monday, March 24, 1969.

Forty-fourth Legislative Day

Monday, March 24, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baldwin, Bradley, Ham, Massey, Payne, Phillips, Porter.—7.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, the Reverend David Parker, Pastor of the United Methodist Church, Hooker, Oklahoma.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 24, 1969, of Enrolled SB 155 entitled:

SB 155—by Birdsong and Garrison of the Senate and Sandlin and Mountford of the House—An Act relating to Workmen's Compensation; amending Section 1, Chapter 64, O.S.L. 1968 (85 O.S. Supp. 1968, § 95); prescribing fees to be collected by State Industrial Court for furnishing copies of documents or handbook on Work-

men's Compensation laws; providing for deposit and expenditure of fees so collected; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1001—By Smith (Norman) and Cate—(Uniform Consumer Credit Code emergency)

HB 1194—By Bamberger of the House and Howard of the Senate—An Act relating to courts; amending Sections 2 and 3, Chapter 359, O. S. L. 1968 (28 O. S. Supp. 1968, § § 152 and 153), amending 28 O. S. 1961, § 101, as amended by Section 1, Chapter 383, O. S. L. 1968 (28 O. S. Supp. 1968, § 101); providing for the charging and collection of certain fees by court clerks; providing specific costs in certain criminal actions; providing specific credit on fine and costs for imprisonment; repealing 12 O. S. 1961, § § 924, 925 and 932; and declaring an emergency.

HB 1211—By Beauchamp, Peterson and Green of the House and Terrill of the Senate—An Act relating to children; amending Section 107, Chapter 282, O. S. L. 1968 (10 O. S. Supp. 1968, § 1107); providing for confinement of children; providing for the release of a child to custody of parent or guardian; prohibiting confinement of children in association with criminal, vicious or dissolute persons; prohibiting confinement of children in prisons or jails; providing for exceptions; and declaring an emergency.

HB 1295—By Bradley and Payne of the House and Massey of the Senate—An Act relating to railroads; amending 66 O. S.

1961, § 183; providing for designation, appointment and commissioning of railroad policemen; providing for authority of the Attorney General; providing for powers of such policemen; providing that railroad company making designation be civilly responsible; and declaring an emergency.

HB 1393—By Monks—An Act relating to state-owned and tax exempt automobiles; providing for the marking of all state-owned and tax exempt automobiles; and declaring an emergency.

HB 1474—By Bamberger—An Act relating to evidence in criminal violations; providing parties to criminal actions shall have the same rights as to discovery as are by law made available to parties to civil actions; and declaring an emergency.

HB 1475—By Bamberger—An Act relating to municipal courts; prescribing maximum punishments which may be assessed by municipal courts of cities of certain class; providing for the right of appeal therefrom; providing for the right of jury trial therein, with certain exceptions; and declaring an emergency.

HB 1476—By Poulos of the House and McSpadden of the Senate—An Act relating to community social service centers; amending Section 3, Chapter 211, O. S. L. 1967 (63 O. S. Supp. 1968, § 2053); broadening the definition of "community"; and declaring an emergency.

HB 1480—By Spearman, Hill (Archibald) and Ford—An Act relating to state capitol and capitol improvement; amending 73 O. S. 1961, § 83, as amended by Section 1, Chapter 209, O. S. L. 1967 (73 O. S. Supp. 1968, § 83); extending boundaries of capitol improvement and zoning district; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and trans-

mitting for signature HBs 1016, 1111, 1133, 1235, 1296 and 1419.

The above numbered Enrolled Bills, were, after fourth reading, properly signed and ordered returned to the Honorable House.

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 1269.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1269 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1269, and Engrossed Senate Amendments thereto, by Bickford, et al of the House and Martin of the Senate entitled:

An Act relating to game and fish; amending Section 1, Chapter 336, O. S. L. 1967, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252); providing participants in and spectators of field trials shall not be merely on such account required to procure hunting licenses; 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.

CCS for HB 1269—By Bickford, et al of the House and Martin, Atkinson, Massey, Smith and Stipe of the Senate—An Act relating to game and fish; amending Section 1, Chapter 336, O. S. L. 1967, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252); providing participants in and spectators of field trials shall not be merely on such account re-

quired to procure hunting licenses; 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, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252), is amended to read as follows:

§ 252 (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 (\$0.50) a duplicate license shall be issued by said department. Any legal resident of the state over the age of sixty-five (65) years and all service-connected disabled veterans of sixty per cent (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 legal residents of this state except as otherwise provided, Three Dollars and twenty-five cents (\$3.25); Combination Hunting and Fishing License: All legal residents 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, Five Dollars (\$5.00); Deer Archery Hunting License: All legal residents of this state, except as otherwise provided, Five Dollars (\$5.00). The fees set out in this sub-

section shall be in full force and effect until January 1, 1970; on and after 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) No license to fish or hunt shall be required of an owner or tenant who is a legal resident of Oklahoma on land owned or leased 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.

(G) THIS SECTION SHALL NOT BE CONSTRUED TO REQUIRE A HUNTING LICENSE, RESIDENT OR NONRESIDENT, OF ANY PERSON MERELY BE-

CAUSE HE PARTICIPATES IN, AS OWNER OR HANDLER OF AN ENTRY, AS AN OFFICIAL IN THE EVENT, OR AS A SPECTATOR THEREOF, THE CONDUCT OF A FIELD TRIAL OR PERFORMANCE TEST OF DOGS, WHETHER HE BE A RESIDENT OR NONRESIDENT OF THE STATE OF OKLAHOMA. NO LICENSE TO HUNT SHALL BE REQUIRED OF ANY PERSON ENGAGED IN TRAINING OR WORKING DOGS, PROVIDED SAID PERSON IS IN NO WAY ENGAGED IN HUNTING AND DOES NOT TAKE OR ATTEMPT TO TAKE IN ANY MANNER, ANY WILD ANIMAL, BIRD OR GAME.

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, Hargrave, Lane.

FOR THE HOUSE: Bickford, Payne, York.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1058 and 1309, as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 227, 228, 255, 275, 277, 279, 308, 311, 323, 340 and HBs 1014 and 1230 each correctly engrossed.

Engrossed SBs 227, 228, 255, 275, 277, 279, 308, 311, 323, and 340 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1014 and 1230, as amended, were properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

The following Bills and resolution were reported by the Committees named, or-

dered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 260—Agriculture.

HB 1236—Judiciary—Coauthored by Garrett.

HB 1258—Roads and Highways—Show McCune as Senate Author and Coauthored by McGraw.

HB 1306—Judiciary.

HB 1341—Agriculture — Coauthored by Field, Boecher and Dacus.

DO PASS, as amended:

SB 234—Revenue and Taxation.

SB 242—Roads and Highways—Coauthored by Holden, Field, Ferrell and Birdsong.

SB 261—Agriculture.

SB 325—Roads and Highways.

SB 336—Agriculture.

SB 344—Roads and Highways — Coauthored by Birdsong and Murphy.

SJR 7—Constitutional Revisions and Regulatory Services.

HB 1083—Roads and Highways—Show Stipe as Senate Author.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Thornhill of the House and Williams of the Senate for adoption and concurrence by your Honorable Body in the issuance of House Concurrent Citation No. 4 by the Oklahoma State Legislature to the Ringwood High School Boys' Basketball Team.

Upon motion of Senator Williams, the Senate adopted the motion for the issuance of said Concurrent Citation.

House Concurrent Citation No. 4 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Hutchens of the House and Dacus of the Senate for adoption and concurrence by your Honorable Body in the issuance of House

Concurrent Citation No. 5 by the Oklahoma State Legislature to Warden Joe Harp.

Upon motion of Senator Dacus, the Senate adopted the motion for the issuance of said Concurrent Citation.

House Concurrent Citation No. 5 was properly signed and ordered returned to the Honorable House.

CITATIONS

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to the Noble County 4-H Girls Meat Judging and Identification Team.

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Dr. Richard Redman, Guthrie, Oklahoma for serving as Medical Student of the Day, March 20, 1969.

RESOLUTIONS

SR 23 by Nichols was introduced.

Senators Smith, Short, Garrison, Dacus, Keels, Williams, Field, Graves, Miller, Stansberry, Breckinridge, Horn, Boecher, Taliaferro, Berrong and McCune asked to be made coauthors of SR 23, which was the order.

SR 23, as coauthored, was read at length as follows, adopted upon motion of Senator Nichols and ordered referred for enrollment:

SR 23—by Nichols, Smith, Short, Garrison, Dacus, Keels, Williams, Field, Graves, Miller, Stansberry, Breckinridge, Horn, Boecher, Taliaferro, Berrong and McCune—A Resolution memorializing the President of the United States of America, the Secretary of the Department of Health, Education and Welfare, and the Members of Congress to effect a rescission of certain regulations and, in lieu thereof, cause regulations to be promulgated or legislation to be enacted requiring investigation

as to the eligibility of applicants for welfare benefits; and directing distribution.

WHEREAS, beginning July 1, 1969, the Federal Department of Health, Education and Welfare has promulgated regulations allowing persons to apply for and receive welfare benefits by merely declaring their eligibility without being subject to investigation as to eligibility by the State Department of Public Welfare; and

WHEREAS, in the year 1968, over 15,000, one out of every three who applied for such benefits in Oklahoma were found to be ineligible as a result of investigation; and

WHEREAS, under the said regulations many more ineligible persons will make application for such benefits in the knowledge that their simple declaration of eligibility, without investigation, will suffice; and

WHEREAS, this free handed give-away will impose an additional tax burden on the people of the State of Oklahoma and of every other state at a time when the funding of other state needs is so critical.

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

SECTION 1. The Oklahoma Legislature hereby goes on record in opposition to the cited regulations and further urges the President of the United States of America, the members of Congress and the Secretary of the Department of Health, Education and Welfare to effect rescission of such regulations with all deliberate speed and, in lieu thereof, to promulgate rules and regulations or appropriate legislation or executive orders to aid and assist the states to conduct more complete and more stringent investigations of applicants for welfare benefits so as to minimize the opportunities for abuse.

SECTION 2. Copies of this resolution, after consideration and enrollment shall

be distributed to the President of the United States of America, the Members of the Oklahoma Congressional Delegation and to the Secretary of the Department of Health, Education and Welfare.

SR 24 by Martin was introduced.

Senator Martin asked unanimous consent that all other Members of the Senate be made coauthors of **SR 24**, which was the order.

Senator Baggett asked to be shown as the first coauthor of **SR 24**, which was the order.

SR 24, as coauthored, was read at length as follows, adopted upon motion of Senator Martin and ordered referred for enrollment:

SR 24—by Martin, Baggett, Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young—A Resolution expressing profound regret over the recent death of Felix F. Simmons; expressing appreciation for his many contributions to the State of Oklahoma; and expressing the sympathy of the legislature to his family.

WHEREAS, on the 17th day of March, 1969, Felix F. Simmons passed away; and

WHEREAS, the high character, integrity and unselfish nature of Felix F. Simmons was continuously reflected in his record as an outstanding private citizen and banker and as a former public official, having served as a member of the Eleventh Oklahoma Legislature; and

WHEREAS, during his 75 years of life, Felix F. Simmons became one of the outstanding leaders in the area of banking in Oklahoma and contributed greatly to

the development of his native State of Oklahoma, for which we are all deeply indebted and forever grateful to him; and

WHEREAS, his death has taken from us a friend and has taken from Oklahoma a distinguished citizen, and this loss is felt by all members of the Oklahoma Legislature; and

WHEREAS, we wish to express to his family our deepest and sincerest sympathy in their grief which we share.

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

SECTION 1. That this Legislature on behalf of its members and on behalf of the people of the State of Oklahoma does hereby express to the family of Felix F. Simmons profound regret at the loss to our state resulting from the death of Felix F. Simmons and does further express its appreciation for his many contributions to the State of Oklahoma.

SECTION 2. That a duly authenticated copy of this resolution be delivered to Kiah Simmons, his wife.

SR 25 by Hargrave was introduced.

Senator Hargrave asked unanimous consent that all other Members of the Senate be made coauthors of **SR 25**, which was the order.

SR 25, as coauthored, was read at length as follows, adopted upon motion of Senator Hargrave and ordered referred for enrollment:

SR 25—by Hargrave, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young—A

Resolution memorializing Congress to amend the laws of the land regarding veterans; and directing distribution.

WHEREAS, those Americans who have served their country through active duty in the Armed Forces of the United States are among our most esteemed citizens; and

WHEREAS, but for their steadfastness America would have fallen, a victim of the oppressor's heel; and

WHEREAS, these men deserve special care and consideration by virtue of their service; and

WHEREAS, in order to be admitted to a Veterans' Administration Hospital a veteran must attest to the so-called "Pauper's Oath"; and

WHEREAS, an annual income statement must be submitted for purposes of qualification for a veteran's pension, regardless of the age a veteran attains; and

WHEREAS, Social Security and other Retirement Benefits must now be considered as income for the purpose of qualification for a veteran's pension, regardless of the age of the veteran.

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

SECTION 1. That the Congress of the United States be, and hereby is, memorialized to amend the laws of the land concerning veterans and veterans' affairs so as to eliminate the so-called "Pauper's Oath" as a prerequisite to entrance by a veteran into a Veterans' Administration Hospital. The Congress of the United States is further requested to eliminate the annual income statement when the veteran reaches the age of seventy-two (72) years and to exempt Social Security and other Retirement Benefits from consideration as income after the veteran reaches the age of seventy-two (72) years.

SECTION 2. That duly authenticated

copies of this resolution, after consideration and enrollment, be prepared and sent to each member of the Oklahoma Congressional Delegation and to the Chief Clerks of the Senate and House of Representatives of the United States.

FIRST READING

The following Bill was introduced and read the first time:

SB 368—By Ferrell—An Act relating to intoxicating liquors and to non-intoxicating beverages; amending 37 O. S. 1961, § 163.11, as amended by Section 5, Chapter 414, O. S. L. 1968 (37 O. S. Supp. 1968, § 163.11); providing that permit to maintain or operate place where nonintoxicating beverages are sold shall be revoked by the district court for sale to any person under twenty-one years of age; providing that after revocation of permit for any reason except nonpayment of taxes or license fees, no new permit shall be issued to the same person or to any person covering the same premises until one year from revocation; and declaring an emergency.

SECOND READING

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

SB 356—Agriculture.

SB 357—Agriculture.

SB 358—Governmental Affairs then to Judiciary.

SB 359—Judiciary.

SB 360—Roads and Highways.

SB 361—Governmental Affairs.

SB 362—Governmental Affairs.

SB 363—Judiciary.

SB 364—Governmental Affairs.

SB 365—Agriculture.

SB 366—Public Affairs.

SB 367—Education.

SJR 21—Constitutional Revisions and Regulatory Services.

HB 1317—Finance and Commerce.

HB 1483—Rules Committee.

HB 1484—Education.

HJR 1024—Roads and Highways.

GENERAL ORDER

SB 181 by Smalley, Luton, Graves and Murphy was read and considered.

Upon motion of Senator Smalley, **SB 181** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 181** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 181 was read for the third time at length.

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

Aye: Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—32.

Nay: Atkinson, Baggett, Berrong, Ferrell, Hamilton, Hargrave, Horn, Keels, Williams.—9.

Excused: Baldwin, Bradley, Ham, Massey, Payne, Phillips, Porter.—7.

The bill was declared passed.

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

Aye: Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—32.

Nay: Atkinson, Baggett, Berrong, Ferrell, Hamilton, Hargrave, Horn, Keels, Williams.—9.

Excused: Baldwin, Bradley, Ham, Massey, Payne, Phillips, Porter.—7.

The emergency was declared passed.

SB 181 was referred for engrossment.

GENERAL ORDER

SB 309 by Martin was read and considered.

Upon motion of Senator Martin, **SB 309** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 309** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 309 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Nay: Boecher, McCune, Short.—3.

Excused: Baldwin, Bradley, Ham, Massey, Payne, Phillips, Porter, Stansberry, Taliaferro.—9.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Nay: Boecher, McCune, Short.—3.

Excused: Baldwin, Bradley, Ham, Mas-

sey, Payne, Phillips, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 309 was referred for engrossment.

Senators Ham, Baldwin and Porter asked to be shown present, which was the order.

GENERAL ORDER

SB 262 by Hargrave was read and considered.

Senator Baggett, joined by Senator Smalley, moved to amend **SB 262**, page 3, line 7, by striking the word "second" and substituting therefor the word "third".

Senator Luton moved to table the Baggett-Smalley amendment, which motion was declared failed of adoption.

The vote occurring upon the Baggett-Smalley amendment, it was declared adopted.

Upon motion of Senator Hargrave, **SB 262**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **SB 262**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 262 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Field, Garrison, Keels.—3.

Excused: Bradley, McGraw, Massey, Payne, Phillips.—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, Breckinridge, Crow, Dacus, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Field, Garrison, Keels.—3.

Excused: Bradley, McGraw, Massey, Payne, Phillips.—5.

The emergency was declared passed.

SB 262, as amended, was referred for engrossment.

BILL RE-REFERRED

Senator Baggett asked unanimous consent that **HB 1328** be ordered withdrawn from the Committee on Constitutional Revisions and Regulatory Services and said Bill be referred to the Committee on Agriculture, which was the order.

Senator Massey asked to be shown present, which was the order.

GENERAL ORDER

SB 254 by McSpadden was read and considered.

Senators Miller, Crow, Dacus, Lane, Hamilton, Medearis, Field and Williams asked to be made coauthors of **SB 254**, which was the order.

Senator Baggett moved to amend **SB 254**, page 2, lines 2 through 4, by striking the words and figures "having a population of less than seven thousand five hundred (7,500) persons according to the last preceding Federal Decennial Census" which amendment was tabled upon motion of Senator McSpadden.

Senator Murphy, joined by Senator Field, moved to amend **SB 254**, page 2, line 2, by striking the words and figures "seven thousand five hundred (7,500) and substituting therefor the words and figures "ten thousand (10,000)" which amendment was declared adopted.

Senator Baggett moved to amend **SB 254**, page 2, by striking the words "incorporated city or town" and substituting therefor the word "county" which amendment was tabled upon motion of Senator McSpadden.

Upon motion of Senator McSpadden, **SB 254**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 254**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 254 was read for the third time at length.

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

Aye: Berrong, Boecher, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—29.

Nay: Atkinson, Baggett, Birdsong, Breckinridge, Howard, Keels, McCune, Porter, Smalley, Smith.—10.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Payne, Phillips.—9.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: Atkinson, Howard, Porter, Smalley, Smith.—5.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Payne, Phillips.—9.

The emergency was declared passed.

SB 254, as amended, was referred for engrossment.

GENERAL ORDER

SB 68 by McSpadden and Massey of the Senate and Willis, et al, of the House was read and considered.

Senator McSpadden moved to amend **SB 68**, pages 3 and 4, by striking all of Section 5, renumbering remaining sections accordingly, and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator McSpadden, **SB 68**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 68**, as amended, was considered engrossed and placed upon 3d Reading and final passage.

THIRD READING

SB 68 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baldwin, Berrong, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Payne, Phillips, Smalley, Stansberry.—13.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols,

Porter, Romang, Short, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baldwin, Berrong, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Payne, Phillips, Smalley.—11.

The emergency was declared passed.

SB 68, as amended, was referred for engrossment.

Senator Massey presiding.

GENERAL ORDER

SJR 15 by Field and Boecher was read and considered.

Senators Birdsong and Dacus asked to be made coauthors of **SJR 15**, which was the order.

As provided under Rule 8-e, upon request of Senator Field, Representative Mountford was added as the House Author of **SJR 15**.

Upon motion of Senator Boecher, **SJR 15** was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, **SJR 15** was considered engrossed and 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.

THIRD READING

Senator Baggett moved to reconsider the vote by which **SJR 15** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Baggett, joined by Senator Boecher, moved to amend **SJR 15**, page 3, line 8½, by inserting a new section to read as follows: "Section 2. The Wildlife Conservation Commission shall make an annual payment to the Public Employees Retirement System in an amount sufficient to cover the actuarial cost of the retirement of employees of the Commis-

sion" and by renumbering the remaining section accordingly, which amendment was declared adopted.

Upon motion of Senator Boecher, **SJR 15**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, **SJR 15**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 15 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, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Payne, Phillips, Stipe, Taliaferro.—12.

The Resolution was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Payne, Phillips, Stipe, Taliaferro.—12.

The emergency was declared passed.

SJR 15, as amended, was referred for engrossment.

GENERAL ORDER

SB 343 by Crow of the Senate and Witt of the House was read and considered.

Senators Berrong, Dacus and Massey asked to be made coauthors of **SB 343**, which was the order.

Upon motion of Senator Crow, **SB 343** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 343** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 343 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—34.

Nay: Short.—1.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Medearis, Payne, Phillips, Stansberry, Taliaferro.—13.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Porter, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—34.

Nay: Short.—1.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Medearis, Payne, Phillips, Stansberry, Taliaferro.—13.

The emergency was declared passed.

SB 343 was referred for engrossment.

GENERAL ORDER

SB 296 by Hamilton was read and considered.

Senator Williams moved to amend **SB 296**, beginning on page 2, line 18, by striking the language "Not more than five of such members shall be from the same political party" which amendment was declared adopted.

Senator Hamilton moved to amend **SB 296**, pages 3, 4 and 5, by showing Sections 2, 3 and 4 as new language, which amendment was declared adopted.

Upon motion of Senator Hamilton, **SB 296**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 296**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 296 was read for the third time at length.

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

Aye: Atkinson, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—32.

Nay: Baggett.—1.

Excused: Baldwin, Birdsong, Bradley, Crow, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Payne, Phillips, Stansberry, Taliaferro, Terrill.—15.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field,

Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—32.

Nay: Baggett.—1.

Excused: Baldwin, Birdsong, Bradley, Crow, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Payne, Phillips, Stansberry, Taliaferro, Terrill.—15.

The emergency was declared passed.

SB 296, as amended, was referred for engrossment.

Senator Phillips asked to be shown present, which was the order.

GENERAL ORDER

SB 287 by Breckinridge was read and considered.

Senator Inhofe asked to be made a co-author of **SB 287**, which was the order.

Senator Breckinridge moved to amend **SB 287**, page 1, by striking from the Title the language "and declaring an emergency" which amendment was declared adopted.

Upon motion of Senator Breckinridge, **SB 287**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, **SB 287**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 287 was read for the third time at length.

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

Aye: Baggett, Breckinridge, Crow, Ferrell, Field, Graves, Holden, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Porter, Romang, Short, Smalley, Smith, Williams, Young.—25.

Nay: Atkinson, Berrong, Birdsong, Boe-

cher, Dacus, Hamilton, Horn, Keels, Nichols, Phillips, Stipe.—11.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Payne, Stansberry, Taliaferro, Terrill.—12.

The bill was declared passed.

SB 287, as amended, was referred for engrossment.

GENERAL ORDER

SB 245 by Holden was read and considered.

Upon motion of Senator Holden, **SB 245** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **SB 245** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 245 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Payne, Stansberry, Stipe.—11.

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, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short,

Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Payne, Stansberry.—10.

The emergency was declared passed.

SB 245 was referred for engrossment.

GENERAL ORDER

SB 213 by Murphy was read and considered.

Upon motion of Senator Murphy, SB 213 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 213 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 213 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Medearis, Payne, Stansberry.—11.

The bill was declared passed.

SB 213 was referred for engrossment.

Senator Luton presiding.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Romang, the Conference Committee Report on SB 94 was declared adopted.

SB 94, as 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, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams.—32.

Nay: Boecher, Young.—2.

Excused: Baldwin, Berrong, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Massey, Payne, Stansberry, Taliaferro.—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, Baggett, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams.—32.

Nay: Boecher, Young.—2.

Excused: Baldwin, Berrong, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Massey, Payne, Stansberry, Taliaferro.—14.

The emergency was declared passed.

SB 94, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 19-f.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Holden, the Senate concurred in the HAs to SB 124.

SB 124, as amended by the Honorable House, was read at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Hol-

den, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Phillips, Porter, Romang, Smalley, Smith, Terrill, Williams, Young.—33.

Nay: Short.—1.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Murphy, Payne, Stansberry, Stipe, Taliaferro.—14.

The bill, as amended, was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Baldwin, Bradley, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Murphy, Payne, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MOTION TO RECONSIDER VOTE

President Pro Tempore Smith asked for an extension of one legislative day for consideration of the Hamilton motion to reconsider the vote by which the Emergency Section of **SB 193** failed of passage, which was the order.

Senator Smalley presiding.

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

Senator Martin presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 17**.

The above numbered Resolution was referred for enrollment.

BILL RELEASED

As provided under Rule 19-f, **SB 94**, 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 1:00 p.m., tomorrow.

Forty-fifth Legislative Day

Tuesday, March 25, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Birdsong, Boecher, Crow, Dacus, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Berrong, Bradley, Breckinridge, Ferrell, Garrison, Hamilton, Payne.—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 Field:

Our God and Father, we pause to voice our deepest gratitude for the men and women of this great State and of our Nation, who give their talents and energies in service to humanity.

Our greatest problem seems to be the acceptance of ourselves. Our decisions are not always made with the needs of others in mind. They are not always tempered with justice, mercy or understanding. Personal prejudices sometimes outweigh our best intentions. Help us to accept our God-given humanness, with all of its bent to wrong but also with the capacity and power to do and be the Truth.

Oh, God, don't ever take away the sa-

cred right to choose between right and wrong, good and evil. Give us the courage to live outside of the fear of one another. May this prayer not be simply going through religious "hocus pocus" to make it appear that we are on Your side. I have a deep feeling You can make it alone.

May not it be a prayer of faith we do not intend to keep, or a trust we do not intend to hold. But may it be a reflection of our hope, faith and trust that the Lord gives, the Lord sustains, the Lord takes away, Blessed be the name of the Lord. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1179—By Hargrave, Conaghan, Wixson and Hutchens of the House and Hargrave of the Senate—An Act relating to firearms; providing controls on the use of firearms; defining terms; providing firearms may lawfully be possessed, carried, and used for certain purposes; providing it shall be unlawful to possess, carry, transport, purchase, sell or use firearms for certain purposes in certain conditions and circumstances; prescribing punishments; repealing 21 O. S. 1961, § § 1271, 1275, 1279 and 1285; and declaring an emergency.

HB 1291—By Clemons—An Act relating to schools; prescribing methods for negotiating between school employees and employing school district; stating purpose;

providing for representation by professional organizations; providing for referral of disagreements between such professional organizations and Board of Education to the Professional Practices Commission and the State Board of Education; and prohibiting discrimination.

HB 1471—By Thompson, McCune, Sandlin, Hancock, Wolfe (Stephen), Bickford, Holaday and Green of the House and Short of the Senate—An Act relating to probate procedure; amending 58 O. S. 1961, § § 25, as amended by Section 1, Chapter 178, O. S. L. 1967 (58 O. S. Supp. 1968, § 25), 63, 81, 128, as amended by Section 1, Chapter 179, O. S. L. 1967 (58 O. S. Supp. 1968, § 128), 129, 180, 238, 331, as amended by Section 1, Chapter 155, O. S. L. 1965 (58 O. S. Supp. 1968, § 331), 332, 352, 388, 391, 414, as amended by Section 1, Chapter 68, O. S. L. 1963 (58 O. S. Supp. 1968, § 414), 421, 423, as amended by Section 1, Chapter 282, O. S. L. 1963 (58 O. S. Supp. 1968, § 423), 426, 432, 462, 502, as amended by Section 1, Chapter 126, O. S. L. 1967 (58 O. S. Supp. 1968, § 502), 552, 553, 581, 622, 634, 724, as amended by Section 3, Chapter 413, O. S. L. 1968 (58 O. S. Supp. 1968, § 724), 761, 827, 925, 929.3, 932, as amended by Section 2, Chapter 214, O. S. L. 1963 (58 O. S. Supp. 1968, § 932), 944, and amending Section 3, Chapter 154, O. S. L. 1968 (58 O. S. Supp. 1968, § 385.2), Section 1, Chapter 513, O. S. L. 1965 (58 O. S. Supp. 1968, § 890.1) and Section 6, Chapter 513, O. S. L. 1965 (58 O. S. Supp. 1968, § 890.6); providing changes in procedure for giving notice in various stages of probate proceedings; providing for sale of property by executor when authorized or directed by a will; deleting the word "county" in certain references to the court; providing for partition; repealing 58 O. S. 1961, § § 641 through 645, inclusive, Sections 1 and 2, Chapter 143, O. S. L. 1963 (58 O. S. Supp. 1968, § § 646 and 647) and 58 O. S. 1961, § § 648 through 651, inclusive; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1059 and 1309.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1014, as amended.

Senator Martin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 24 correctly enrolled.

Enrolled SR 24 was properly signed and ordered transmitted to the Secretary of State.

President Nigh presiding.

COMMITTEE REPORTS

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

DO PASS:

SB 159—Judiciary.

SB 205—Judiciary.

SB 289—Conservation and Economic Development—Coauthored by Lane.

SB 345—Judiciary.

SB 353—Business Relations.

SB 355—Judiciary.

HB 1117—Appropriations and Budget.

HB 1183—Business Relations—Show Howard as Senate Author.

HB 1187—Business Relations—Coauthored by Stipe, Birdsong, Luton and Smith.

HB 1220—Judiciary — Coauthored by Grantham and Garrett.

HB 1224—Judiciary — Coauthored by Young and Garrett.

HB 1237—Education.

HB 1267—Appropriations and Budget.

HB 1280—Judiciary—Coauthored by Ham.

HB 1303—Education—Coauthored by Porter, McGraw, Short, Murphy and Keels.

HB 1354—Business Relations.

HB 1400—Conservation and Economic Development—Coauthored by Boecher and Horn.

HB 1431—Judiciary—Coauthored by Garrett and Nichols.

DO PASS, as amended:

SB 300—Conservation and Economic Development.

SB 317—Judiciary.

SB 351—Business Relations.

SB 354—Finance and Commerce.

HB 1056—Judiciary.

HB 1119—Appropriations and Budget—Coauthored by Berrong, Stipe, Miller, Murphy, Hamilton, Dacus, Horn and Ferrell.

HB 1153—Appropriations and Budget.

HB 1158—Judiciary—Coauthored by Garrett and Nichols.

HB 1166—Appropriations and Budget.

HB 1288—Judiciary—Coauthored by Garrett and Nichols.

HB 1304—Appropriations and Budget.

HB 1358—Judiciary.

HB 1367—Business Relations.

HB 1438—Judiciary—Coauthored by Garrett and Nichols.

CITATIONS

Upon motion of Senator Murphy, pursuant to Rule 8-b, a Citation of Condolence was ordered issued to Mrs. Chilton Swank upon the death of her husband, a member of the Oklahoma Legislature.

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratula-

tions was ordered issued to the Guthrie High School Boys' Basketball Team.

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to the Wellston Boys' Basketball Team.

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

FIRST READING

The following Resolutions were introduced and read the first time:

SJR 22—By Ferrell of the Senate and Cox of the House—A Joint Resolution directing the Board of Education to reinstate and accredit high schools which lost accreditation for 1968-1969 for failure to meet average attendance requirement during 1967-1968 upon proof of compliance with such average attendance requirements; and directing distribution.

SJR 23—By Garrison, Inhofe, McGraw and Williams of the Senate and Connor, Green, Hatchett, Hunter and Peterson 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 Article VI of the Oklahoma Constitution by adding a new section thereto designated as Section 5A to abolish the office of State Auditor: authorizing the Legislature to transfer duties, functions, authority, records, equipment and funds of said office to other state offices, departments or agencies; providing for ballot title; and ordering a special election.

SJR 24—By Garrison and McGraw of the Senate and Connor, Camp, Green, Holaday, Howard, Hunter, Peterson and Thompson 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 20 of Article VI, of the Constitution of the State of Oklahoma: providing for appointment of the Commissioner of Labor by the Governor of Oklahoma by and with

the consent of the State Senate; providing that the Commissioner of Labor shall serve at the pleasure of the Governor, with such duties as may be prescribed by law; 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 368—Revenue and Taxation.

HB 1001—Finance and Commerce.

HB 1194—Judiciary.

HB 1211—Judiciary.

HB 1295—Conservation and Economic Development.

HB 1393—Revenue and Taxation.

HB 1474—Judiciary.

HB 1475—Judiciary.

HB 1476—Public Affairs.

HB 1480—Governmental Affairs.

GENERAL ORDER

HB 1216 by Bradley, et al, of the House and Williams and Holden of the Senate was read and considered.

Upon motion of Senator Williams, **HB 1216** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **HB 1216** was 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: Atkinson, Baldwin, Birdsong, Boecher, Crow, Dacus, Field, Garrett, Grantham, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—34.

Nay: Ham, Hargrave, McSpadden.—3.

Excused: Baggett, Berrong, Bradley, Breckinridge, Ferrell, Garrison, Hamilton, Massey, Murphy, Payne, Taliaferro.—11.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Crow, Dacus, Field, Garrett, Grantham, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—34.

Nay: Ham, Hargrave, McSpadden.—3.

Excused: Baggett, Berrong, Bradley, Breckinridge, Ferrell, Garrison, Hamilton, Massey, Murphy, Payne, Taliaferro.—11.

The emergency was declared passed.

HB 1216 was ordered withheld pursuant to Rule 19-f.

Senators Hamilton, Garrison, Berrong and Breckinridge asked to be shown present, which was the order.

GENERAL ORDER

SB 187 by Young, Birdsong and Phillips was read and considered.

Senator Berrong moved to amend **SB 187**, page 2, line 6, by inserting after the word "household" and before the comma (,) the language "who hold a valid drivers license and who are not excluded by name" which amendment was declared adopted.

Upon motion of Senator Young, **SB 187**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 187**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 187 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Smalley, Smith, Stipe, Young.—31.

Nay: Berrong, Crow, Dacus, Field, Horn, Inhofe, McCune, McGraw, Short, Stansberry, Terrill, Williams.—12.

Excused: Bradley, Ferrell, Ham, Payne, Taliaferro.—5.

The bill was declared passed.

SB 187, as amended, was referred for engrossment.

GENERAL ORDER

Upon motion of Senator Terrill, **HB 1004** was ordered withdrawn from the Calendar and re-referred to the Committee on Revenue and Taxation.

Senator Terrill asked unanimous consent that Senator Keels be shown as the Senate Author of **HB 1206**, which was the order.

BILL REFERRED

President Pro Tempore Smith moved that after consideration of **SB 360** by the Roads and Highways Committee, said Bill be referred to the Committee on Appropriations and Budget, which motion was declared adopted.

GENERAL ORDER

SB 188 by Young was read and considered.

Senator Berrong moved to amend **SB 188**, page 1, line 3, by striking the word "shall" and inserting in lieu thereof the word "may" which amendment was declared adopted.

Senator Short moved to amend **SB 188**, page 2, lines 1 and 2 by striking after the word "support" the language "loss of

companionship and love of the child, destruction of parent-child relationship" which amendment was declared adopted.

Senator Field moved to amend **SB 188**, page 2, line 5, by striking the words "may be just" and by changing the comma (,) to a period (.) after the word "case", which amendment was tabled upon motion of Senator Young.

President Pro Tempore Smith presiding.

Senator Hamilton moved to amend **SB 188**, page 2, line 2, by striking after the word "relationship" the language "and loss of monies expended by parents or guardian in support, maintenance and education of such minor child" and by amending the Title to conform thereto.

Senator Young 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 Young moved that **SB 188**, as amended, be ordered withdrawn from the Calendar and re-referred to the Committee on Judiciary, which motion was declared adopted.

GENERAL ORDER

SB 344 by Luton, Birdsong and Murphy was read and considered.

Senator Grantham asked to be made a coauthor of **SB 344**, which was the order.

As provided under Rule 8-e, upon request of Senator Luton, Representative V. H. Odom was added as the House Author of **SB 344**.

Upon motion of Senator Luton, **SB 344** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 344** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 344 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Berrong, Bradley, Ferrell, Howard, Martin, Payne, Smalley, Taliaferro.—9.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Berrong, Bradley, Ferrell, Howard, Martin, Payne, Smalley, Taliaferro.—9.

The emergency was declared passed.

SB 344 was referred for engrossment.

GENERAL ORDER

SB 244 by Romang was read and considered.

Upon motion of Senator Romang, SB 244 was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, SB 244 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 244 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Nay: Baggett, Baldwin, Crow, Hamilton, Lane, Martin, Nichols, Phillips, Stipe, Young.—10.

Excused: Bradley, Ferrell, Howard, Payne, Porter, Taliaferro.—6.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Nay: Baggett, Baldwin, Crow, Hamilton, Lane, Martin, Nichols, Phillips, Stipe, Young.—10.

Excused: Bradley, Ferrell, Howard, Payne, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 244 was referred for engrossment.

Senator Ferrell asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Stipe moved that the vote be reconsidered by which SB 244 passed.

MOTIONS TO RECONSIDER VOTES

The vote occurring upon the Hamilton motion to reconsider the vote by which the Emergency Section of SB 193 failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Breckinridge, Crow, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden,

Horn, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stipe, Terrill, Young.—30.

Nay: Berrong, Dacus, Ferrell, Field, Garrison, Inhofe, McCune, Short, Stansberry, Williams.—10.

Excused: Baldwin, Boecher, Bradley, Ham, Howard, Payne, Porter, Taliaferro.—8.

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

Aye: Atkinson, Baggett, Birdsong, Crow, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Smalley, Smith, Stipe, Terrill, Young.—30.

Nay: Berrong, Breckinridge, Dacus, Ferrell, Field, Garrison, Inhofe, McCune, Short, Stansberry, Williams.—11.

Excused: Baldwin, Boecher, Bradley, Howard, McGraw, Payne, Taliaferro.—7.

The emergency was declared failed of passage.

SB 193 was ordered referred for engrossment.

Senator Stipe asked for consideration of the Hamilton motion to reconsider the vote by which **SB 123** failed of passage, which was the order.

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

Aye: Atkinson, Birdsong, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Phillips, Porter, Smith, Stansberry, Stipe, Terrill, Young.—34.

Nay: Baggett, Berrong, Boecher, Breckinridge, Keels, Romang, Short, Smalley.—8.

Excused: Baldwin, Bradley, Medearis, Payne, Taliaferro, Williams.—6.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Smith, Stansberry, Stipe, Terrill, Young.—31.

Nay: Baggett, Breckinridge, Inhofe, Keels, McGraw, Romang, Short, Smalley.—8.

Excused: Baldwin, Bradley, Garrison, Hargrave, Massey, Medearis, Payne, Taliaferro, Williams.—9.

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, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—36.

Nay: Keels, Romang, Short.—3.

Excused: Baldwin, Bradley, Garrison, Hargrave, Massey, Medearis, Payne, Taliaferro, Williams.—9.

The emergency was declared passed.

SB 123 was referred for engrossment.

GENERAL ORDER

SB 272 by Garrett was read and considered.

Upon motion of Senator Garrett, **SB 272** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **SB 272** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 272 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—43.

Nay: Romang, Williams.—2.

Excused: Bradley, Lane, Payne.—3.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—43.

Nay: Romang, Williams.—2.

Excused: Bradley, Lane, Payne.—3.

The emergency was declared passed.

SB 272 was referred for engrossment.

GENERAL ORDER

SB 273 by Garrett was read and considered.

Upon motion of Senator Garrett, SB 273 was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, SB 273 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 273 was read for the third time at length.

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

Aye: Baggett, Birdsong, Boecher, Field, Garrett, Grantham, Inhofe, Keels, Luton, McCune, McGraw, Medearis, Nichols, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—20.

Nay: Atkinson, Baldwin, Berrong, Breckinridge, Crow, Dacus, Ferrell, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Lane, McSpadden, Martin, Massey, Murphy, Phillips, Stipe, Young.—22.

Excused: Bradley, Garrison, Miller, Payne, Porter, Stansberry.—6.

The bill was declared failed of passage.

GENERAL ORDER

SB 304 by Garrett and Garrison of the Senate and Miskelly of the House was read and considered.

Upon motion of Senator Garrett, SB 304 was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, SB 304 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 304 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, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Atkinson, Baldwin, Bradley, Dacus, Holden, Payne, Stansberry.—7.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Ferrell, Field,

Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Baldwin, Bradley, Dacus, Payne.—5.

The emergency was declared passed.

SB 304 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 181, 245, 262 and 309 each correctly engrossed.

Engrossed SBs 181, 245, 262, and 309 were properly signed and ordered transmitted to the Honorable House for consideration.

Senator Baggett presiding.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent that members of the Conference Committee appointed pursuant to HB 1136 be excused for the purpose of meeting with a like committee of the Honorable House, which was the order.

GENERAL ORDER

HB 1207 by Vann, et al, of the House and Garrett of the Senate was read and considered.

Pursuant to previous request, Senator Payne was made a coauthor of HB 1207.

Senators McGraw, Grantham, Birdsong, Miller and Smalley asked to be made coauthors of HB 1207, which was the order.

Senator Nichols moved to amend HB 1207, page 2, line 3, by inserting after the word "county" and before the semicolon (;) the language "having a population in excess of forty thousand (40,000)" and on page 2, line 4, by inserting after the word "city" and before the period (.), the language "located in a county having a population in excess of forty thousand (40,

000)"; and by amending the Title on the third line after the word "Programs" and before the semicolon (;) the language "in counties having a population in excess of forty thousand" which amendment was tabled upon motion of Senator Smalley.

Senator Nichols moved to amend HB 1207, page 3, line 5, by inserting after the letter (a) and before the word "The" the language "Subject to approval of a majority of the qualified electors of each city or county to be affected, voting at an election called by the governing board or boards of said municipality and held in the manner provided by law, to consider the question of said city or cities or counties entering into an agreement with a public agency or mental health facility for community mental health services", and change the word "The" to "the", which amendment was tabled upon motion of Senator Smalley.

Senator Smalley moved to amend HB 1207, page 1, line 1, by inserting "Section 7" as "Section 1" and by renumbering subsequent sections accordingly, which amendment was declared adopted.

Upon motion of Senator Garrett, HB 1207, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, HB 1207, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Garrett raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

THIRD READING

HB 1207 was read for the third time at length.

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

rell, Field, Garrett, Garrison, Grantham, Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Fer-

Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Romang, Smalley, Smith, Williams, Young.—35.

Day: Stansberry.—1.

Excused: Baldwin, Bradley, Dacus, Hamilton, Massey, Nichols, Payne, Porter, Short, Stipe, Taliaferro, Terrill.—12.

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, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Romang, Smalley, Smith, Williams, Young.—35.

Day: Stansberry.—1.

Excused: Baldwin, Bradley, Dacus, Hamilton, Massey, Nichols, Payne, Porter, Short, Stipe, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1207, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 68, 213, 254, 287, 343 and **SJR 15** each correctly engrossed.

SCR 17 correctly enrolled.

Engrossed **SBs 68, 213, 254, 287, 343** and **SJR 15** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 17** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 261 by Atkinson was read and considered.

Senator Smalley moved to amend **SB 261**, page 1, line 2, by striking the words "nongame" in both instances.

Senator Atkinson asked that further consideration of **SB 261**, together with any pending amendments, be deferred for this legislative day, which was the order.

SB 242 by McSpadden, Holden, Field, Ferrell and Birdsong was read and considered.

Senator Phillips asked to be made a coauthor of **SB 242**, which was the order.

Upon motion of Senator McSpadden, **SB 242** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 242** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 242 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stipe, Williams, Young.—33.

Excused: Baldwin, Bradley, Dacus, Ham, Hamilton, Howard, Massey, Medearis, Miller, Payne, Porter, Short, Stansberry, Taliaferro, Terrill.—15.

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, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stipe, Williams, Young.—33.

Excused: Baldwin, Bradley, Dacus, Ham, Hamilton, Howard, Massey, Medearis, Miller, Payne, Porter, Short, Stansberry, Taliaferro, Terrill.—15.

The emergency was declared passed.
SB 242 was referred for engrossment.

GENERAL ORDER

HB 1258 by Spearman, et al, of the House and McCune and McGraw of the Senate was read and considered.

Upon motion of Senator McCune, HB 1258 was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, HB 1258 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1258 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, Crow, Ferrell, Field, Garrett, Garrison, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, Romang, Smith, Williams.—26.

Nay: Grantham, Graves, Hargrave, Holden, Horn, Young.—6.

Excused: Baldwin, Bradley, Dacus, Ham, Hamilton, Massey, Medearis, Miller, Payne, Porter, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill.—16.

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, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, Romang, Smith, Williams, Young.—30.

Nay: Graves, Horn.—2.

Excused: Baldwin, Bradley, Dacus, Ham, Hamilton, Massey, Medearis, Miller, Payne, Porter, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill.—16.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator McCune moved that the vote be reconsidered by which the Emergency Section of HB 1258 failed of passage.

GENERAL ORDER

HB 1341 by Harrison of the House and Field, Boecher and Dacus of the Senate was read and considered.

Upon motion of Senator Field, HB 1341 was advanced to engrossment.

By unanimous consent, upon request of Senator Field, HB 1341 was placed upon third reading and final passage.

THIRD READING

HB 1341 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, Breckinridge, Crow, Ferrell, Field, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Phillips, Romang, Smith, Taliaferro, Terrill, Williams.—33.

Excused: Atkinson, Baldwin, Bradley, Dacus, Garrett, Ham, Hamilton, Medearis, Payne, Porter, Short, Smalley, Stansberry, Stipe, Young.—15.

The bill was declared passed.

HB 1341 was ordered withheld pursuant to Rule 19-f.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 166, as amended.

HA to SB 166 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 20, by striking the words and figures "Seventy-seven Thousand Seven Hundred Twenty-six Dollars and forty-four cents (\$77,726.44)" and inserting the words and figures "Thirty-eight Thousand Four Hundred Forty-four Dollars (\$38,444.00)".

BILLS RELEASED

As provided under Rule 19-f, **HBs 1216** and **1341** were properly signed and ordered returned to the Honorable House.

As provided under the Birdsong motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Forty-sixth Legislative Day

Wednesday, March 26, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—46.

Excused: Payne, Stipe.—2.

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 returning Engrossed SBs 1—Coauthored by Bean; 2—Show Tarwater as House Author; 66; 175—Coauthored by Nance, Hill (Archibald), Howard, Smithey, Holaday, Camp, Ferguson, Wolfe (Stephen), Hatchett, Hopkins, Miskelly, Green, Trent, Bengtson, Andrews, Bamberger, Hancock, Hill (Ben), Clemons, Browsers, Johnson, Atkins, Musgrave, Thompson, Taggart, Wixson, Hargrave, York, Poulos, McCune, Smith (E. W.), and Williams; 212—Coauthored by Raibourn, 229—Coauthored by Briscoe; SJR 14; and SJR 20.

The above numbered Bills and Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1271—By Hill (Archibald), Atkins and Hill (Ben)—An Act relating to fair housing; providing for short title; defining terms; providing for powers, duties, and authority of the Oklahoma Human Rights Commission; prohibiting discriminatory housing practices; providing for investigation of complaints; providing for appeals; providing for establishment of rules and regulations; making provisions of Act severable; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HJR 1023—By Hatchett, Derryberry, Privett, Spearman, Bickford and Poulos—A Joint Resolution relating to the State Legislative Council; directing the creation of a special committee on Constitutional Revision and vesting certain duties therein; providing for the appointment of members and advisory members; directing the Speaker of the House of Representatives to appoint the chairman of said committee; authorizing expenditures and the procedures therefor; providing reimbursement for expenses incurred by members, per diem in lieu thereof, and mileage payments; providing that certain limitations on per diem payments to members of the Legislative Council shall not apply to members of said committee when attending sessions thereof; requiring reports and recommendations; and declaring an emergency.

The above numbered **HB** and **HJR** were read for the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 17**.

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 **HB 1230**, 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 94**.

The above numbered Bill as amended in Conference was referred for enrollment.

COMMITTEE REPORTS

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

DO PASS:

SB 231—Governmental Affairs.

SB 240—Governmental Affairs.

SB 347—Public Health—Coauthored by Sparkman of the House.

HB 1027—Public Health.

HB 1031—Public Health—Coauthored by Nichols.

HB 1169—Governmental Affairs.

HB 1213—Governmental Affairs.

HB 1364—Governmental Affairs.

HB 1405—Public Health.

DO PASS, as amended:

SB 230—Governmental Affairs—Coauthored by Hopkins of the House.

SB 320—Governmental Affairs.

SB 338—Public Health.

SB 349—Constitutional Revisions and

Regulatory Services—Coauthored by Nichols.

SB 350—Constitutional Revisions and Regulatory Services—Coauthored by Nichols.

SJR 17—Constitutional Revisions and Regulatory Services.

HB 1200—Governmental Affairs.

HB 1351—Judiciary—Coauthored by Romang.

CITATIONS

Upon motion of Senator Hamilton, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to the Muldrow Girls' Basketball Team.

Upon motion of Senator Graves, pursuant to Rule 8-b, a Citation of Commendation was ordered issued to KGFF Broadcasting Station, Chamber of Commerce and Shawnee News-Star of Shawnee, Oklahoma.

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

FIRST READING

The following Bills were introduced and read the first time:

SB 369—By Baldwin of the Senate and Willis of the House—An Act relating to public finance; providing for reporting of information relating to state participation in certain federal programs; making provisions of the Act severable; and declaring an emergency.

SB 370—By Breckinridge and Smith—An Act relating to county home rule; providing any county may adopt a county home rule charter; prescribing manner and procedure therefor; providing structure of county government and manner in which it is to perform shall be set forth in charter; providing for a governing body thereof, terms of office of its members and the representation of each; providing for the exercise of certain powers and duties by the governing body; pro-

viding for merging of certain government-al functions of cities and towns therein; providing for severability; and repealing all conflicting laws or parts of laws.

SECOND READING

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

SJR 22—Education.

SJR 23—Constitutional Revisions and Regulatory Services.

SJR 24—Constitutional Revisions and Regulatory Services.

HB 1179—Public Affairs.

HB 1291—Education.

HB 1471—Judiciary.

President Pro Tempore Smith presiding.

MOTION

Senator Berrong announced that the Senate had been invited to meet with the Honorable House at 1:00 p.m. for the purpose of being entertained by the South-western Singers of Weatherford; and, it was upon his motion that the Senate was declared recessed until 1:30 p.m.

*

The Senate was called to order by President Pro Tempore Smith.

GENERAL ORDER

SB 325 by Ferrell of the Senate and Coffin, et al, of the House was read and considered.

Upon motion of Senator Ferrell, **SB 325** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SB 325** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 325 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, Martin, Massey, Medearis, Murphy, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—34.

Nay: Graves, Lane, Miller, Nichols, Williams.—5.

Excused: Baggett, Baldwin, Bradley, Howard, McSpadden, Payne, Phillips, Stipe, Young.—9.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McGraw, Martin, Massey, Medearis, Murphy, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—34.

Nay: Graves, Lane, Miller, Nichols, Williams.—5.

Excused: Baggett, Baldwin, Bradley, Howard, McSpadden, Payne, Phillips, Stipe, Young.—9.

The emergency was declared passed.

SB 325 was referred for engrossment.

Senator Stipe asked to be shown present, which was the order.

GENERAL ORDER

SB 345 by Birdsong, Porter, Keels, Smith, Terrill, Smalley, Ferrell, Garrison, McCune, Murphy, Berrong, Atkinson, Howard, Miller, Garrett, Young, McSpadden, Martin, Massey, Horn, Holden, Hargrave, Medearis, Crow and Lane was read and considered.

Senator Bradley asked to be made a coauthor of **SB 345**, which was the order.

Upon motion of Senator Birdsong, **SB 345** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SB 345** was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SB 345 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Baldwin, Payne, Phillips.—3.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Baldwin, Payne, Phillips.—3.

The emergency was declared passed.

SB 345 was referred for engrossment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Hamilton, the Senate concurred in **HAS** to Engrossed **SB 166**.

SB 166, 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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Da-

cus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Baldwin, Lane, Payne.—4.

The bill, as amended, was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Baldwin, Lane, Payne.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 123, 187, 193, 242, 272, 296, 304, 344 and **HB 1207** each correctly engrossed.

SB 124 and **SRs 23** and **25** each correctly enrolled.

Engrossed **SBs 123, 187, 193, 242, 272, 296, 304** and **344** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 1207**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 124** was, after 4th reading,

properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SRs 23 and 25 were properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1257 by Finch, et al, of the House and Berrong, Dacus and Field of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1257** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McSpadden, Martin, Massey, Medearis, Murphy, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Nay: Breckinridge, Grantham, McCune, McGraw, Nichols, Romang, Short, Young.—8.

Excused: Lane, Miller, Payne.—3.

The bill was declared passed.

HB 1257 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

Senator Crow asked unanimous consent that **SB 300** be withdrawn from the Calendar and referred to the Committee on Constitutional Revisions and Regulatory Services, which was the order.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Martin, the Con-

ference Committee Report on **HB 1269** was declared adopted.

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: Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Phillips, Romang, Short, Smalley, Smith, Stansberry, Young.—37.

Excused: Atkinson, Berrong, Ham, Lane, Nichols, Payne, Porter, Stipe, Taliaferro, Terrill, 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, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Phillips, Romang, Short, Smalley, Smith, Stansberry, Young.—37.

Excused: Atkinson, Berrong, Ham, Lane, Nichols, Payne, Porter, Stipe, Taliaferro, Terrill, Williams.—11.

The emergency was declared passed.

HB 1269, together with Conference Committee Report thereon, was ordered withheld pursuant to Rule 19-f.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 124**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmit-

ting for signature Enrolled HBs 1014, 1216 and 1341.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1367 by Finch, et al, of the House and Luton, Garrett, Stipe, Breckinridge, Birdsong, Stansberry, Porter, Grantham, Horn, Martin, Graves, McSpadden, Howard, Keels, Inhofe, Berrong, Boecher, Nichols, Holden, Young, Garrison, Hargrave, Miller, Atkinson, Payne, Baggett, Massey, McGraw, McCune, Field and Ham of the Senate was read and considered.

Upon motion of Senator Luton, HB 1367 was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, HB 1367 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1367 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Romang, Short, Smith, Young.—32.

Excused: Berrong, Graves, Ham, Horn, Lane, Miller, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—16.

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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave,

Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Romang, Short, Smith, Terrill, Young.—34.

Excused: Berrong, Graves, Ham, Horn, Lane, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Taliaferro, Williams.—14.

The emergency was declared passed.

HB 1367, as amended, was referred for engrossment.

GENERAL ORDER

SB 354 by Boecher was read and considered.

Senator Boecher moved to amend SB 354, page 1, line 2, by striking the word "claims" and by inserting the words "regular billings" and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Boecher, SB 354, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, SB 354, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 354 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Short, Smith, Stipe, Williams, Young.—36.

Excused: Berrong, Graves, Hargrave, Lane, Massey, Payne, Phillips, Porter, Smalley, Stansberry, Taliaferro, Terrill.—12.

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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Romang, Short, Smith, Stipe, Williams, Young.—36.

Excused: Berrong, Graves, Hargrave, Lane, Massey, Payne, Phillips, Porter, Smalley, Stansberry, Taliaferro, Terrill.—12.

The emergency was declared passed.

SB 354, as amended, was referred for engrossment.

Senator Hargrave presiding.

GENERAL ORDER

SB 351 by Crow was read and considered.

Senators Bradley, Terrill and Birdsong asked to be made coauthors of SB 351, which was the order.

Senator Short moved to amend SB 351, page 11, before line 1, by inserting a new Section 6 to read as follows: "For good cause shown by the applicant or student, the Board may waive all or any part of the required courses of instruction or experience requirements or both" and by renumbering the subsequent section accordingly, which amendment was tabled upon motion of Senator Crow, upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—32.

Nay: Breckinridge, Ferrell, Hamilton, Horn, Luton, McCune, McGraw, Short, Young.—9.

Excused: Baggett, Lane, Massey, Medearis, Payne, Porter, Taliaferro.—7.

Upon motion of Senator Crow, SB 351 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 351 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 351 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, McSpadden, Martin, Medearis, Nichols, Phillips, Romang, Smalley, Stansberry, Taliaferro, Terrill, Williams.—27.

Nay: Berrong, Breckinridge, Ferrell, Garrison, Hamilton, Horn, Inhofe, Luton, McCune, McGraw, Murphy, Porter, Short, Smith, Stipe, Young.—16.

Excused: Baggett, Lane, Massey, Miller, Payne.—5.

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, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Medearis, Miller, Nichols, Phillips, Romang, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Breckinridge, Garrison, Hamilton, Horn, McGraw, Murphy, Porter, Short, Young.—9.

Excused: Baggett, Lane, Massey, Payne.—4.

The emergency was declared passed.

SB 351 was referred for engrossment.

GENERAL ORDER

SB 290 by Howard was read and considered.

Senators Graves and Nichols asked to be made coauthors of **SB 290**, which was the order.

As provided under Rule 8-e, upon request of Senator Howard, Representative Townsend was added as the House Author of **SB 290**.

Senator Howard moved to amend **SB 290**, page 4, beginning on line 2, by striking all of Section 2, and inserting in lieu thereof a new section to read as follows: "Section 2. The provisions of this act shall not apply to the Ozarks Regional Planning Commission" which amendment was declared adopted.

Senator Howard moved to amend **SB 290**, page 3, line 1½, by inserting a new subsection 3 to read as follows: "(3) Any regional planning agency may, within forty-five days after a final decision of the Commission on delineation of planning regional boundaries, file an appeal in writing to the Governor with a copy to the Commission. In the event of such appeal the Governor may approve or modify the decision of the Commission" and by renumbering the remaining subsections accordingly, which amendment was declared adopted.

Upon motion of Senator Howard, **SB 290**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 290**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 290 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison,

Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Nay: Grantham.—1.

Excused: Atkinson, Baggett, Inhofe, Miller, Payne, Stansberry, Taliaferro.—7.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Nay: Grantham.—1.

Excused: Atkinson, Miller, Payne, Stansberry, Taliaferro.—5.

The emergency was declared passed.

SB 290, as amended, was referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1206 by Harrison of the House and Keels of the Senate was read and considered.

Senator Stipe moved to amend **HB 1206**, page 4, beginning on line 5, by striking the language "but in no case in any amount exceeding the limits of coverage of any such insurance policy" which amendment was declared adopted.

Senator Hamilton moved that **HB 1206** be withdrawn from the Calendar and referred to the Judiciary Committee.

Senator Keels moved to table the Hamilton motion, which motion was declared failed of adoption.

The vote occurring upon the Hamilton motion, it was declared adopted.

HB 1117 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1117** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1117** was 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Berrong, Miller, Payne, Taliaferro.—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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Berrong, Miller, Payne, Taliaferro.—4.

The emergency was declared passed.

HB 1117 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1119 by Willis, et al, of the House and McSpadden, Massey, Berrong, Stipe, Miller, Murphy, Hamilton, Dacus, Horn and Ferrell of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1119** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Berrong, Payne, Smalley, Taliaferro.—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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: Berrong, Payne, Smalley, Taliaferro.—4.

The emergency was declared passed.

HB 1119, as amended, was referred for engrossment.

GENERAL ORDER

HB 1153 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1153** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1153** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1153 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, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Baggett.—1.

Excused: Boecher, Breckinridge, Field, Payne, Porter, Taliaferro.—6.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Baggett.—1.

Excused: Boecher, Breckinridge, Field, Payne, Porter, Taliaferro.—6.

The emergency was declared passed.

HB 1153, as amended, was referred for engrossment.

GENERAL ORDER

HB 1166 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1166** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1166** was considered engrossed and 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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Holden, Howard, Inhofe, McCune, McGraw, McSpadden, Massey, Medearis, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—32.

Nay: Baggett, Garrett, Hamilton, Keels, Luton, Martin, Miller, Murphy, Phillips, Porter.—10.

Excused: Crow, Hargrave, Horn, Lane, Payne, Taliaferro.—6.

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, Garrison, Grantham, Graves, Ham, Holden, Howard, Inhofe, McCune, McGraw, McSpadden, Massey, Medearis, Nichols, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—32.

Nay: Baggett, Garrett, Hamilton, Keels, Luton, Martin, Miller, Murphy, Phillips, Porter.—10.

Excused: Crow, Hargrave, Horn, Lane, Payne, Taliaferro.—6.

The emergency was declared passed.

HB 1166, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe asked unanimous consent that his motion to reconsider the vote by which **SB 122** failed of passage be extended one legislative day, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator McSpadden, the Senate concurred in **HA** to Engrossed **SB 49**.

SB 49, as amended by the Honorable House, was read at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Graves, Hargrave, Horn, Lane, Payne, Taliaferro.—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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Graves, Hargrave, Horn, Lane, Payne, Taliaferro.—6.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator McSpadden, the Senate concurred in **HAS** to Engrossed **SB 83**.

SB 83, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Crow, Hargrave, Horn, Lane, Payne, Phillips, Taliaferro.—7.

The bill, as amended, was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Crow, Hargrave, Horn, Lane, Payne, Phillips, Taliaferro.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

Senator Garrett asked unanimous consent that **SB 234** be withdrawn from the Calendar and re-referred to the Commit-

tee on Revenue and Taxation, which was the order.

Senator Murphy moved that **SB 179** be stricken from the Calendar, which motion prevailed.

PRINTING REQUEST

Senator Baggett asked that twenty-five extra copies of **SB 349**, and one hundred extra copies of **SB 350**, be printed, which was the order.

Senator Terrill 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 Luton presiding.

BILLS RELEASED

As provided under Rule 19-f, **HBs 1117** and **1257** were properly signed and ordered returned to the Honorable House.

HB 1269, together with the **CCR** thereon, was ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Forty-seventh Legislative Day

Thursday, March 27, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Terrill, Williams, Young.—42.

Excused: Horn, Payne, Smith, Stansberry, Stipe, Taliaferro.—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 Boecher:

Our God and Father, how much we appreciate living and life. In spite of the apparent lust, greed and hate, most of us have experienced much more goodness, honesty and love than we have been willing to give.

We pray that our response to those who would criticize, to those who would use us in things to accomplish their own needs, would be one not of hate or revenge but one worthy of our high calling. Help us to see that fear of ourselves and the future can make us insecure enough to live by "an eye for an eye and a tooth for a tooth".

You keep trying to call us forth from

our grave clothes to life but the paradox of giving our lives to find life seems too strange for this century to accept. Give us the courage and strength to keep trying. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 16**—Coauthored by Hancock (Principal House Author).

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 15**—Coauthored by Hancock and Camp, **17**—Coauthored by Bickford, **51, 57, 95, 106, 142**—Coauthored by Hancock, **171**—Coauthored by Hesser, Hunter and Ferrell, **210**—Coauthored by Sandlin, Bamberger and Hancock, **301**—Coauthored by Briscoe, each as amended.

HAs to **SB 15** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 21 and 24, by striking the word "presiding" and substituting the word **CHIEF**".

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 30, by striking the words "for which a jury may be required" and substituting the words "**ARE PROCURED**".

HAs to **SB 17** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1,

Section 1, Line 15, by changing the word and figure "ten (10)" to be "sixty (60)".

AMENDMENT NO. 2. Amend Page 2, Section 3, Line 9, by striking the words "prescribed hereafter" and substituting the words "provided by law".

HA to SB 51 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 12, by striking the language: "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:".

HA to SB 57 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the Title to read as follows:

(OKLAHOMA DEPARTMENT OF PUBLIC SAFETY EMERGENCY)

HAs to SB 95 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend title to read:

"AN ACT RELATING TO MARRIAGE; AMENDING 43 O. S. 1961, § 2, AS LAST AMENDED BY SECTION 1, CHAPTER 344, O. S. L. 1967 (43 O. S. SUPP. 1968, § 2); LEGALIZING MARRIAGES BETWEEN SECOND COUSINS; PROVIDING MARRIAGE BETWEEN CERTAIN RELATED PERSONS VALID WHERE SUCH MARRIAGE IS LEGAL IN STATE IN WHICH PERFORMED; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Amend Page 1, Section 2, Line 26, by striking all of Section 2, and renumbering Section 3 to be Section 2.

HA to SB 106 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1 (2), Line 31, by inserting after the word "parents," and before the word "hospital" the following language "if requested by the parents".

HAs to SB 142 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1,

Line 31, by deleting the language "THE COUNTY FUND," and inserting the language "THE COURT FUND OF THE COUNTY IN WHICH THEY ARE APPOINTED."

AMENDMENT NO. 2. Amend Page 2, Line 17, by striking the words and figures "Four Thousand Two Hundred Dollars (\$4,200.00)" and substituting in lieu thereof the words and figures "SEVEN THOUSAND TWO HUNDRED DOLLARS (\$7,200.00)".

HAs to SB 171 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Lines 25-26, by deleting the words "schools or".

AMENDMENT NO. 2. Amend Page 1, Line 30, by deleting after the words "Vocational-Technical", the word "School".

AMENDMENT NO. 3. Amend Page 1, Line 32, by deleting the words "schools or".

AMENDMENT NO. 4. Amend Page 2, Line 11, by adding after the word "order.", the following words: "Provided any equipment which has been purchased wholly or in part with local school funds shall require the concurrence of the governing board of that local school before the equipment shall be transferred to the state equipment pool."

HA to SB 210 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 19, by inserting after the word "COURT," the following language "OUT OF THE HEARING OF THE JURY,".

HAs to SB 301 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 10, by striking the language: "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:".

AMENDMENT NO. 2. Amend Page 1, Line 14, by striking the words and figures "Three Hundred Thousand Dollars (\$300,000.00)" and insert in lieu thereof the

words and figures "One Hundred Thousand Dollars (\$100,000.00)".

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 21; 23—Coauthored by Holaday (Principal Author); 27—Coauthored by Holaday (Principal Author).

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 162—Public Affairs.

SB 366—Public Affairs.

HB 1032—Public Affairs—Coauthored by Martin.

HB 1101—Appropriations and Budget—Coauthored by Medearis and Lane.

HB 1314—Public Affairs—Coauthored by Stipe.

HB 1322—Roads and Highways—Show Graves as Senate Author.

HB 1348—Roads and Highways—Show Nichols as Senate Author and coauthored by Ferrell and Atkinson.

DO PASS, as amended:

SB 163—Public Affairs.

SB 164—Public Affairs.

SB 183—Municipal Government—Strike name Romang as Author, and substitute Howard and Birdsong as Author and Co-author.

SB 223—Agriculture — Coauthored by Smith of the Senate and Sparkman of the House.

SB 232—Finance and Commerce.

SB 236—Governmental Affairs.

SB 265—Roads and Highways.

SB 315—Appropriations and Budget.

HB 1104—Appropriations and Budget.

HB 1113—Appropriations and Budget.

HB 1208—Appropriations and Budget.

FIRST READING

The following Bills were introduced and read the first time:

SB 371—By Smith—An Act relating to taxation; amending Section 2, Chapter 367, O. S. L. 1963, as renumbered by Section 2, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1968, § 1309), by adding a subsection (g) thereto authorizing the granting of tax permits to buying clubs, associations, consumer cooperatives and similar groups; and declaring an emergency.

SB 372—By Grantham of the Senate and McCune of the House—An Act relating to professions and occupations; amending Section 35, Chapter 184, O. S. L. 1965 (59 O. S. Supp. 1968, § 1335), to provide that any person admitted to bail who incurs a forfeiture of the bail and refuses to surrender himself within thirty days following the forfeiture shall be fined and/or imprisoned; and declaring an emergency.

SB 373—By Ferrell—An Act relating to public health and safety; providing for deposit on glass or metal containers of beverages; providing for refund of deposit; providing effective date; providing penalty for noncompliance; and declaring an emergency.

SECOND READING

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

SB 369—Rules.

SB 370—Governmental Affairs.

HB 1271—Municipal Government.

HJR 1023—Rules.

Senator Luton presiding.

GENERAL ORDER

SB 317 by Grantham of the Senate and Peterson, et al, of the House was read and considered.

Upon motion of Senator Grantham, SB 317 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 317** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 317 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Short, Terrill, Williams, Young.—35.

Nay: Baggett.—1.

Excused: Horn, Keels, Massey, Medearis, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro.—12.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Romang, Short, Terrill, Williams, Young.—35.

Nay: Baggett.—1.

Excused: Horn, Keels, Massey, Medearis, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 317 was referred for engrossment.

GENERAL ORDER

HB 1400 by Bickford, et al, of the House and Martin, Boecher and Horn of the Senate was read and considered.

Senators Atkinson and Birdsong asked to be made coauthors of **HB 1400**, which was the order.

Senator Martin moved to amend **HB**

1400, page 2, line 9, by inserting after the words "Texoma Lodge" and before the word "shall" the language "shall be operated by the State of Oklahoma and"; and, on line 10, by adding after the word "leased" the language "to any person, firm or agency for the operation thereof" which amendment was declared adopted.

Senator Short moved to amend **HB 1400**, page 2, line 10, by adding after the Martin amendment the language "except the State of Oklahoma may lease concessions in any of said lodges if the Commission deems it feasible" which amendment was declared adopted.

Upon motion of Senator Martin, **HB 1400**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1400**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1400 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, Martin, Massey, Miller, Murphy, Nichols, Romang, Stansberry, Terrill, Williams, Young.—35.

Nay: Breckinridge, McGraw.—2.

Excused: Keels, McSpadden, Medearis, Payne, Phillips, Porter, Short, Smalley, Smith, Stipe, Taliaferro.—11.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe,

Lane, Luton, McCune, Martin, Massey, Miller, Murphy, Nichols, Romang, Stansberry, Terrill, Williams, Young.—35.

Nay: Breckinridge, McGraw.—2.

Excused: Keels, McSpadden, Medearis, Payne, Phillips, Porter, Short, Smalley, Smith, Stipe, Taliaferro.—11.

The emergency was declared passed.

HB 1400, as amended, was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 290, 325, 345, 351, 354 and HBs 1119, 1153, 1166 and 1367 each correctly engrossed.

SBs 1, 2, 49, 66, 83, 94, 166, 175, 212, 229 and SJRs 14 and 20 each correctly enrolled.

Engrossed SBs 290, 325, 345, 351 and 354 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1119, 1153, 1166 and 1367, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 1, 2, 49, 66, 83, 94, 166, 175, 212, 229 and SJRs 14 and 20 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 fourth reading of and transmitting for signature Enrolled HB 1230.

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

Senators Stansberry and Horn asked to be shown present, which was the order.

GENERAL ORDER

HB 1169 by Connor of the House and Garrison of the Senate was read and considered.

Upon motion of Senator McCune, HB 1169 was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, HB 1169 was placed upon third reading and final passage.

THIRD READING

HB 1169 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, Martin, Massey, Miller, Murphy, Nichols, Romang, Stansberry, Terrill, Williams, Young.—34.

Excused: Baldwin, Howard, Keels, McGraw, McSpadden, Medearis, Payne, Phillips, Porter, Short, Smalley, Smith, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, Martin, Massey, Miller, Murphy, Nichols, Romang, Stansberry, Terrill, Williams, Young.—34.

Excused: Baldwin, Howard, Keels, McGraw, McSpadden, Medearis, Payne, Phillips, Porter, Short, Smalley, Smith, Stipe, Taliaferro.—14.

The emergency was declared passed.

HB 1169 was ordered withheld pursuant to Rule 19-f.

Senator Stipe asked to be shown present, which was the order.

GENERAL ORDER

HB 1057 by Spearman, et al, of the House and Garrett and Young of the Senate was read and considered.

Senators Boecher and Dacus asked to

be made coauthors of **HB 1057**, which was the order.

Senator Hamilton moved to amend **HB 1057**, page 3, line 11, by adding after the word "commenced" and before the word "on" the words "upon sworn affidavit", and by placing a comma (,) after the word "misconduct" on line 12, and by placing a comma (,) after the word "housing" on line 15, which amendment was declared adopted.

Senator Young, joined by Senator Smalley, moved to amend **HB 1057**, page 3, line 12, by striking the word "shall" and inserting in lieu thereof the word "may" which amendment was declared adopted.

Senator Garrett moved to amend **HB 1057**, page 3, line 14, by striking the words "directed to remove" and inserting in lieu thereof the words "be removed" which amendment was declared adopted.

Senator Hamilton, joined by Senator Smalley, moved to amend **HB 1057**, page 4, line 4, by adding before the word "destruction" the word "wilful"; and, by adding the word "wilful" before the word "damage" on line 4, which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1057**, page 4, lines 6 and 7 by striking all language on said lines.

By unanimous consent, upon request of Senator Garrett, further consideration of **HB 1057** was deferred temporarily.

GENERAL ORDER

SB 349 by Baggett, Smalley and Nichols of the Senate and Willis of the House was read and considered.

Senators Hargrave and Bradley asked to be made coauthors of **SB 349**, which was the order.

Senator Baggett moved to amend **SB 349**, page 2, by striking the Enacting Clause, which amendment was declared adopted.

Senator Baggett asked unanimous consent that further consideration of **SB 349**

be deferred for this legislative day, which was the order.

Senator Murphy presiding.

SB 350 by Baggett, Smalley and Nichols of the Senate and Willis of the House was read and considered.

Senators Hargrave and Bradley asked to be made coauthors of **SB 350**, which was the order.

Senator Birdsong raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

Following discussion, upon request of Senator Baggett, further consideration of **SB 350** was deferred for this legislative day.

Senator Luton presiding.

HB 1057 was called up for further consideration.

Senator Hamilton asked that his amendment to page 4, lines 6 and 7, be withdrawn which was the order.

Senator Garrett moved to amend **HB 1057**, page 4, line 7, by striking the period (.) after the word "campus" and adding the language "after resisting an order to leave by duly constituted authority" which amendment was declared adopted.

Senator Smalley moved to amend **HB 1057**, page 3, line 6, by inserting after the word "expulsion" and before the word "shall" the words "or suspension for a period exceeding one week" which amendment was declared adopted.

Senator Bradley moved that **HB 1057** be withdrawn from the Calendar and re-referred to the Judiciary Committee, which motion was declared failed of adoption.

Senator Hamilton moved to amend **HB 1057**, page 4, line 7½ by inserting the sentence "Any hearings to be held on the grounds provided for above shall be commenced forthwith after the filing of the affidavit of complaint or in any event not more than five days thereafter, and the

accused shall have the right to appeal to a court of competent jurisdiction from any adverse ruling or decision" which amendment was declared failed of adoption.

Senator Hamilton moved to amend **HB 1057**, page 4, line 7½, by inserting the language "Any student removed from the campus by the provisions hereof, who is barred from classwork, and who is found innocent of charges lodged against him, shall be provided with the necessary special classwork to insure that said student be reinstated to the level of all classwork in which he was enrolled at the time he was barred from class, and further said student shall be reimbursed for any expenses for boarding or lodging off campus by the college or university barring him, up to the time that he is determined to be innocent" which amendment was tabled upon motion of Senator Garrett.

Upon motion of Senator Garrett, **HB 1057**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1057**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1057 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Miller, Romang, Short, Smalley, Stansberry, Terrill, Williams, Young.—31.

Nay: Baggett, Garrison, Lane, Murphy, Nichols, Porter, Stipe.—7.

Excused: Atkinson, Baldwin, Ham, Martin, Massey, Medearis, Payne, Phillips, Smith, Taliaferro.—10.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Romang, Short, Smalley, Stansberry, Terrill, Williams, Young.—33.

Nay: Baggett, Lane, Nichols, Porter, Stipe.—5.

Excused: Atkinson, Baldwin, Ham, Martin, Massey, Medearis, Payne, Phillips, Smith, Taliaferro.—10.

The emergency was declared passed.

HB 1057, as amended, was referred for engrossment.

GENERAL ORDER

SB 347 by Graves of the Senate and Sparkman of the House was read and considered.

Senator Hamilton moved to amend **SB 347**, page 3, line 5, by inserting after the word "acquired" and before the word "by" the words "or constructed" which amendment was declared adopted.

Senator Miller moved to amend **SB 347**, page 3, line 6, by inserting after the word "authority" on line 6, and before the word "the" on line 8, the language "for the purpose of providing space to the Department or any other public agency or agencies" which amendment was declared adopted.

Upon motion of Senator Graves, **SB 347**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **SB 347**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 347 was read for the third time at length.

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

Aye: Baggett, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berrong, Boecher, Crow, Martin, Massey, Medearis, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro.—14.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berrong, Boecher, Crow, Martin, Massey, Medearis, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro.—14.

The emergency was declared passed.

SB 347, as amended, was referred for engrossment.

GENERAL ORDER

SB 353 by Stipe of the Senate and Mountford of the House was read and considered.

Senator Dacus asked to be made a co-author of **SB 353**, which was the order.

Upon motion of Senator Stipe, **SB 353** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 353** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 353 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—35.

Excused: Atkinson, Baggett, Baldwin, Crow, Garrett, Martin, Massey, Medearis, Payne, Phillips, Smith, Stansberry, Taliaferro.—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, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Porter, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Crow, Garrett, Martin, Massey, Medearis, Payne, Phillips, Smith, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 353 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 1, 2, 49, 66, 83, 94, 166, 175, 212, 229** and **SJR 14** and **20**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MOTION TO RECONSIDER VOTE

Senator Stipe asked for an extension of one legislative day for consideration of his

motion to reconsider the vote by which **SB 122** failed of passage, which was the order.

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

BILL RELEASED

As provided under Rule 19-f, **HB 1169** was properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., Monday, March 31, 1969.

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Forty-eighth Legislative Day

Monday, March 31, 1969

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

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Baldwin, Breckinridge, Howard, McGraw, Miller, Murphy, Payne, Stansberry.—9.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, the Reverend LeRoy Sebastian, Pastor of the Sheridan Avenue Methodist Church, Tulsa, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Terrill:

Almighty and eternal God. We invoke Thy heavenly blessing upon this session of the Oklahoma State Senate, and may Thy Holy Spirit lead and direct them in all of their actions. During the course of this week we beseech Thee to grant President Pro Tempore Finis Smith and his colleagues the patience, wisdom, courage and fortitude to face every problem and challenge in a way that is pleasing unto Thee. God, how we thank Thee that in this great state, and within the walls of this sacred and historic building Thy name and man's faith in Thee has not

been moved. We are so thankful to be a part of this great state and this great nation.

On this day as our nation, with all the nations of the world, bows in loving memory, reverent sorrow and deep respect for a truly great citizen, we would unite our prayers with the countless thousands of others all over the world for the Eisenhower family. In your infinite wisdom and love, you have seen fit to call home a great soldier, general and former President of our country. He was loved, trusted, and admired by all who knew him. He was a faithful soldier, a good husband, a wonderful father, an outstanding general and one of our greatest presidents. Truly he will be missed, but God grant that we will never lose sight of his great love for freedom and his determined spirit to fight against the enemies of this nation and every nation where freedom for all people prevails.

Now dear God, "Let the words of our mouths and the meditations of our hearts be acceptable in Thy sight, O Lord, our Redeemer." Amen.

ANNOUNCEMENT

President Pro Tempore Smith announced that, this being a National Day of Mourning and a State Day of Mourning for former President Dwight D. Eisenhower, whose life expired at 12:25 p. m. Friday, March 28, 1969, at the Walter Reed Army Medical Center, Washington, D. C., the Senate will not conduct any business, other than routine Journal entries following which there will be a moment of silent prayer and a Memorial Benediction by Senator Short.

MOTION TO RECONSIDER VOTES

Pursuant to the above announcement, Senator Terrill asked that extensions of one legislative day be granted for consideration of motions to reconsider votes on SBs 122, 244, and HB 1258, which was the order.

COMMITTEE REPORTS

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

DO PASS:

HB 1077—Judiciary—Coauthored by Garrett.

HB 1194—Judiciary.

HB 1241—Judiciary.

HB 1286—Judiciary.

DO PASS, as amended:

SB 182—Judiciary.

Senator Grantham asked unanimous consent that **SB 182** be placed upon the Calendar without being re-printed, which was the order.

HB 1211—Judiciary.

HB 1264—Judiciary.

SECOND READING

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

SB 371—Revenue and Taxation.

SB 372—Constitutional Revisions and Regulatory Services.

SB 373—Conservation and Economic Development.

Senator Short was recognized and offered the following prayer, which is incorporated herein upon request of Senator Terrill:

Let us have a moment of silent prayer

in memory of one of the World's great leaders.

*

Almighty God through Your infinite wisdom the earthly life of General Dwight David Eisenhower, affectionately known world-wide as "IKE", is at an end. Under Your divine guidance, he lived, had his being and was a man of immense stature in the affairs of mankind. His early career was that of a professional soldier who dedicated himself to peace among men, praying and striving always for the extinction of his chosen profession. On retirement from the army, he gave productive years of his life to the education of young Americans, as a university president; then he became one of the most beloved Presidents our Nation has ever known. A man, O Lord, with firm religious and political convictions, tempered with mercy and compassion for all. A man who loved life and who loved people—who agonized with man's constant struggle for peace on earth.

The World is saddened this day by his death—his familiar happy grin will be no more. But, as world leaders gather on this day in our Nation's Capitol and throughout the world to mourn his passing—we earnestly pray, O Lord, that this man's life and deeds through Thy loving grace may be an inspiration always to men everywhere—to rededicate their efforts to the making of a peaceful World where human energy can be concentrated toward bringing Your Heaven to us here on Earth. Out of our sadness comes hope and we pray, Dear God, please rest his soul and console his family and friends. Amen.

Senator Terrill moved that the Senate stand adjourned as provided under the Rules, 1:00 p.m., tomorrow, which motion was declared adopted.

Forty-ninth Legislative Day

Tuesday, April 1, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—48.

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:

Eternal God, our Heavenly Father, we pause at this moment to once again express our humble thanks for Thy great love and kind providential care. We are truly grateful for this, another beautiful day . . . and as the warm rays of sunlight brings forth new life to the earth . . . for all to see and enjoy . . . so let the penetrating rays of Thy Holy Spirit illuminate and warm our hearts so that love and compassion may blossom forth in newness of life as never before.

Eternal God, we confess unto Thee our failures and mistakes. Please grant unto us the wisdom, strength and courage to overcome as faithful stewards and good servants of Thine. Again Father, as we

invoke Thy blessing upon this meeting, I humbly beseech Thee; do Thou guide the minds of these duly elected men who are called upon to exercise the responsible duty of serving all the people of our great State. God grant that the effect and right issue of their decisions today, may promote Thy glory and the welfare of our people. Bless our Nation, our State, our President, our Governor and we pray a special blessing upon Senator Smith and each elected member of this Legislative Body. Give them the spirit of wisdom, courage, sympathy and true godliness, that your purpose will be fulfilled. And grant that we the citizens of Oklahoma will live peaceably under the Constitution and according to the new rules and laws that are enacted from time to time . . . by the men and women whom the majority of the people considered to be the best qualified leaders in our State.

And dear God, bless the teachers and educators of our State. We realize their problems are many . . . and they deserve so much more than they are receiving. Hasten the day when these dedicated men and women . . . who mold and build the minds of men . . . will be fully compensated for the services they render, but until that moment arrives, may these dedicated men and women continue to meet the challenges and responsibilities as only they can do. Bless them and use them to teach and train the minds of our most valuable assets, our youth and our people. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 1, 1969, of Enrolled SBs 1, 2, 49, 66, 83, 94, 124, 166, 175, 212, 229 and SJRs 14 and 20 entitled:

SB 1—By Grantham, et al of the Senate and Conaghan and Bean of the House—An Act relating to motor vehicles; amending 47 O. S. 1961, § 6-105, (a), as amended by Section 1, (a), Chapter 272, O. S. L. 1963; providing for restricted operators' licenses to be issued to qualified drivers under Sixteen (16) years of age; and declaring an emergency,

SB 2—By Holden of the Senate and Tarwater and McKee of the House—An Act relating to revenue and taxation; amending Section 2, Chapter 501, O. S. L. 1965, as amended by Section 1, Chapter 28, O. S. L. 1967 (68 O. S. Supp. 1968, § 2458); providing for duties, powers and authority of Boards of Equalization and Excise Boards; and providing for compensation and reimbursement of expenses,

SB 49—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Department of Pollution Control; making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency,

SB 66—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—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 procedures for expenditure of funds appropriated; providing for lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency,

SB 83—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma

State Legislature and making appropriations thereto; stating the purpose; providing for approval of claims; relating to the filing of claims and payrolls; making said appropriations nonfiscal; making the provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency,

SB 94—By Romang and Martin of the Senate and Dunn, et al of the House—An Act relating to children; providing for the appointment of juvenile officers; providing salaries; and declaring an emergency,

SB 124—By Holden of the Senate and Cox, et al of the House—An Act relating to the transportation of water; defining water transportation lines and persons and companies engaged in such business; requiring certificates of convenience and necessity from the Corporation Commission; prohibiting duplication of lines; requiring adoption of rules and regulations; requiring applicants to submit data in support of the application showing physical and financial feasibility; requiring certification by the Oklahoma Water Resources Board and State Health Department; providing for notice prior to granting application; establishing procedure for hearing and protest; providing for schedules of construction; prohibiting assignment, leasing or conveyance of permits except as provided; providing for regulation of rates; providing for extension of lines to applicants requesting same; requiring administrative procedures contained in Sections 1 through 25, inclusive, Chapter 371, O. S. L. 1963 (75 O. S. Supp. 1968 § § 301-325), to be followed; providing for appeal to the Supreme Court; exempting various entities from the Act; * * * and declaring an emergency,

SB 166—By Hamilton and Stipe of the Senate and Jones and Sullivan of the House—An Act relating to the State Department of Health and making a supplemental appropriation thereto; stating as the purpose the carrying out of the activities of Eastern Oklahoma Tuberculosis

Sanitorium; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

SB 175—By McGraw, et al of the Senate and Ford, et al of the House—An Act relating to special fuel use tax; amending 68 O. S. 1961, § 727.8, as renumbered by Section 1, Chapter 215, O. S. L. 1965 (68 O. S. Supp. 1968, § 708), providing exemption from tax for public entities engaged in public transit operations; providing operative date; and declaring an emergency.

SB 212—By Atkinson of the Senate and Raibourn of the House—An Act relating to game and fish; amending 29 O. S. 1961, § 415: prohibiting the diversion of minnows or fish from rivers or streams into other tributaries; and prescribing penalties.

SB 229—By McSpadden of the Senate and Briscoe of the House—An Act relating to the J. M. Davis Memorial Commission; creating a revolving fund; providing for source of funds; providing for expenditures from said revolving fund; providing for payment of claims; and declaring an emergency.

SJR 14—By Birdsong of the Senate and Derryberry of the House—A Joint Resolution authorizing the sale and conveyance of certain real estate devised to and acquired by the Section of Services to the Blind; and specifying disposition and use of amounts received therefor.

SJR 20—By Boecher of the Senate and Wiedemann of the House—A Joint Resolution authorizing Pearl B. Rector to bring suit against the State of Oklahoma for damage as a result of injuries sustained in a fall on the steps of the Jim Thorpe Building; providing for service of summons; providing for venue; directing the Attorney General of the State of Oklahoma to defend such action; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-

grossed **SBs 22**, coauthored by Wolfe (Stephen); **24**, Wolfe as Principal House Author; **28**, Thompson as Principal House Author; **53**; and **255**, each as amended.

HAs to SB 22 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 20, by adding after the word "Court," the word "only"

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 22, by adding after the word "docket," and before the words "a probate" the words "a traffic docket,"

HA to SB 24 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 26, by adding after the word "plus" and before the word "costs" the word "authorized".

HA to SB 28 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 2, Line 30, by deleting the word "through" and inserting in lieu thereof the figures and word "92, 93 and".

HAs to SB 53 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 2, Line 7, by deleting the period "." and inserting in lieu thereof a comma "," and add the following language: "and the Inspectors of the Fuel Inspection Division shall be paid in accordance with the following schedule:

Title	Number		
	Authorized	Minimum	Maximum
State Fuel Inspector	1	\$10,000	\$12,000
Assistant State Fuel Inspector	1	8,000	10,000
Fuel Inspectors	43	4,500	5,100

Inspectors of the Fuel Inspection Division in addition to their present duties as prescribed by law, and rules and regulations of the Corporation Commission,

shall be responsible for the inspection of diesel and aviation fuels."

AMENDMENT NO. 2. Amend Page 3, Line 23, by striking all of SECTION 6 and renumber succeeding sections accordingly.

HA to SB 255 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, beginning on line 14 after the word "the" and ending on line 17 after "(e)" strike all of the language and insert in lieu thereof the following: "Public Building Fund for the fiscal year ending June 30, 1970"

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 89; 200, coauthored by Bradley; and 204, coauthored by Witt.

The above numbered Bills were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 317, 347, 353 and HBs 1057 and 1400 each correctly engrossed.

SBs 16, 21, 23 and 27 each correctly enrolled.

Engrossed SBs 317, 347 and 353 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HBs 1057 and 1400, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 16, 21, 23 and 27 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 resolution were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 39—Conservation and Economic Development—Coauthored by Williams.

SB 341—Finance and Commerce.

SB 356—Agriculture.

SB 357—Agriculture.

SB 359—Judiciary.

SB 363—Judiciary.

HB 1011—Judiciary.

HB 1287—Judiciary—Coauthored by Short.

HB 1299—Judiciary.

HB 1315—Judiciary—Coauthored by Hargrave.

HB 1328—Agriculture — Coauthored by Baldwin.

HB 1333—Business Relations.

HB 1353—Municipal Government—Coauthored by Stipe.

HB 1361—Business Relations.

HB 1375—Judiciary.

HB 1392—Education — Coauthored by Smalley, Miller, Massey, Baggett and Keels.

HB 1394—Judiciary — Coauthored by Hamilton.

HB 1411—Business Relations—Show Phillips as Senate Author.

HB 1442—Business Relations—Show Berong as Senate Author and coauthored by Phillips.

HB 1475—Judiciary—Coauthored by Garrett.

HJR 1003—Education.

DO PASS, as amended:

SB 190—Appropriations and Budget.

SB 252—Roads and Highways—Coauthored by Ferrell.

SB 335—Judiciary.

HB 1024—Judiciary—Coauthored by Taliaferro.

HB 1082—Appropriations and Budget.

HB 1097—Appropriations and Budget.

HB 1469—Agriculture—Coauthored by Atkinson.

WITHOUT RECOMMENDATION, as amended:

SB 133—Municipal Government.

CITATION

Upon motion of President Pro Tempore Smith, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Betty Price, Senate Secretary for her talents, leadership ability.

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

FIRST READING

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

SB 374—By Graves—An Act relating to loan of money; providing maximum interest rates, or rates of financing charges, in certain classes of contracts; repealing Chapter 241 O. S. L. 1967 (15 O. S. Supp. 1968, § § 701-712, inclusive); repealing 15 O. S. 1961, § § 280.1-280.29, inclusive; providing for severability; and declaring an emergency.

SB 375—By Smith—An Act relating to dependent and delinquent children; amending Section 101, Chapter 282, O. S. L. 1968 (10 O. S. Supp. 1968, § 1101), to define certain terms; and declaring an emergency.

SB 376—By Keels and Birdsong—An Act relating to highways; providing for periodic educational meetings of county commissioners at which State Highway Commission shall furnish information relative to highway department regulations and instruct county commissioners in road building methods; providing the counties be authorized to pay county commissioners' registration fees at these meetings; directing codification; and declaring an emergency.

SJR 25—By McSpadden and Garrison of the Senate and Derryberry and Wolf (Leland) of the House—A Joint Resolution relating to the Oklahoma Industrial Finance Authority; maximizing the

amount of capital available for industrial financing in Oklahoma; authorizing the Oklahoma Industrial Finance Authority to accept mortgage security from a local industrial development agency and a note from an approved industrial tenant in certain instances; authorizing the Oklahoma Industrial Finance Authority to sell industrial finance bonds to other agencies of the State of Oklahoma holding investment funds approved for investment in general obligation bonds of the State of Oklahoma, at private, negotiated sale at not to exceed a stipulated rate of interest; directing the cooperation and assistance of the Attorney General and State Treasurer; and declaring an emergency.

RESOLUTION

SCR 19 by Garrison and Williams of the Senate and Connor, et al, of the House was introduced and read.

Upon request of Senator Grantham, all other Members of the Senate were made coauthors of the Resolution.

SCR 19, as coauthored, was read at length as follows, adopted upon motion of Senator Garrison and ordered referred for engrossment:

SCR 19—By Garrison, Williams, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill and Young of the Senate and Connor, et al, of the House—A Concurrent Resolution expressing profound regret for the recent death of Dwight David Eisenhower; expressing appreciation for his many contributions to the United States of America and the world; and directing distribution.

WHEREAS, on Friday, March 28, 1969, the United States of America and the entire World suffered the loss of General

Dwight David Eisenhower—a great statesman, a great general, a great American, and a great man—beloved and respected by all; and

WHEREAS, he attained the pinnacle of a sterling military career and led the greatest military machine in history to victory during World War II, thereby winning the hearts of his countrymen and their allies and earning the respect of all, including the enemies of his Country against whom he valiantly fought; and

WHEREAS, General Eisenhower's truly unselfish devotion to his Country and his fellowman is reflected in the willingness with which he gave of himself again to serve his Country as Commander-in-Chief of the Armed Forces and President of the United States, during which time the world was blessed to enjoy a period of tranquility; and

WHEREAS, by reason of his own devotion to duty, Dwight David Eisenhower inspired many Americans to go forth and accomplish great things; and

WHEREAS, partisan considerations notwithstanding, America can be justly proud of the phenomenal record of achievement of this brilliant man who constantly displayed a breadth of interest, a depth of knowledge and understanding, a compassionate concern for the welfare of our Nation and its people, an enthusiasm for hard work and unrelenting effort; and

WHEREAS, Dwight David Eisenhower was exalted as few men have been in America and truly deserves to share with George Washington the noble eulogy that "he was, in his day, first in war, first in peace, and first in the hearts of his countrymen"; and

WHEREAS, his death has taken from the World and from Oklahomans a true friend, and this loss is felt by all members of the Oklahoma Legislature; and

WHEREAS, we wish to express our deepest and sincerest sympathy in the grief that is shared by the World.

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

SECTION 1. That this Legislature on behalf of its members and on behalf of the people of Oklahoma does hereby express to the family of General Dwight David Eisenhower profound sorrow and regret at the loss to our State, our Country and the World resulting from the death of General Eisenhower and does further express its deep appreciation for his countless contributions to his fellowman, his Country and to the entire World.

SECTION 2. That duly authenticated copies of this resolution be delivered to Mrs. Dwight D. Eisenhower, John Eisenhower, the White House, the United States Senate and the United States House of Representatives.

GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS—Appointed

As provided under Rule 3-d, President Pro Tempore Smith appointed the following as Senate members of the General Conference Committee on Appropriations:

McSpadden—Chairman

Massey—V. Chairman

Baldwin

Boecher

Bradley

Garrett

Garrison

Grantham

Hamilton

Luton

Martin

Medearis

Murphy

Nichols

Smalley

ALTERNATES: Baggett, Berrong, Dacus, Williams, Young.

BILLS RE-REFERRED

Senator Terrill asked unanimous consent that **SB 332** be ordered withdrawn from the Committee on Public Health and that it be referred to the Committee on Appropriations and Budget, which was the order.

Senator Baggett asked unanimous consent that **SB 372** be ordered withdrawn from the Committee on Constitutional Revisions and Regulatory Services and that it be referred to the Judiciary Committee, which was the order.

GENERAL ORDER

SB 162 by Grantham and Young of the Senate and Sparkman, et al, of the House was read and considered.

Senators Terrill and Hargrave asked to be made coauthors of **SB 162**, which was the order.

Upon motion of Senator Grantham, **SB 162** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 162** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 162 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—45.

Excused: Berrong, Stipe, Taliaferro.—3.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Bird-

song, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—47.

Excused: Berrong.—1.

The emergency was declared passed.

SB 162 was referred for engrossment.

GENERAL ORDER

SB 163 by Grantham and Young of the Senate and Sparkman, et al, of the House was read and considered.

Senators Taliaferro, Hargrave, Boecher, Terrill and Dacus asked to be made coauthors of **SB 163**, which was the order.

Upon motion of Senator Grantham, **SB 163** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 163** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 163 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Nay: Short.—1.

Excused: Baldwin.—1.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—46.

Nay: Short.—1.

Excused: Baldwin.—1.

The emergency was declared passed.

SB 163 was referred for engrossment.

GENERAL ORDER

SB 164 by Grantham and Young of the Senate and Sparkman, et al, of the House was read and considered.

Senator Dacus asked to be made a co-author of SB 164, which was the order.

Senator Hamilton moved to amend SB 164, page 3, line 6, by adding after the word "persons" and before the word "and", the words "if the primary purpose of the operations thereof is for the care of mentally retarded".

Senator Murphy presiding.

Senator Grantham moved to table the Hamilton amendment, which motion was declared failed of adoption.

The vote occurring upon the Hamilton amendment, it was declared failed of adoption, upon a roll call as follows:

Aye: Boecher, Crow, Field, Ham, Hamilton, Holden, Horn, Lane, Medearis, Nichols, Payne, Porter, Romang, Short, Stansberry, Williams.—16.

Nay: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hargrave, Howard, Inhofe, Keels, Luton, McCune, McGraw, Martin, Miller, Murphy, Phillips, Smalley, Stipe, Taliaferro, Terrill.—27.

Excused: Baldwin, McSpadden, Massey, Smith, Young.—5.

Senator Ferrell moved to amend SB 164, by striking after the word "in" on line 10 of the Title, and before the word "the" on line 11, and substituting therefor the words "the care of" which amendment was declared adopted.

Senator Stipe moved to amend SB 164, page 3, line 1, by striking the words "Board of Health" and substituting therefor the words "Commissioner of Charities and Corrections", which amendment was tabled upon motion of Senator Grantham.

Senator Hamilton moved to amend SB 164, page 3, line 9, by adding after the word "retarded" the language, "For the purposes of this Act, mentally retarded persons shall not mean persons who are senile, mentally incompetent or mentally ill", and that the Title be amended to conform to the body of the Bill, which amendment was declared adopted.

Upon motion of Senator Grantham, SB 164, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 164, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 164 was read for the third time at length.

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

Aye: Baggett, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Inhofe, Luton, McCune, Murphy, Taliaferro, Terrill, Young.—17.

Nay: Atkinson, Birdsong, Boecher, Crow, Graves, Hamilton, Holden, Horn, Howard, Keels, Lane, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Stipe, Williams.—25.

Excused: Baldwin, Berrong, Hargrave, Massey, Phillips, Smith.—6.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Grantham moved that the vote be reconsidered by which **SB 164**, as amended, failed of passage.

GENERAL ORDER

SB 230 by Terrill of the Senate and Hopkins of the House was read and considered.

Senators Birdsong, Atkinson and Dacus asked to be made coauthors of **SB 230**, which was the order.

Senator Payne presiding.

Upon motion of Senator Terrill, **SB 230** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 230** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 230 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Graves, Hargrave, Howard, Phillips, Smith, Stansberry.—6.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden,

Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Graves, Hargrave, Howard, Phillips, Smith, Stansberry.—6.

The emergency was declared passed.

SB 230 was referred for engrossment.

GENERAL ORDER

SJR 17 by Short and Garrison of the Senate and Taggart, et al, of the House was read and considered.

Senator Baggett moved to amend **SJR 17**, page 4, line 14, by inserting after the word "on" and before the word "September" the words "the date of the next Special Election or" which amendment was declared adopted.

Senator Baggett moved to amend **SJR 17**, page 4, line 15, by inserting after the figures "1970" and before the word "at" the words "whichever is earlier" which amendment was declared adopted.

Upon motion of Senator Garrison, **SJR 17**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SJR 17**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 17, as amended, was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 17, As Amended—By Short and Garrison of the Senate and Taggart, Peterson, Connor, Hunter, Green and Thompson 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 1 OF ARTICLE XV, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; PROVIDING FOR OATH OF OFFICE FOR ALL

PUBLIC OFFICERS; PROVIDING FOR A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIRST SESSION OF THE THIRTY-SECOND LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment of Section 1 of Article XV, of the Constitution of the State of Oklahoma:

Section 1. [Senators and Representatives, and all Judicial, State, and County] ALL PUBLIC officers [shall], before entering upon the duties of their respective offices SHALL take and subscribe to the following oath or affirmation:

"I, -----, do solemnly swear (or affirm) that I will support, obey, and defend the Constitution of the United States, and the Constitution of the State of Oklahoma, and [will discharge the duties of my office with fidelity; that I have not paid, or contributed, either directly or indirectly, any money or other valuable thing, to procure my nomination or election (or appointment), except for necessary and proper expenses expressly authorized by law; that I have not, knowingly, violated any election law of the state, or procured it to be done by others in my behalf;] that I will not, knowingly receive, directly or indirectly, any money or other valuable thing, for the performance or nonperformance of any act or duty pertaining to my office, other than the compensation allowed by law [; and] I further swear (or affirm) that I will [not receive, use, or travel upon any free pass or on free transportation during my term of office] FAITHFULLY DISCHARGE MY DUTIES AS ----- TO THE BEST OF MY ABILITY." THE LEGISLATURE MAY PRESCRIBE FURTHER OATHS OR AFFIRMATIONS.

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 providing for the form of oath of office to be taken and subscribed to by all public officers of Oklahoma, 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 copy thereof, including the 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 Special Election or September 15, 1970, 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.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.

Nay: Romang.—1.

Excused: Hamilton, Hargrave, Howard, Smalley, Stansberry.—5.

The Resolution was declared passed.

The question being, "Shall **SJR 17**, by Short and Garrison of the Senate and Taggart, 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 of Section 1 of Article XV, of the Constitution of the State of Oklahoma; providing for oath of office for all public officers; 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 Special Election or September 15, 1970, 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 Special Election or September 15, 1970, 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, Berong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Boecher, Hargrave, Howard, Porter, Smalley, Stansberry.—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 17, as amended, was ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 16, 21, 23** and **27**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1117, 1169, 1257** and **1269**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 19 correctly engrossed.

Engrossed **SCR 19** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 289 by Atkinson, Payne, Field, Hargrave, Smith, Stipe, Ham, Terrill, Birdsong and Lane of the Senate and Converse of the House was read and considered.

Senator Baggett, joined by Senator Smalley moved to amend **SB 289**, pages 4 and 5 by reinstating the stricken language from line 18, on page 4, through line 2, on page 5, which amendment was declared adopted.

Senator Smalley moved to amend **SB 289**, page 4, line 6, by striking the word and figure "eight (8)" and substituting therefor the word and figure "five (5)".

Senator Atkinson moved to table the Smalley amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Atkinson, Birdsong, Boecher, Dacus, Field, Garrett, Garrison, Graves, Hamilton, Holden, Lane, Luton, Murphy,

Nichols, Payne, Porter, Romang, Taliaferro, Terrill, Young.—20.

Nay: Baldwin, Berrong, Bradley, Breckinridge, Crow, Ferrell, Grantham, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Miller, Phillips, Short, Smalley, Stipe, Williams.—22.

Excused: Baggett, Ham, Hargrave, Medearis, Smith, Stansberry.—6.

The vote occurring upon the Smalley amendment, it was declared adopted.

Senator Atkinson moved that **SB 289** be stricken from the Calendar, which motion, by unanimous consent, he withdrew.

Senator Smalley moved that **SB 289** be advanced to engrossment, which motion prevailed.

Senator Smalley asked unanimous consent that **SB 289** be considered engrossed and placed upon third reading and final passage, to which Senator Ham objected.

Senator Miller presiding.

HB 1267 by Hopkins, et al, of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1267** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1267** was 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: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, Martin, Massey, Miller, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Nay: Baggett, McCune, McGraw, Short.—4.

Excused: Garrett, Ham, Hargrave, McSpadden, Medearis, Payne, Porter, Stansberry.—8.

The bill was declared passed.

HB 1267 was ordered withheld pursuant to Rule 19-f.

SPECIAL ORDER

Senator Terrill moved that consideration of **SBs 349** and **350**, be set for Special Order tomorrow at 1:30 p.m., which motion prevailed.

MOTION

President Pro Tempore Smith moved that consideration of **SBs** and **SJR**s pending in Senate Committees be concluded as at the close of this legislative week, which motion was declared adopted.

President Pro Tempore Smith presiding.

GENERAL ORDER

SJR 5 by Massey, Luton and Baggett of the Senate was read and considered.

Senators Dacus, Stipe and Terrill asked to be made coauthors of **SJR 5**, which was the order.

Senator Garrison moved to amend **SJR 5**, page 2, line 5, by striking the word "eighteen" and substituting therefor the word "twenty", which amendment was tabled upon motion of Senator Luton upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Bradley, Crow, Garrett, Graves, Holden, Howard, Keels, Lane, Luton, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Stipe, Terrill, Young.—24.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Hamilton, Horn, Inhofe, McCune, McGraw, Romang, Short, Williams.—16.

Excused: Grantham, Ham, Hargrave, McSpadden, Payne, Porter, Stansberry, Taliaferro.—8.

Senator Field, joined by Senator Berrong moved to amend **SJR 5**, page 2, line 5, by striking the word "eighteen" and substituting therefor the word "nineteen" which amendment was tabled upon motion of Senator Massey upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Bradley, Crow, Garrett, Grantham, Graves, Ham, Holden, Keels, Lane, Luton, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill.—25.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Hamilton, Horn, Inhofe, McCune, McGraw, Romang, Short, Williams, Young.—17.

Excused: Hargrave, Howard, McSpadden, Porter, Stansberry, Taliaferro.—6.

Senator Smalley, joined by Senators Murphy, Baggett, Miller, Berrong and Field moved to amend **SJR 5**, page 2, line 8, by inserting after the word "vote" and before the word "No" the language "Provided, the legislature may enact registration requirements providing that students attending an institution of higher education who are not permanent residents of the county in which said institution is located may be required to register in the county of their permanent residence" which amendment was declared adopted.

Senator Smalley, joined by Senators Murphy, Baggett, Miller, Berrong and Field moved to amend **SJR 5**, page 3, line 5, by inserting after the word "years" and before the word "but" the language "providing the legislature may enact registration requirements requiring students must register in the county of their permanent residence" which amendment was declared adopted.

Upon motion of Senator Massey, **SJR 5** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **SJR 5** was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SJR 5, as amended, was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 5, As Amended—By Massey, Luton, Baggett, Dacus, Stipe and Terrill of the Senate and Derryberry and Cate of the House.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE 3, SECTION 1, OF THE CONSTITUTION OF OKLAHOMA; DEFINING QUALIFIED ELECTORS; PROVIDING FOR SUBMISSION OF AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION; AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIRST SESSION OF THE THIRTY-SECOND 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 3, Section 1, of the Constitution of Oklahoma.

Section 1. Qualified electors of this State shall be citizens of the United States, citizens of the State, including persons of Indian descent (native of the United States), who are over the age of [twenty-one] EIGHTEEN years and who have resided in the State at least six months, and in the county two months, and in the election precinct twenty days next preceding the election at which such elector offers to vote. Provided, the legislature may enact registration requirements providing that students attending an institution of higher education who are not permanent residents of the county in which said institution is located may be required to register in the county of their permanent residence. No person shall be a qualified elector of this State who is adjudged guilty

of a felony, who is detained in a penal or correctional institution, who is a patient in an institution for mental retardation, or who has been committed, by judicial order, to an institution for mental illness.

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 3, Section 1, of the Constitution of Oklahoma, reducing the age requirement for qualified electors to eighteen years providing the legislature may enact registration requirements requiring students must register in the county of their permanent residence but in no other manner changing said section, be approved by the people?

☐ YES

SHALL THE PROPOSED AMENDMENT BE ADOPTED?

☐ NO

SECTION 3. The President Pro Tempore of the Senate shall immediately after the effective date of this Resolution prepare and file one copy thereof, including said ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on August 26, 1969, 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.

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 Resolution shall take effect and be in full force from and after its passage and approval.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Keels, Lane, Luton, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Young.—34.

Nay: Baldwin, Boecher, Garrison, Horn, McCune, Romang, Short, Williams.—8.

Excused: Hargrave, Howard, McSpadden, Porter, Stansberry, Taliaferro.—6.

The Resolution was declared passed.

The question being, "Shall **SJR 5**, by Massey, Luton, Baggett and Dacus entitled:

A Joint Resolution proposing an amendment to Article 3, Section 1, of the Constitution of Oklahoma; defining qualified electors; providing for submission of amendment to the people for their approval or rejection; and declaring an emergency,

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on August 26, 1969 as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on August 26, 1969, 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Keels, Lane, Luton, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Young.—36.

Nay: Garrison, Horn, McCune, Romang, Short, Williams.—6.

Excused: Hargrave, Howard, McSpadden, Porter, Stansberry, Taliaferro.—6.

The President Pro Tempore, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 5, as amended, was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring upon the McCune motion to reconsider the vote by which the Emergency Section of **HB 1258** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Graves, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Boecher, Field, Garrett, Grantham, Ham, Hargrave, Holden, Howard, McSpadden, Payne, Porter, Stansberry, Stipe, Taliaferro.—14.

Senator Smalley presiding.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Graves.—1.

Excused: Boecher, Garrett, Grantham, Ham, Hargrave, Holden, Howard, McSpadden, Payne, Porter, Stansberry, Taliaferro.—12.

HB 1258 was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Terrill asked for an extension of one legislative day for consideration of the Stipe motion to reconsider the vote by which **SB 122** failed of passage, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 244 correctly engrossed.

Engrossed **SB 244** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 232 by Baggett was read and considered.

Upon motion of Senator Baggett, **SB 232** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 232** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 232 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Crow, Ferrell, Graves, Hamilton, Holden, Horn, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—27.

Nay: Dacus.—1.

Excused: Atkinson, Boecher, Bradley, Breckinridge, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Keels, McGraw, McSpadden, Nichols, Porter, Smith, Stansberry, Taliaferro.—20.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Crow, Ferrell, Graves, Hamilton,

Holden, Horn, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—27.

Nay: Dacus.—1.

Excused: Atkinson, Boecher, Bradley, Breckinridge, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Keels, McGraw, McSpadden, Nichols, Porter, Smith, Stansberry, Taliaferro.—20.

The emergency was declared failed of passage.

SB 232 was referred for engrossment.

BILL REFERRED

Senator Terrill asked unanimous consent that **SB 300** be withdrawn from the Committee on Constitutional Revisions and Regulatory Services and that said Bill be placed upon the Calendar, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Massey, the Senate refused to concur in **HAS** to **SBs 48, 51, 52, 55, 57, 59, 60, 69, 71, 72, 73, 76, 77, 98** and **301**, and requested conferences thereon, said Bills to be referred to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1207** and **1367**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1119, 1153** and **1166**, requesting Conference and referring said Bills to General Conference Committee on Appropriations.

Upon motion of Senator Massey, the request of the Honorable House for conferences on **HBs 1119, 1153** and **1166** was ordered granted, said Bills to be referred

to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Hutchens of the House and Dacus of the Senate for adoption and concurrence by the Honorable Senate in the issuance of Concurrent Citation No. 6 by the Oklahoma State Legislature to the Mountain View High School Basketball Team.

Upon motion of Senator Dacus, the Senate adopted the motion for the issuance of said Concurrent Citation.

House Concurrent Citation No. 6 was properly signed and ordered returned to the Honorable House.

CONCURRENT CITATIONS

Upon motion of Senator Payne and co-authored by Odom (Martin) of the House, a Citation of Congratulations was ordered issued to Mr. Truman Dixon for his leadership as head coach of the Checotah High School Boys' Basketball Team.

Message was ordered sent advising the Honorable House of Senate action pursuant to Senate Concurrent Citation No. 2.

Upon motion of Senator Payne and co-authored by Odom (Martin) of the House, a Citation of Congratulations was ordered issued to Mr. James Barrett for his leadership as assistant coach of the Checotah High School Boys' Basketball Team.

Message was ordered sent advising the Honorable House of Senate action pursuant to Senate Concurrent Citation No. 3.

Upon motion of Senator Payne and coauthored by Odom (Martin) of the House, a Citation of Congratulations was ordered issued to the Checotah High School Boys' Basketball Team upon their achieving the State Championship in Class A Basketball.

Message was ordered sent advising the Honorable House of Senate action pursuant to Senate Concurrent Citation No. 4.

Upon motion of Senator Payne and co-

authored by Cole of the House, a Citation of Congratulations was ordered issued to Mr. T. R. Clement for his leadership as head coach of the Dunbar High School Boys' Basketball Team.

Message was ordered sent advising the Honorable House of Senate action pursuant to Senate Concurrent Citation No. 5.

Upon motion of Senator Payne and co-authored by Cole of the House, a Citation of Congratulations was ordered issued to the members of the Dunbar High School Boys' Basketball Team upon their achieving the Runner-up State Championship in Class A Basketball.

Message was ordered sent advising the Honorable House of Senate action pursuant to Senate Concurrent Citation No. 6.

Upon motion of Senator Payne and co-authored by Cole of the House, a Citation of Congratulations was ordered issued to Mr. Donald Smith for his leadership as assistant coach of the Dunbar High School Boys' Basketball Team.

Message was ordered sent advising the Honorable House of Senate action pursuant to Senate Concurrent Citation No. 7.

RESOLUTION

By unanimous consent, the following Resolution was introduced by Senator Baggett and consideration deferred:

SCR 20—By Baggett—A Concurrent Resolution requesting the Regents for Higher Education to restrict and limit enrollments in the State System of Higher Education until such time as adequate funds are appropriated so as to permit an increase in enrollments without sacrifice of quality.

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

BILL RELEASED

As provided under Rule 19-f, Engrossed **HB 1267** was properly signed and ordered returned to the Honorable House.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Fiftieth Legislative Day

Wednesday, April 2, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—46.

Excused: Porter, Stipe.—2.

The President Pro Tempore declared a quorum present.

Senator Massey presiding.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMUNICATION

President Pro Tempore Smith asked to have read a communication and Resolution from the Disabled American Veterans, expressing appreciation for support extended to the Veterans program by the Oklahoma State Legislature, which was the order.

By unanimous consent, upon request of Senator Martin, the Resolution, which reads as follows, was ordered incorporated in the Journal:

RESOLUTION

WHEREAS, Oklahoma veterans have

never demanded of the Oklahoma Legislature a cash bonus for services in the armed forces as many states have provided, a great expense for many years to all of its people; and

WHEREAS, the Oklahoma veteran continues to express a desire for the State Legislature to provide a program of service to the veteran, his wife, widow, minor children and dependent parents when in need of such services rather than a cash bonus; and

WHEREAS, each year the Oklahoma Legislature continues to enact legislation to improve and to provide expanded programs of services to the veteran, his wife, widow, minor children and dependent parents; and

WHEREAS, members of the Legislature serving in many capacities during the legislative session go above and beyond the normal call of duty seeking ways and means to improve programs for the veteran and his family. Members of the legislature participate in local, state and national meetings of veterans organizations to gain knowledge from the veterans themselves as to programs necessary to assist the veteran in readjusting to civilian life; and

WHEREAS, the Disabled American Veterans is deeply grateful to each member of the Oklahoma Legislature for his enthusiastic and dedicated support in serving the veterans of Oklahoma; and

NOW, THEREFORE, BE IT RESOLVED BY the Disabled American Veterans at its Executive Committee Meeting March 9, 1969 in Ardmore, Oklahoma, does hereby go on record commending

each member of the Oklahoma Legislature for his outstanding efforts to enact legislation providing programs of services to the returning veteran, his wife, widow, minor children and dependent parents; and

BE IT FURTHER RESOLVED that copies of this Resolution be sent to the President Pro Tempore of the Oklahoma State Senate, Chairman of the Veterans Affairs Committee of the Senate, Speaker of the House of Representatives and Chairman of the Veterans Affairs Committee of the House of Representatives.

Presented and passed by the Disabled American Veterans this the 9th day of March 1969.

Joe V. Adair, Department Adjutant
Disabled American Veterans
2600 Elliott
Muskogee, Oklahoma 74401
Harold L. Goodwin,
Department Commander
Disabled American Veterans
Box 521
Tahlequah, Oklahoma 74464

COMMUNICATION

President Pro Tempore Smith asked unanimous consent, which was granted, to have read and incorporated in the Journal the following communication:

The Honorable George Nigh

Lieutenant Governor
of the State of Oklahoma
State Capitol Building
Oklahoma City, Oklahoma

Dear Governor Nigh:

The Youth Senate of the 18th Session of the Y.M.C.A. Youth and Government Program wishes to express its gratitude to Senator Al Nichols for his many years of unselfish service to the Y.M.C.A. program.

We wish to have this letter read before the State Senate so they will know of our appreciation for this great man. Thank you.

Respectfully yours,
Debbie Smith

Youth Lt. Governor
Amy Wolfe
Youth President Pro-Tem

BILL RE-REFERRED

Senator McSpadden moved that **HB 1097** be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising that the following Members of the House of Representatives have been appointed as members of the General Conference Committee on Appropriations:

Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Allard, Cate, Connor, Fine, Greenhaw, Hesser, Odom (V. H.), Ralbourn, Sanguin, Skeith, Sparkman and Townsend.

Alternates: Bickford, Briscoe, Derryberry, Odom (Martin) and Smithey.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 18**—Adding Bickford as Principal House Author, and **SB 68**, each, as amended.

HA to SB 18 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike the Title, Enactment Clause and Entire Bill and substitute the following:

An Act relating to District Courts; amending 20 O. S. 1961, § 96; providing time when jury sessions and nonjury sessions may be held; prescribing the minimum frequency for holding motion and demurrer sessions; repealing 20 O. S. 1961, §§ 96.1 and 96.2; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 20 O. S. 1961, § 96, is amended to read as follows:

§ 96. Jury sessions of the District Court may be held at any time [during a regular term] upon order of [the judge there-

of as now provided by law;] A CHIEF JUDGE OR OF THE PRESIDING JUDGE OF THE JUDICIAL ADMINISTRATIVE DISTRICT [and, a motion, equity or non-jury session of the District Court shall be held in each county at least once every sixty days, the date or dates thereof to be fixed by the judge in his discretion]. A SESSION FOR THE HEARING AND DISPOSITIONS OF MOTIONS AND DEMURRERS SHALL BE HELD IN EACH COUNTY AT LEAST ONCE EVERY THIRTY (30) DAYS, AND ANY MOTION OR DEMURRER THAT HAS BEEN ON FILE FOR AT LEAST FIVE (5) DAYS SHALL BE PLACED ON THE DOCKET. THE DATE OR DATES OF REGULAR SESSIONS FOR THE HEARING OF MOTIONS AND DEMURRERS SHALL BE FIXED BY THE CHIEF JUDGE OR BY THE PRESIDING JUDGE OF THE JUDICIAL ADMINISTRATIVE DISTRICT, PROVIDED THAT A JUDGE MAY HEAR ANY MATTER IN ANY CASE ASSIGNED TO HIM MORE FREQUENTLY THAN PROVIDED HEREIN.

SECTION 2. 20 O. S. 1961, § § 96.1 and 96.2, are hereby repealed.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

HA to SB 68 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Title to read as follows:

(STATE BOARD OF EDUCATION EMERGENCY)

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 19—Coauthored by the entire House Membership.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1207 and 1367.

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 SBs 48, 51, 52, 55, 57, 59, 60, 69, 71, 72, 73, 76, 77, 98 and 301, and referring said Bills to General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1057 and 1400, as amended.

COMMITTEE REPORT

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

Mr. President:

The Committee on Lobby Permits to which was referred requests for Lobby Permits after careful consideration, recommends that the following petitioners be granted Lobby Permits:

Henderson, Edith—4923 East 32nd Street, Tulsa, Oklahoma, O.C.A.

Collins, Inez E.—1899 East 15th Street, Tulsa, Oklahoma, State Cosmetology Association.

Darrough, Paul G. Jr.,—3113 Kerry Lane, Okla. City, Oklahoma, R. L. Polk & Co.

Hoyt, Mrs. Frederick (Jean)—2836 N.W. 44th Street, Oklahoma City, Oklahoma, Parent-Teachers Association.

Hicks, Robert L.—3532 South Toledo Place, Tulsa, Oklahoma, Hicks-Sampsel and Co.

Willoughby, Jack—1308 S. W. Binkley, Oklahoma City, Oklahoma, Ophthalmic Dispensers Society of Oklahoma.

Young, Nathan T.—1112 E. Ash, El Reno, Oklahoma, Brotherhood of Locomotive Engineers.

Respectfully submitted,
Bradley, Chairman

COMMITTEE REPORTS

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

DO PASS:

SB 215—Rules—Coauthored by Smalley, Smith and Terrill and show Derryberry as House Author.

SB 234—Revenue and Taxation.

SB 371—Revenue and Taxation.

HB 1139—Rules—Coauthored by Terrill, Miller, Birdsong and Murphy.

HB 1188—Governmental Affairs—Coauthored by Smalley.

HB 1259—Governmental Affairs.

HB 1297—Governmental Affairs.

HB 1305—Rules—Show Smith as Senate Author.

HB 1335—Governmental Affairs.

HB 1437—Governmental Affairs.

HB 1472—Governmental Affairs — Coauthored by Smalley.

DO PASS, as amended:

SB 247—Governmental Affairs.

SB 291—Governmental Affairs.

HB 1001—Finance and Commerce—Show Graves as Senate Author.

HB 1004—Revenue and Taxation.

HB 1097—Appropriations and Budget.

HB 1483—Rules—Coauthored by Smalley, Smith, Birdsong and Miller.

HJR 1023—Rules—Coauthored by Smalley, Birdsong, Smith and Miller.

HJR 1024—Roads and Highways—To Constitutional Revisions and Regulatory Services by order of reporting Committee.

FIRST READING

The following Bills were introduced and read the first time:

SB 377—By Romang—An Act relating to cities and towns; amending 11 O. S. 1961, § 364, as last amended by Section 1, Chapter 88, O. S. L. 1967 (11 O. S. Supp. 1968, § 364), providing for pensions for certain retired firemen; and declaring an emergency.

SECOND READING

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

SB 374—Finance and Commerce.

SB 375—Judiciary.

SB 376—Roads and Highways.

SJR 25—Revenue and Taxation.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 162, 163, 230, 232, SJRs 5 and 17 each correctly engrossed.

SBs 89, 200 and 204 each correctly enrolled.

Engrossed **SBs 162, 163, 230, 232, SJRs 5 and 17** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 89, 200 and 204** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SPECIAL ORDER

The hour of 1:30 p.m. having arrived, at which time **SBs 349 and 350** had been set for Special Order, it was upon request of Senator Baggett, that **SB 350**, by Baggett, Smalley and Nichols of the Senate and Willis of the House was called up for consideration.

As provided under Rule 8-e, upon request of Senator Baggett, Miskelly of the House was added as a coauthor of **SB 350**.

Senator Garrett, joined by Senators Atkinson, Porter, Keels, Birdsong, Short, Stansberry, McCune, Hargrave and Terrill, moved to amend **SB 360**, page 6, line 11, by striking the words and figures "One Million Dollars (\$1,000,000.00)" and substituting therefor the words and figures "One Million Five Hundred Thousand Dollars (\$1,500,000.00)" which amendment was tabled upon motion of Senator Boecher.

Senator Baggett moved to amend **SB 350**, page 11, lines 9 through 11, by striking the language "Oklahoma State University School of Technical Training at Okmulgee and Oklahoma State University Technical Institute at Oklahoma City" which amendment was declared adopted.

Senator Baggett moved to amend **SB 350**, page 11, lines 14 and 15, by striking the words and figures "One Million Five Hundred Thousand Dollars (\$1,500,000.00)" and substituting therefor the words and figures "Seven Hundred Fifty Thousand Dollars (\$750,000.00)" and by amending the totals to conform, which amendment was declared adopted.

Senator Field, joined by Senator Young, moved to amend **SB 350**, page 11, lines 14 and 15, by striking the words and figures "Seven Hundred Fifty Thousand Dollars (\$750,000.00)" and substituting therefor the words and figures "Two Million Thirty-Seven Thousand Five Hundred Dollars (\$2,037,500.00)" which amendment was declared adopted.

Senator Baggett moved to amend **SB 350**, pages 11 and 12, by striking the words "for the planning" on page 11, line 18; on page 12, by striking all of lines 1 through 10; and by striking the language on line 11, through and including the letter "(c)" which amendment was declared adopted.

Senator Baggett moved to amend **SB 350**, page 12, by inserting between lines 15 and 16 a new section to read as follows: "Section 13. There is hereby appropriated to the Oklahoma State Regents for Higher Education from the proceeds

of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Seven Hundred Fifty Thousand Dollars (\$750,000.00) to be allocated by the Regents to the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for expenditure at Oklahoma State University School of Technical Training at Okmulgee and Oklahoma State University Technical Institute at Oklahoma City for planning and construction, furnishing and equipping new buildings, and for remodeling, modernizing, repairing, furnishing and equipping existing buildings, and for other capital additions and improvements" which amendment was declared adopted.

Senator Baggett moved to amend **SB 350**, page 15, line 18, by correcting the numbers of sections cited to correspond to all prior amendments which have caused the renumbering of sections, which amendment was declared adopted.

Senator Baggett moved to amend **SB 350**, pages 2 and 3, lines 4 and 5, respectively, by inserting after the words "Senate Bill No" the figures "349" which amendment was declared adopted.

Upon motion of Senator Baggett, **SB 350**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 350**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 350 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips,

Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—45.

Excused: Garrett, 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, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—45.

Excused: Garrett, Porter, Stipe.—3.

The emergency was declared passed.

SB 350, as amended, was referred for engrossment.

Senator Miller presiding.

SPECIAL ORDER

SB 349 by Baggett, Smalley and Nichols of the Senate and Willis of the House was called up for further consideration.

Senator Baggett moved to amend **SB 349**, page 7, lines 9 and 10, by striking the words and figures "Twenty-eight Million Eight Hundred Ninety-one Thousand (\$28,891,000.00)" and substituting therefor the words and figures "Thirty Million One Hundred Seventy-eight Thousand Five Hundred Dollars (\$30,178,500.00)", and by amending the Title to conform thereto, which amendment was declared adopted.

President Pro Tempore Smith presiding.

Upon motion of Senator Baggett, **SB 349**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 349**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 349 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Howard, Keels, Massey, Porter, Stipe.—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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Howard, Keels, Massey, Porter, Stipe.—5.

The emergency was declared passed.

SB 349, as amended, was referred for engrossment.

GENERAL ORDER

SB 300 by Crow was read and considered.

Senator Breckinridge moved to amend **SB 300**, page 9, line 9, by striking the word "two" and substituting therefor the word "three" which amendment was declared adopted.

Senator Baggett moved to amend **SB 300**, page 19, line 17½ by inserting the paragraph "The Board may not impose or require any other conditions to the applica-

tion of a registration permit than those listed in this act and the Legislature expressly repudiates the existing requirement that an applicant possess a gas supply contract" which amendment was declared adopted.

Senator Breckinridge moved to amend **SB 300**, page 23, line 12½ by inserting the following subsection: "(k) The Board shall not have the authority to adopt or enforce any rule or regulation requiring any examination or permit for any person to engage in any phase of the liquefied petroleum gas industry other than those specifically authorized under subsections (a), (b), (c) and (d) above" which amendment was declared adopted.

Senator Baggett moved to amend **SB 300**, page 3, lines 10 through 13, by striking all language on lines 10 through 12, and the words "in Oklahoma. TWO" on line 13, and substituting therefor the word "FOUR" which amendment was declared failed of adoption.

Senator Baggett moved to amend **SB 300**, page 3, lines 14 and 15, by striking the word "laymen" and substituting therefor the words "persons who are not engaged in any phase of the LPG business, which amendment was declared adopted.

Upon motion of Senator Crow, **SB 300**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 300**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 300 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, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Ham, Hamilton, Holden, Howard, Keels, Lane, McCune, McGraw, Martin, Miller, Payne, Phillips, Romang, Short, Smalley, Terrill.—25.

Nay: Birdsong, Boecher, Bradley, Field, Grantham, Graves, Hargrave, Horn, Luton, McSpadden, Massey, Medearis, Murphy, Smith.—14.

Excused: Baldwin, Inhofe, Nichols, Porter, Stansberry, Stipe, Taliaferro, Young.—8.

Excused from Voting: Williams.—1. (Sec. 24, Art. 5, Const).

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill.—32.

Nay: Birdsong, Bradley, Graves, Horn, Luton, McSpadden, Massey.—7.

Excused: Baldwin, Inhofe, Nichols, Porter, Stansberry, Stipe, Taliaferro, Young.—8.

Excused from Voting: Williams.—1. (Sec. 24, Art. 5, Const).

The emergency was declared passed.

SB 300, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 1018** by Odom (Martin), et al, of the House and Terrill of the Senate—A Concurrent Resolution expressing the intent of the First Session of the Thirty-second Legislature to increase the benefits paid to retirees of the Oklahoma Teachers' Retirement System as funds become available; and directing distribution.

Senator Terrill asked for immediate consideration of **HCR 1018**, which was the order.

As provided under Rule 8-e, upon request of Senator Terrill, Allard of the

House was added as a coauthor of **HCR 1018**.

President Pro Tempore Smith asked to be shown as the first Senate coauthor of **HCR 1018**, which was the order.

Senators Crow, McGraw, Breckinridge, Field, Dacus, Murphy, Smalley, Miller, Hamilton, Birdsong and Baggett asked to be made coauthors of **HCR 1018**, which was the order.

Senator Smalley presiding.

HCR 1018, as coauthored, was read at length and adopted upon motion of Senator Terrill.

President Pro Tempore Smith presiding.

HCR 1018 was properly signed and ordered returned to the Honorable House.

THIRD READING

Senator Atkinson moved to reconsider the vote by which **SB 289** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

As provided under Rule 8-e, upon request of Senator Atkinson, Raibourn of the House was added as coauthor of **SB 289**.

Senator Smalley, joined by Senator Atkinson, moved to amend **SB 289**, page 4, line 6, by striking after the word "exceed" the remainder of line 6, and inserting in lieu thereof the language "eighty (80) days per fiscal year" which amendment was declared adopted.

Upon motion of Senator Atkinson, **SB 289**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **SB 289**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 289 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Martin, Massey, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Baldwin, Boecher, McSpadden, Miller.—4.

Excused: Ham, McGraw, Medearis, Porter, Stansberry, Stipe.—6.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Martin, Massey, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Baldwin, Boecher, McSpadden, Miller.—4.

Excused: Ham, McGraw, Medearis, Porter, Stansberry, Stipe.—6.

The emergency was declared passed.

SB 289, as amended, was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 339 by Bradley of the Senate and Wixson of the House was read and considered.

Upon motion of Senator Bradley, **SB 339** was advanced to engrossment.

By unanimous consent, upon request of Senator Bradley, **SB 339** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 339 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, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smith, Taliaferro, Terrill, Williams, Young.—38.

Excused: Birdsong, Crow, Ham, Hargrave, McGraw, Nichols, Porter, Smalley, 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, Berong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smith, Taliaferro, Terrill, Williams, Young.—38.

Excused: Birdsong, Crow, Ham, Hargrave, McGraw, Nichols, Porter, Smalley, Stansberry, Stipe.—10.

The emergency was declared passed.

SB 339 was referred for engrossment.

CUT-OFF DATE**RE HBs AND/OR HJR's IN
SENATE COMMITTEES**

Senator Baldwin, Chairman of the Rules Committee, moved that the cut-off date for consideration and reporting of all **HBs** and **HJR's** in Senate Committees be at the end of the 55th Legislative Day, April 10, 1969, which motion was declared adopted.

GENERAL ORDER

HB 1264 by Ferrell, et al, of the House

and McSpadden, Terrill and Crow of the Senate was read and considered.

Senator Dacus asked to be made a co-author of **HB 1264**, which was the order.

Senator McSpadden asked that further consideration of **HB 1264** be deferred for this legislative day, which was the order.

SB 205 by McSpadden was read and considered.

Senators Terrill, Smith, Dacus and Bradley asked to be made coauthors of **SB 205**, which was the order.

Senator Garrison moved to amend **SB 205**, page 2, line 9, by adding after the word "officer" and before the word "shall" the phrase, "or of any members of the State Senate having the right to vote on the confirmation of the appointment of such person to the Oklahoma Tax Commission" which amendment was declared adopted.

Senator Williams moved to amend **SB 205**, page 2, line 8, by adding after the word "the" and before the word "political" the word "preceding" which amendment was declared adopted.

Upon motion of Senator McSpadden, **SB 205**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 205**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 205 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smith, Taliaferro, Terrill, Williams.—36.

Nay: Ferrell, Keels.—2.

Excused: Crow, Ham, Howard, McGraw, Porter, Short, Smalley, Stansberry, Stipe, Young.—10.

The bill was declared passed.

SB 205, as amended, was referred for engrossment.

GENERAL ORDER

SJR 12 by Terrill, Smith and Miller of the Senate and Allard, et al, of the House was read and considered.

Senators Baggett and Ferrell asked to be made coauthors of **SJR 12**, which was the order.

Upon motion of Senator Terrill, **SJR 12** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SJR 12** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 12 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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Young.—36.

Nay: Grantham, Williams.—2.

Excused: Boecher, Ham, Howard, Inhofe, Lane, McGraw, Porter, Stansberry, Stipe, Taliaferro.—10.

The Resolution was declared passed.

SJR 12 was referred for engrossment.

GENERAL ORDER

SB 366 by Baggett of the Senate and Smith (E. W.) of the House was read and considered.

Upon motion of Senator Baggett, **SB 366** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 366** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 366 was read for the third time at length.

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

Aye: Baggett, Birdsong, Breckinridge, Crow, Ferrell, Graves, Hamilton, Hargrave, Holden, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Terrill.—25.

Nay: Atkinson, Berrong, Bradley, Dacus, Field, Garrison, Grantham, Horn, Romang, Williams, Young.—11.

Excused: Baldwin, Boecher, Garrett, Ham, Howard, Inhofe, McGraw, Massey, Porter, Stansberry, 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Holden, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Short, Smalley, Smith, Terrill, Williams.—32.

Nay: Garrison, Horn, Romang, Young.—4.

Excused: Baldwin, Boecher, Garrett, Ham, Howard, Inhofe, McGraw, Massey, Porter, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 366 was referred for engrossment.

GENERAL ORDER

SB 355 by Young was read and considered.

Upon motion of Senator Young, **SB 355** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 355** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 355 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, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Nay: Breckinridge.—1.

Excused: Baldwin, Boecher, Ham, Howard, Inhofe, McGraw, Massey, Porter, 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, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Nay: Breckinridge.—1.

Excused: Baldwin, Boecher, Ham, Howard, Inhofe, McGraw, Massey, Porter, Stansberry, Stipe, Taliaferro.—11.

The emergency was declared passed.

SB 355 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration:

Engrossed **HCR 1017** by Townsend, et al, of the House and Graves of the Sen-

ate—A Concurrent Resolution memorializing the passing of the Honorable John T. Levergood; expressing the feeling of the Legislature concerning his accomplishments and contributions; and directing distribution.

Upon request of Senator Graves, **HCR 1017** was taken up for immediate consideration.

Senator Graves asked unanimous consent that all other members of the Senate be made coauthors of **HCR 1017**, which was the order.

HCR 1017, as coauthored, was read at length as follows, and adopted upon motion of Senator Graves:

HCR 1017—By Townsend, et al, of the House and Graves, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young of the Senate—A Concurrent Resolution memorializing the passing of the Honorable John T. Levergood; expressing the feeling of the Legislature concerning his accomplishments and contributions; and directing distribution.

WHEREAS, the Honorable John T. Levergood departed this life March 7, 1969, after having rendered more than a quarter of a century of outstanding service to the people of his district and to the people of the State of Oklahoma as a member of the Legislature; and

WHEREAS, his profound understanding of the complexities of the science of government, coupled with his enlightened and dynamic leadership, set him apart as a stalwart in state government; and

WHEREAS, because of his dedication and untiring efforts in behalf of causes

he believed to be just his life has served as an example to be emulated by many of his colleagues, who consider his passing as a personal loss; and

WHEREAS, the members of the Legislature desire to express their appreciation for this man.

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

SECTION 1. That the Legislature does hereby express to the family of the Honorable John T. Levergood profound regret at the loss to our state resulting from the death of our colleague, and does further express deep appreciation for his many lasting contributions to our great state.

SECTION 2. That duly authenticated copies of this Resolution be furnished to members of the family.

HCR 1017 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 265 by Crow was read and considered.

Upon motion of Senator Crow, SB 265 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 265 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 265 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Holden, Keels, Lane, Luton, Martin, Medearis, Murphy, Terrill.—18.

Nay: Baggett, Bradley, Garrison, Gran-

tham, Graves, Hamilton, Hargrave, Horn, McCune, McSpadden, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Williams.—19.

Excused: Boecher, Ham, Howard, Inhofe, McGraw, Massey, Porter, Stansberry, Stipe, Taliaferro, Young.—11.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Crow moved that the vote be reconsidered by which SB 265 failed of passage.

GENERAL ORDER

SB 133 by Martin was read and considered.

Upon motion of Senator Martin, SB 133 was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, SB 133 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 133 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smith, Terrill, Williams, Young.—29.

Nay: Bradley, Breckinridge, Hamilton, Keels, Lane, Luton, McCune, Short, Smalley.—9.

Excused: Boecher, Ham, Howard, Inhofe, McGraw, McSpadden, Porter, Stansberry, Stipe, Taliaferro.—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, Bradley, Crow, Dacus,

Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Keels, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smith, Terrill, Williams, Young.—32.

Nay: Breckinridge, Hamilton, Lane, Luton, Short, Smalley.—6.

Excused: Boecher, Ham, Howard, Inhofe, McGraw, McSpadden, Porter, Stansberry, Stipe, Taliaferro.—10.

The emergency was declared passed.

SB 133 was referred for engrossment.

GENERAL ORDER

SB 260 by Atkinson was read and considered.

Upon motion of Senator Atkinson, SB 260 was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, SB 260 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 260 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Crow, Field, Garrett, Garrison, Holden, Horn, Lane, Murphy, Phillips, Smalley, Smith, Terrill.—14.

Nay: Baldwin, Berrong, Bradley, Breckinridge, Dacus, Ferrell, Grantham, Graves, Hamilton, Keels, Luton, McCune, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Romang, Short, Williams, Young.—22.

Excused: Baggett, Boecher, Ham, Hargrave, Howard, Inhofe, McGraw, Massey, Porter, Stansberry, Stipe, Taliaferro.—12.

The bill was declared failed of passage.

Senator Baggett presiding.

GENERAL ORDER

SB 336 by Atkinson, Birdsong, Nichols and Boecher was read and considered.

Senator Hamilton moved to amend SB 336, page 1, lines 3 and 4, by striking the language "by not exercising proper restraint of" and substituting therefor the words "permits", on lines 3 and 4 by striking the words "permits the same" and by substituting therefor the words "or animals" and by inserting after the word "large" the words "due to their negligence".

Senator Young moved to table the Hamilton amendment.

Senator Williams, as a substitute, moved that SB 336 be advanced to engrossment.

Senator Atkinson moved to table the Williams motion.

Senator Nichols moved that the Senate stand adjourned, when the Clerk's desk is cleared, until 11:00 a.m., tomorrow, which motion was declared failed of adoption.

Senator Williams asked that his motion be withdrawn, which was the order.

Senator Atkinson asked that his motion be withdrawn, which was the order.

The vote occurring upon the Young motion, it was declared failed of adoption.

The vote occurring upon the Hamilton amendment, it was declared adopted.

Senator Berrong, joined by Senator Grantham, moved to amend SB 336, page 1, line 3, by inserting after the word "by" and before the word "not" the language "knowingly or through gross negligence and does not exercise" and on line 3 before the word "proper" by striking the words "not exercising" which amendment was tabled upon motion of Senator Hamilton.

Senator Luton moved to amend SB 336, page 2, line 3, by adding after the word "prisonment" the sentence "Hunting dogs of all types shall be excluded from the provisions of this section" which amendment was declared adopted.

Upon motion of Senator Atkinson, SB 336, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **SB 336**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 336 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, Breckinridge, Crow, Field, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Keels, Luton, Martin, Miller, Nichols, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams.—24.

Nay: Baldwin, Berrong, Dacus, Ferrell, Lane, McSpadden, Medearis, Murphy, Payne, Young.—10.

Excused: Boecher, Bradley, Garrett, Ham, Hargrave, Howard, Inhofe, McCune, McGraw, Massey, Porter, Stansberry, Stipe, Taliaferro.—14.

The bill was declared failed of passage.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 19-b, Senator Atkinson moved that the vote be reconsidered by which **SB 336**, as amended, failed of passage.

Senator Payne presiding.

Senator Terrill asked for an extension of one legislative day for consideration of the Stipe motion to reconsider the vote by which **SB 122** failed of passage, which was the order.

Senator Terrill moved, that when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m. tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 89, 200 and 204**.

The above numbered Enrolled Bills were referred to the Governor.

As provided under the Terrill motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Fifty-first Legislative Day

Thursday, April 3, 1969

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

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Ham, McGraw, Massey, Miller, Porter, Stansberry.—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 President Pro Tempore Smith:

Our Father and our God, we come before Thee again this morning in awesome reverence to invoke Thy blessing and heavenly benediction upon these men representing the people of our State.

Grant, O' Father that in our generation we will not squander the opportunity which has been so dearly bought, nor relinquish the ideals for which so costly sacrifices have been made, but may we set ourselves to the unfinished business of preserving freedom, liberty and justice for all. Our Father, grant to each of us, as citizens of this great State, visions for the future and such commitments to the tasks at hand that our wildest

dreams may find fulfillment in the coming months and years. Strengthen our sense of loyalty to Thee and to our government; binding our devotions to God and country into one solid commitment which the forces of evil can never divide nor destroy.

May the men who occupy the seats in this historic chamber always be men of courage and men of faith, who will use their influence to preserve our conviction that we are "One nation under God" and will always be. We pray for President Pro Tempore Finis Smith and for these men who give themselves faithfully to the government of our people. Come quietly yet powerfully to each one of us now . . . and speak the word that we need.

Where there is joy and happiness over past achievements, let it be lifted up to Thee in humble thanks, for Thou alone art the source of our talents and the well-being of our gladness. Where there is doubt and uncertainty about what lies ahead, let Thy power and purpose be known to us, that we may make our ways Thy ways. This we pray in the wonderful name of our Lord and Saviour Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

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 1091, 1094, 1096, 1099, 1112, 1116 and 1122.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1091** 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 1091**, entitled:

An Act relating to State Board of Equalization; 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 House concur in Amendments No. 2 and 3.
3. That the following Conference Committee amendment be adopted: Restore title to read as follows:

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

SENATE CONFEREES: Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Connor, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Skeith.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1094** 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 1094, entitled:

(An Act relating to the office of the State Treasurer and making; 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 House concur in Amendments No. 2 through Amendment No. 20.
3. That the following Conference Committee amendment be adopted:

Restore title to read as follows:

An Act relating to the office of the State Treasurer and making appropriations thereto; stating the purpose; providing that the State Treasurer shall fix the duties and compensation of employees within certain limitations; providing for lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Connor, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Skeith.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1096** 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
1096, entitled:

An Act relating to the office of the State Industrial Court and making appropriations thereto; stating the purpose; providing that the judges shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this act severable; 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:

That the Senate recede from Senate Amendment No. 1.

SENATE CONFEREES: Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Connor, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Skeith.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1099 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 1099, entitled:

An Act relating to the Oklahoma Arts and Humanities Council 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 amendment be adopted:

Restore title to read as follows:

An Act relating to the Oklahoma Arts and Humanities Council and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Connor, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Skeith.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1112 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 1112, entitled:

An Act relating to the office of the Pardon and Parole Board and making an appropriation thereto; stating the purpose; providing lapse date; making the provisions of this act severable; 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 Amendment No. 1.

2. That the House concur in Amendment No. 2.

SENATE CONFEREES: Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Connor, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Skeith.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1116 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 1116, entitled:

An Act relating to the office of the Chief Mine Inspector ***.

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 amendment be adopted:

Restore title to read as follows:

An Act relating to the office of the Chief Mine Inspector and making appropriations thereto; stating the purpose; providing that the Chief Mine Inspector shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Connor, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Skeith.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1122 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 1122, entitled:

An Act relating to the Western Plains Indians Arts and Crafts Commission and making *** 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 amendment be adopted:

Restore title to read as follows:

An Act relating to the Western Plains Indians Arts and Crafts Commission and making an appropriation thereto; stating the purpose; providing lapse date; making provisions of act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Connor, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Skeith.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1486—By Mountford—An Act relating to the restoration for safe usage of certain hazardous lands in Oklahoma; creating the Ottawa Reclamation Authority known as a district; setting forth its powers, rights, and privileges; providing for a board of five directors and their method of appointment; authorizing said board to hire employees; providing for the handling of money by said district; providing for its domicile and records; providing it shall be unlawful for any director, agent, or employee of the district to become interested in any contract for the purchase of any property, construction or work by or for the district and prescribing a penalty therefor; providing for the derivation of funds by authorizing rates and charges for the sale or use of land and the disposition of such funds; limiting the source of funds for the payment of indebtedness; authorizing the district to borrow money and pledge its assets; authorizing the district to work with other governmental agencies; authorizing the promulgation of rules and regulations relieving owners of land from liability for damage or injury occurring after conveyance of the land to said district; providing for exemption from taxation of interest on loans to the district and property owned by the district; providing for severability; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1057, 1258, 1267 and 1400.**

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 1018.**

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 267**, coauthored by Atkins; **268**, coauthored by Atkins; **269**, coauthored by Atkins; **270**, coauthored by Bradley and Musgrave; and **278**, coauthored by Atkins, Ford, York and Nance.

The above numbered Bills were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 133, 205, 289, 300, 339, 349, 350, 355, 366 and SJR 12 each correctly engrossed.

SCR 19 correctly enrolled.

Engrossed **SBs 133, 205, 289, 300, 339, 349, 350, 355, 366 and SJR 12** were properly signed and ordered transmitted to the Honorable House for consideration.

Senator Garrison presiding.

Enrolled **SCR 19** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Smith presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 63** 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 63**, entitled:

(State Department of Health * * * 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 its Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

Amendment No. 1. Page 4, line 8, strike "848,743.00" and insert "795,274.00".

Amendment No. 2. Page 4, line 11, strike "\$2,013,096.00" and insert "\$1,959,627.00".

Amendment No. 3. Amend the title to read as follows:

An Act relating to the State Department of Health and making appropriations thereto; stating the purpose; providing for use of federal funds; authorizing 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; providing for utilization of appropriation for child guidance services; making appropriations to Eastern Oklahoma Tuberculosis Sanatorium, Oklahoma General Hospital, and Western Oklahoma Tuberculosis Sanatorium; stating purposes; designating controlling board; providing lapse date; making the provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Allard, Bickford, Connor, Hesser, Odom (V. H.), Raibourn, Skeith, Sparkman, Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 79 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 79, entitled:

An Act relating to the Secretary of the State Election Board and making appropriations thereto; stating the purpose; fixing the salary of the Secretary of the State Election Board; providing for the employment and compensation of necessary personnel; making said appropriations nonfiscal; making the provisions of this act severable; repealing all acts in conflict herewith; 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 its Amendments No. 1 and No. 2.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Allard, Bickford, Connor, Hesser, Odom (V. H.), Raibourn, Skeith, Sparkman, Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 80 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. 80, entitled:

(An Act relating to the Division of the Budget 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 its Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

Amendment No. 1. Amend the title to read as follows:

An Act relating to the division of the budget and making appropriations thereto; stating the purpose; providing limitations on expenditure of health planning funds; authorizing the Director of State Finance to appoint and fix the duties and compensation of personnel; making a re-appropriation to the Division of the Budget; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Allard, Bickford, Connor, Hesser, Odom (V. H.), Raibourn, Skeith, Sparkman, Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 96 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. 96, entitled:

An Act relating to the Oklahoma Department of Public Safety and Size and Weights Division; amending 47 O.S. 1961, § 14-116 as last amended by Section 2, Chapter 369 O.S.L. 1967 (47 O.S. Supp. 1968, § 14-116) and 47 O.S. 1961, § 22.2(g) as last amended by Section 1, Chapter 369, O.S.L. 1967 (47 O.S. Supp. 1968, § 22.2(g)); providing for the issuance of permit fees; providing for the allocation of certain funds; providing for effective date of this act; making provisions of this act severable; repealing all acts in conflict herewith; 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 Senate accept House Amendment No. 1.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Garrett, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Allard, Bickford, Connor, Hesser, Odom (V. H.), Raibourn, Skeith, Sparkman, Townsend.

COMMITTEE REPORTS

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

DO PASS:

SJR 18—Constitutional Revisions and Regulatory Services.

HB 1125—Public Affairs—Coauthored by Luton.

HB 1311—Roads and Highways—Show Payne as Senate Author.

HB 1319—Roads and Highways—Show Ferrell as Senate Author and coauthored by Birdsong, Garrison, McSpadden, Terrill, Medearis and Murphy.

HB 1329—Revenue and Taxation.

HB 1377—Constitutional Revisions and Regulatory Services—Coauthored by Smalley.

HB 1381—Constitutional Revisions and Regulatory Services—Coauthored by Smalley.

HJR 1031—Roads and Highways.

DO PASS, as amended:

SB 158—Appropriations and Budget.

SB 216—Municipal Government.

SB 235—Agriculture—Remove Young as Author and show Williams as Author.

SB 302—Education.

SB 330—Agriculture.

SB 331—Roads and Highways.

SJR 22—Education—Coauthored by Martin.

SJR 23—Constitutional Revisions and Regulatory Services.

SJR 24—Constitutional Revisions and Regulatory Services.

HB 1114—Appropriations and Budget.

HB 1121—Appropriations and Budget.

HB 1123—Appropriations and Budget.

HB 1179—Public Affairs.

HB 1181—Appropriations and Budget.

HB 1412—Agriculture—Coauthored by Atkinson.

HB 1413—Agriculture.

HB 1479—Roads and Highways—Coauthored by Breckinridge.

RESOLUTIONS

Senator Berrong introduced the following Resolution, which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 26—by Berrong, Dacus, Grantham, Horn, Keels and Nichols—A Resolution relating to interim study by the State Legislative Council; directing creation of the special committee on investment of state funds; specifying duties and outlining subjects for study; authorizing appointment of committee membership; providing that the Governor and the State Treasurer shall be advisory members of said committee; and requiring report of findings and recommendations for submission to the Second Session, Thirty-second Legislature.

WHEREAS, state governments are hard pressed to raise revenues necessary to keep abreast of an ever broadening and intensifying demand for more governmental services; and

WHEREAS, the problem of financing needed expenditures has been particularly acute in recent years; and

WHEREAS, the prudent investment of state funds constitute a significant potential revenue source without raising taxes and without increasing other nontax charges upon the public; and

WHEREAS, adequate overall state fiscal planning is imperative if maximum interest revenues are to be realized; and

WHEREAS, all policy and legal aspects of state investment possibilities should be analyzed, and adapted to the general lines of usual businesslike practices to achieve a maximization of interest revenues; and

WHEREAS, the State of Oklahoma has made significant progress in this regard and should continue these efforts in a sound and prudent manner.

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

SECTION 1. The Executive Committee of the State Legislative Council is hereby directed to create a 20-member Special Committee on Investment of State Funds, to be composed of ten (10) members of the Legislature and ten (10) non-legislative citizen members highly knowledgeable in matters of finance and investment policies and procedures, to be appointed on a non-partisan basis. The President Pro Tempore shall appoint five (5) members of the Senate and five (5) non-legislative citizen members to the committee and the Speaker shall appoint five (5) members of the House of Representatives and five (5) non-legislative citizen members. The Governor and the State Treasurer shall be ex officio advisory members of the committee.

SECTION 2. It shall be the duty and responsibility of the committee to conduct a comprehensive interim study on the investment policies and procedures for state funds on deposit with the State Treasurer, so as to provide safe liquidity thereof, secure maximum income from the investment of state funds, and to provide fair, equitable and businesslike policies for said investments without political favor or political pressures from any public official or officials.

In discharging its duties and responsibilities hereunder, the committee is directed to study all phases of state investment policies and procedures with the objective of establishing a better investment program for state funds, which study shall include, but shall not be limited to, the following subjects and purposes:

(a) to determine what emphasis should be given to the State Depository Board, or a similar board, in the investment of state funds, selection of depositories, and approval of securities for state deposits;

(b) to determine whether it is good

business and sound, responsible government to authorize any official, other than the State Treasurer, to make investments and to select depositories and, if so, whether such other officials should be bonded;

(c) to determine on what basis interest rates on time deposits should be made, such as a percentage of earnings of U. S. Treasury Bills or Treasury Notes;

(d) to determine the types of accounts to be established and the percentage of accounts to be on time deposit and on active account;

(e) to establish a formula for the placement of deposits with approved banks so that same will be on an impartial, fair basis and in order that recognition will be given to those depositories who are endeavoring to promote the economic and industrial development of communities served;

(f) to determine, among other matters, whether it is feasible and proper to give special consideration to newly-established banks;

(g) to evaluate the feasibility of establishing an "Investment Board" within the State Treasurer's office or other appropriate agency with the objective of maximizing revenue from state deposits;

(h) to ascertain what consideration, if any, should be given banks which render additional services to the state because state agencies or institutions are located within their respective communities;

(i) to determine what percentage of monies should be on (1) time deposit and (2) on demand deposit in the several types of depositories;

(j) to conduct research on recent programs in other states regarding the investment of public funds and to evaluate Oklahoma's current policies and procedures in the light of said programs; and

(k) to study, analyze and evaluate all other areas which will be helpful in establishing a better investment program for state funds.

SECTION 3. Upon the completion of its study, the Special Committee on Investment of State Funds is directed to prepare (1) a report of findings and (2) recommendations thereon which shall be drafted in bill form for introduction in the Second Session of the Thirty-second Legislature.

Senator Payne introduced the following Resolution, which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 27—by Payne, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, 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 First Session of the Thirty-second Oklahoma Legislature; and directing distribution of this Resolution.

WHEREAS, the Southwestern Bell Telephone Company has selected seven of its most gracious and lovely employees to serve as telephone operators and supervisors for the State Senate during the First Session of the Thirty-second Legislature, being Helen Witt, Peggy Davis, Shirley Weaver, Jeanette Wolf and Bettye West, operators, and Molly Powell 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 its 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 FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate extends to the Southwestern Bell Telephone Company and to its employees, Helen Witt, Shirley Weaver, Peggy Davis, Bettye West, Jeanette Wolf, Molly Powell and Beatrice Jackson, its appreciation for their services.

SECTION 2. That duly authenticated copies of this Resolution, after consideration and enrollment, shall be prepared for and transmitted to the Southwestern Bell Telephone Company and to each of the above-named employees, as a token of the sentiments herein expressed.

SECOND READING

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

SB 377—Municipal Government.

GENERAL ORDER

SB 338 by Horn, Stipe and Massey was read and considered.

Upon motion of Senator Stipe, SB 338 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 338 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 338 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Me-

dearis, Murphy, Nichols, Payne, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Ham, McGraw, Massey, Miller, Phillips, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Ham, McGraw, Massey, Miller, Phillips, Porter, Smalley, Stansberry.—10.

The emergency was declared passed.

SB 338 was referred for engrossment.

RULE 19-f SUSPENDED

President Pro Tempore Smith asked unanimous consent, which was granted, that Rule 19-f be suspended on all measures passed this legislative day and the remainder of this legislative session, unless specifically invoked by any Member of the Senate on a particular measure.

Senator Baldwin asked to be shown present, which was the order.

GENERAL ORDER

SB 159 by Murphy was read and considered.

Upon motion of Senator Murphy, SB 159 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 159 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 159 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hargrave, Holden, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Nay: Boecher, Hamilton, Horn, Nichols, Stipe.—5.

Excused: Atkinson, Garrison, Ham, Howard, McGraw, Massey, Miller, Porter, Stansberry.—9.

The bill was declared passed.

SB 159 was referred for engrossment.

GENERAL ORDER

SB 335 by Holden was read and considered.

Senator Holden moved to amend SB 335, page 2, lines 2 and 3 by striking after the word "residence" the language "nor to attend to give his deposition out of the county where he resides" which amendment was declared adopted.

Upon motion of Senator Holden, SB 335, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, SB 335, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 335 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, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Romang,

Short, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Boecher, Field, Ham, McGraw, McSpadden, Massey, Miller, Porter, Smalley, 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Boecher, Field, Ham, McGraw, McSpadden, Massey, Miller, Porter, Smalley, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 335, as amended, was referred for engrossment.

GENERAL ORDER

SB 236 by Breckinridge, Smith, McGraw, Howard, Hargrave and Inhofe was read and considered.

Senator Bradley asked to be made a coauthor of **SB 236**, which was the order.

Upon motion of Senator Breckinridge, **SB 236** was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, **SB 236** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 236 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton,

McCune, Martin, Medearis, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—31.

Nay: Baldwin, Hamilton.—2.

Excused: Atkinson, Boecher, Ferrell, Field, Ham, Howard, McGraw, McSpadden, Massey, Miller, Murphy, Porter, Stansberry, Stipe, Taliaferro.—15.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Nay: Baldwin, Hamilton.—2.

Excused: Atkinson, Boecher, Field, Ham, Howard, McGraw, McSpadden, Massey, Miller, Murphy, Porter, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

SB 236 was referred for engrossment.

GENERAL ORDER

SB 234 by Garrett of the Senate and Trent of the House was read and considered.

Senators Birdsong and Keels asked to be coauthors of **SB 234**, which was the order.

Upon motion of Senator Garrett, **SB 234** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **SB 234** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 234 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Brad-

ley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Martin, Murphy, Nichols, Phillips, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Nay: Baldwin, Hamilton, Medearis, Smith.—4.

Excused: Atkinson, Boecher, Ham, Howard, McGraw, McSpadden, Massey, Miller, Payne, Porter, Stansberry.—11.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Martin, Murphy, Nichols, Phillips, Romang, Short, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—33.

Nay: Baldwin, Hamilton, Medearis, Smith.—4.

Excused: Atkinson, Boecher, Ham, Howard, McGraw, McSpadden, Massey, Miller, Payne, Porter, Stansberry.—11.

The emergency was declared passed.

SB 234 was referred for engrossment.

GENERAL ORDER

SB 39 by Garrison and Williams of the Senate and Connor of the House was read and considered.

Upon motion of Senator Williams, SB 39 was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, SB 39 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 39 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Murphy, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Boecher, Garrison, Ham, Howard, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Porter, Stansberry.—13.

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, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Murphy, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Atkinson, Boecher, Garrison, Ham, Howard, McGraw, McSpadden, Massey, Miller, Nichols, Payne, Porter, Stansberry.—13.

The emergency was declared passed.

SB 39 was referred for engrossment.

Senator Porter asked to be shown present, which was the order.

GENERAL ORDER

SB 341 by Holden and Smith was read and considered.

Senator Bradley asked to be made a co-author of SB 341, which was the order.

Upon motion of Senator Holden, SB 341 was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, SB 341 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 341 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, Martin, Murphy, Nichols, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Williams.—32.

Nay: Hamilton.—1.

Excused: Atkinson, Boecher, Ham, Howard, Lane, McGraw, McSpadden, Massey, Medearis, Miller, Payne, Smalley, Stansberry, Taliaferro, Young.—15.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, Martin, Murphy, Nichols, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Williams.—32.

Nay: Hamilton.—1.

Excused: Atkinson, Boecher, Ham, Howard, Lane, McGraw, McSpadden, Massey, Medearis, Miller, Payne, Smalley, Stansberry, Taliaferro, Young.—15.

The emergency was declared passed.

SB 341 was referred for engrossment.

GENERAL ORDER

SB 215 by Birdsong, Smalley, Smith and Terrill of the Senate and Derryberry of the House was read and considered.

Upon motion of Senator Birdsong, **SB 215** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SB 215** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 215 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Atkinson, Boecher, Ham, Howard, McGraw, Massey, Medearis, Miller, Payne, Stansberry, Taliaferro.—11.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Atkinson, Boecher, Ham, Howard, McGraw, Massey, Medearis, Miller, Payne, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 215 was referred for engrossment.

GENERAL ORDER

SJR 7 by Garrison and Williams of the Senate and Connor, Green and Hunter of the House was read and considered.

Senators Short and Ferrell asked to be made coauthors of **SJR 7**, which was the order.

Senator Berrong moved to amend **SJR 7**, on page 2, lines 16 and 17 and on page 4, lines 16 and 17, by deleting the words and figures "Seventy Million Dollars (\$70,000,000.00)" and substituting therefor the words and figures "Fifty Million Dollars (\$50,000,000.00)", in each instance, which amendment was declared adopted.

Upon motion of Senator Garrison, **SJR 7**,

as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SJR 7**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 7, as amended, was read for the third time at length, as follows:

COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 7—By Garrison, Williams, Short and Ferrell 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 ARTICLE X OF THE OKLAHOMA CONSTITUTION BY ADDING A NEW SECTION THERETO AUTHORIZING THE ISSUANCE AND SALE OF ADDITIONAL STATE INDUSTRIAL FINANCE BONDS; FIXING MAXIMUM ON AMOUNT OF BONDS OUTSTANDING; AUTHORIZING THE LEGISLATURE TO INCREASE AMOUNTS WHICH MAY BE OUTSTANDING; PROVIDING FOR REPAYMENT; PROVIDING FOR BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIRST SESSION OF THE THIRTY-SECOND 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 new section to Article X of the Constitution of the State of Oklahoma, to be designated as Section 34A.

Section 34A. The Oklahoma Industrial Finance Authority is hereby authorized to issue and sell additional state industrial finance bonds, not to exceed Ten Million Dollars (\$10,000,000.00) outstanding at any one time in such amounts as

may be needed and to mature within thirty (30) years from their date for the purposes set out in Section 34, Article X of the Oklahoma Constitution pertaining to the State Industrial Finance Authority, approved by vote of the people on July 26, 1960. The Legislature of the State of Oklahoma may raise the above amount of bonds to be issued by said Authority not to exceed an additional Fifty Million Dollars (\$50,000,000.00) outstanding at any one time to mature within thirty (30) days from their date in increments of Ten Million Dollars (\$10,000,000.00) by enactment of an appropriate resolution. All bonds herein authorized to be issued and sold shall be backed by the full faith and credit of the State of Oklahoma. The bonds herein authorized shall be in addition to those now authorized by the above-mentioned Section 34, Article X of the Oklahoma Constitution, and enabling statutes. There shall be pledged to the payment of principal and interest of the bonds herein authorized to be issued: (1) The next proceeds from repayment of loans and interest received thereon; (2) Any monies available from other funds of the state not otherwise obligated; and (3) The proceeds of any tax other than ad valorem, which may be imposed for such purpose in the event funds available for use and pledge under (1) and (2) should be insufficient. All other provisions of said Section 34, Article X of the Oklahoma Constitution shall remain in full force and effect.

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 amending Article X of the Oklahoma Constitution by adding a new section to be

designated Section 34A, authorizing the issuance and sale of additional State Industrial Finance Bonds not to exceed Ten Million Dollars (\$10,000,000.00) outstanding at any one time, but authorizing the Legislature to raise the amount which may be outstanding to an amount not to exceed Fifty Million Dollars (\$50,000,000.00) additionally outstanding at any one time, providing that all such bonds shall be backed by the full faith and credit of the State of Oklahoma, and providing for repayment of the bonds

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 the Resolution, prepare and file one copy thereof, including the above ballot title, with the Secretary of State, and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on August 25, 1970, at which time the proposed amendment to the Constitution of the State of Oklahoma set forth in SECTION 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—34.

Excused: Atkinson, Boecher, Crow, Dacus, Ham, Hargrave, Howard, McGraw, Massey, Miller, Payne, Porter, Stansberry, Young.—14.

The Resolution was declared passed.

The question being, "Shall **SJR 7**, by Garrison, Williams, Short and Ferrell 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 Article X of the Oklahoma Constitution by adding a new Section thereto authorizing the issuance and sale of additional State Industrial Finance Bonds; fixing maximum on amount of bonds outstanding; authorizing the Legislature to increase amounts which may be outstanding; providing for repayment; 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 August 25, 1970 as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on August 25, 1970, 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—34.

Excused: Atkinson, Boecher, Ham, Hargrave, Horn, Howard, McGraw, Massey, Medearis, Miller, Payne, Porter, Stansberry, Young.—14.

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 7, as amended, was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Stipe motion to reconsider the vote by which **SB 122**, failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Romang, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Keels, Short, Smalley.—3.

Excused: Atkinson, Baggett, Boecher, Ham, Howard, McGraw, Massey, Miller, Payne, Porter, Stansberry, Taliaferro.—12.

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

Aye: Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Smith, Stipe, Terrill, Young.—29.

Nay: Baldwin, Breckinridge, Grantham, Keels, McCune, Short, Smalley, Williams.—8.

Excused: Atkinson, Baggett, Boecher, Ham, Howard, McGraw, Massey, Miller, Payne, Stansberry, Taliaferro.—12.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Baldwin, Breckinridge, Keels, McCune, Short.—5.

Excused: Atkinson, Boecher, Ham, How-

ard, McGraw, Massey, Miller, Payne, Stansberry, Taliaferro.—10.

The emergency was declared passed.

SB 122 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Crow motion to reconsider the vote by which **SB 265** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Excused: Atkinson, Baggett, Baldwin, Boecher, Ham, Howard, McGraw, Massey, Miller, Payne, Stansberry, Taliaferro.—12.

THIRD READING

Senator Crow moved to reconsider the vote by which **SB 265** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Crow the vote was reconsidered by which **SB 265** was advanced to engrossment.

GENERAL ORDER

Senator Crow moved that **SB 265** be withdrawn from the Calendar and re-referred to the Committee on Roads and Highways, which motion prevailed.

Senator Porter moved that **SB 190** be withdrawn from the Calendar and referred to the Judiciary Committee, which motion prevailed.

Upon motion of Senator Hargrave, **SB 240** was ordered withdrawn from the Calendar and re-referred to the Committee on Governmental Affairs, and **SB 359** was

ordered withdrawn from the Calendar and re-referred to the Judiciary Committee.

Senator Hamilton moved that **SB 363** be withdrawn from the Calendar and re-referred to the Judiciary Committee, which motion prevailed.

THIRD READING

President Pro Tempore Smith moved that **SB 271** be withdrawn from the Calendar and re-referred to the Committee on Revenue and Taxation, which motion prevailed.

GENERAL ORDER

SB 356 by Williams was read and considered.

As provided under Rule 8-e, upon request of Senator Williams, Representative Thornhill was added as the House Author of **SB 356**.

Upon motion of Senator Williams, **SB 356** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **SB 356** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 356 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, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Crow, Dacus, Field, Lane.—4.

Excused: Atkinson, Baldwin, Boecher, Ham, Howard, McGraw, Massey, Miller, Payne, Stansberry, Taliaferro.—11.

The bill was declared passed.

SB 356 was referred for engrossment.

GENERAL ORDER

SB 357 by Williams was read and considered.

As provided under Rule 8-e, upon request of Senator Williams, Representative Thornhill was added as the House Author of **SB 357**.

Upon motion of Senator Williams, **SB 357** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **SB 357** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 357 was read for the third time at length.

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

Aye: Baggett, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Nay: Dacus, Field.—2.

Excused: Atkinson, Baldwin, Berrong, Boecher, Ham, Howard, McGraw, Massey, Miller, Payne, Porter, Stansberry, Stipe, Taliaferro.—14.

The bill was declared passed.

SB 357 was referred for engrossment.

Senator Young presiding.

GENERAL ORDER

SB 247 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 247** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 247** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 247 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Holden, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Murphy, Porter, Short, Smalley, Smith, Williams.—24.

Nay: Bradley, Grantham, Hamilton, Hargrave, Horn, Lane, Nichols, Phillips, Romang, Young.—10.

Excused: Atkinson, Baldwin, Boecher, Ham, Howard, McGraw, Massey, Medearis, Miller, Payne, Stansberry, Stipe, Taliaferro, Terrill.—14.

The bill was declared failed of passage.

GENERAL ORDER

SB 315 by McSpadden was read and considered.

Upon motion of Senator McSpadden, SB 315 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, 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: Baggett, Birdsong, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—33.

Nay: Bradley.—1.

Excused: Atkinson, Baldwin, Berrong, Boecher, Ferrell, Ham, Howard, McGraw,

Massey, Miller, Payne, Stansberry, Stipe, Taliaferro.—14.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Berrong, Boecher, Ferrell, Ham, Howard, McGraw, Massey, Miller, Payne, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

SB 315 was referred for engrossment.

GENERAL ORDER

SB 371 by Smith was read and considered.

Upon motion of President Tempore Smith, SB 371 was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, SB 371 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 371 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, Bradley, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Boecher, Dacus, Ham, Howard, McGraw, McSpadden, Massey, Miller, Payne, Stansberry, Stipe, Taliaferro.—14.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Boecher, Ham, Howard, McGraw, McSpadden, Massey, Miller, Payne, Stansberry, Stipe, Taliaferro.—13.

The emergency was declared passed.

SB 371 was referred for engrossment.

President Pro Tempore Smith presiding.

PENDING CONSIDERATION OF HAS

Upon motion of Senator McSpadden, the Senate refused to concur in **HAs** to Engrossed **SB 53**, and requested a conference thereon, said bill to be referred to the General Conference Committee on Appropriations.

Upon motion of Senator McSpadden, the Senate refused to concur in **HA** to Engrossed **SB 68**, and requested a conference thereon, said bill to be referred to the General Conference Committee on Appropriations.

Upon motion of Senator McSpadden, the Senate refused to concur in **HA** to Engrossed **SB 255**, and requested a conference thereon, said bill to be referred to the General Conference Committee on Appropriations.

Senator Romang moved that the Senate concur in **HA** to Engrossed **SB 210**, which motion prevailed.

SB 210, as amended by the Honorable House, was read at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham,

Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, Medearis, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Excused: Atkinson, Baldwin, Boecher, Ham, Howard, Keels, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Stansberry, Stipe, Taliaferro.—16.

The bill, as amended, was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, McCune, Medearis, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—32.

Excused: Atkinson, Baldwin, Boecher, Ham, Howard, Keels, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Payne, Stansberry, Stipe, Taliaferro.—16.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Romang, the Senate concurred in **HAs** to Engrossed **SB 95**.

SB 95, as amended by the Honorable House, was read at length.

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

Aye: Baggett, Berrong, Breckinridge, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—26.

Nay: Birdsong, Bradley, Dacus, Hamilton, Horn, Keels, Lane, Taliaferro.—8.

Excused: Atkinson, Baldwin, Boecher, Crow, Ham, Howard, McGraw, Martin,

Massey, Miller, Payne, Porter, Stansberry, Stipe.—14.

The bill, as amended, was declared passed.

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

Aye: Baggett, Berrong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Nay: Birdsong.—1.

Excused: Atkinson, Baldwin, Boecher, Crow, Ham, Howard, McGraw, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe.—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 Smalley, the Senate concurred in HAs to Engrossed SB 15.

SB 15, as amended by the Honorable House, was read at length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Boecher, Crow, Ham, Howard, McGraw, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe.—14.

The bill, as amended, was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Brad-

ley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Boecher, Crow, Ham, Howard, McGraw, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe.—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 Smalley, the Senate concurred in HAs to Engrossed SB 17.

SB 17, 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, Berrong, Birdsong, Ferrell, Grantham, Horn, McCune, McSpadden, Romang, Williams.—10.

Nay: Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Graves, Hamilton, Holden, Inhofe, Keels, Lane, Luton, Murphy, Nichols, Phillips, Short, Smalley, Smith, Taliaferro, Terrill, Young.—22.

Excused: Atkinson, Baldwin, Boecher, Garrett, Ham, Hargrave, Howard, McGraw, Martin, Massey, Medearis, Miller, Payne, Porter, Stansberry, Stipe.—16.

The bill, as amended, was declared failed of passage.

MOTION TO RECONSIDER VOTE

Senator Smalley asked unanimous consent that the Rules be suspended for the purpose of reconsidering the vote by which SB 17 failed of passage, which was the order.

As provided under Rule 19-b, Senator Smalley moved that the vote be reconsidered by which SB 17 failed of passage, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—32.

Excused: Atkinson, Baldwin, Boecher, Ham, Hargrave, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe, Young.—16.

Senator Smalley moved to reconsider the vote by which the Senate concurred in **HAs** to Engrossed **SB 17**, which motion prevailed.

Senator Smalley moved that the Senate refuse to concur in **HAs** to Engrossed **SB 17**, and request a conference thereon, which motion was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferencees under **SB 17**: Smalley, Hamilton and Short.

Senator Luton presiding.

PENDING SENATE ACTION ON HA

Senator Smalley moved that the Senate concur in **HA** to Engrossed **SB 18**.

Senator Hamilton, as a substitute, moved that the Senate refuse to concur in **HA** to **SB 18**, and request a conference thereon.

Senator Smalley asked that his motion be withdrawn, which was the order.

The vote occurring upon the Hamilton motion, it was declared adopted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferencees under **SB 18**: Smalley, Hamilton and Short.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Smalley, the Senate concurred in **HAs** to Engrossed **SB 22**.

SB 22, 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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Boecher, Field, Ham, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe.—15.

The bill, as amended, was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—33.

Excused: Atkinson, Baldwin, Boecher, Field, Ham, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe.—15.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Smalley, the Senate concurred in **HAs** to Engrossed **SB 24**.

SB 24, 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, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Williams, Young.—30.

Excused: Atkinson, Baldwin, Boecher, Crow, Field, Ham, Hargrave, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe, Terrill.—18.

The bill, as amended, was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Baldwin, Boecher, Field, Ham, Hargrave, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe.—16.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Smalley, the Senate concurred in **HAS** to Engrossed **SB 28**.

SB 28, as amended by the Honorable House, was read as length.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Young.—32.

Excused: Atkinson, Baldwin, Boecher, Field, Ham, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe, Williams.—16.

The bill, as amended, was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Young.—32.

Excused: Atkinson, Baldwin, Boecher, Field, Ham, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Porter, Stansberry, Stipe, Williams.—16.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 1024 by Andrews, et al, of the House and Taliaferro of the Senate was read and considered.

Senators Hargrave, Smith, Terrill and Holden asked to be made coauthors of **HB 1024**, which was the order.

Upon motion of Senator Taliaferro, **HB 1024** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1024** was considered engrossed and 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: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, In-

hofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Boecher, Field, Ham, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Stansberry, Stipe.—14.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Boecher, Field, Ham, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Stansberry, Stipe.—14.

The emergency was declared passed.

HB 1024, as amended, was referred for engrossment.

GENERAL ORDER

HB 1259 by Connor of the House and Garrison of the Senate was read and considered.

Senators Birdsong and Graves asked to be made coauthors of **HB 1259**, which was the order.

Upon motion of Senator Garrison, **HB 1259** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 1259** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1259 was read for the third time at length.

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

Aye: Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Gar-

rett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Baggett, Baldwin, Boecher, Field, Ham, Hargrave, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Stansberry, Stipe.—16.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Atkinson, Baggett, Baldwin, Boecher, Field, Ham, Hargrave, Howard, McGraw, McSpadden, Martin, Massey, Miller, Payne, Stansberry, Stipe.—16.

The emergency was declared passed.

HB 1259 was properly signed and ordered returned to Honorable House.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 208**, coauthored by Hancock, and, as amended.

HAs to SB 208 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 6, Section 15, Line 14, by striking the period and substituting a comma therefor, and adding the following language: "including the issuance of accounts requiring more than thirty (30) days notice of withdrawal."

AMENDMENT NO. 2. Amend Page 7, Section 17, Line 8, by deleting the word "and" after the word "state", and before the word "the" and inserting in lieu thereof the following language: "for associa-

tions organized under the laws of this state and for"

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., Monday, April 7, 1969.

Fifty-second Legislative Day

Monday, April 7, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—45.

Excused: Howard, Porter, Stipe.—3.

The President Pro Tempore 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.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 3, 1969, of Enrolled SBs 16, 21, 23, 27, 89, 200 and 204 entitled:

SB 16—By Smalley of the Senate and Hancock and McCune of the House—An Act relating to criminal procedure; amending 22 O. S. 1961, § 953; providing times for applying for new trial; prescribing limits of time for filing motions for new trial in certain grounds after judgments; and declaring an emergency.

SB 21—By Smalley of the Senate and McCune of the House—An Act relating to the courts; providing for the furnishing of annual reports to the legislature by the administrative director of the courts as to certain matters; and declaring an emergency.

SB 23—By Smalley of the Senate and Holaday and McCune of the House—An Act relating to courts; providing for codification of 22 O. S. 1961, § § 571, 574 and 575, within Title 20 of the Oklahoma Statutes; and declaring an emergency.

SB 27—By Smalley of the Senate and Holaday and McCune of the House—An Act relating to state officers and employees; repealing 74 O. S. 1961, § § 251b-14, 281, 281.1 and 287; and declaring an emergency.

SB 89—By Grantham of the Senate and McCune, Conaghan and Peterson of the House—An Act relating to intestate ward; amending 58 O. S. 1961, § 895; providing for distribution of estate in guardianship proceedings for intestate ward when estate does not exceed Five Thousand Dollars; and declaring an emergency.

SB 200—By Berrong of the Senate and Bradley of the House—An Act relating to insurance; amending 36 O. S. 1961, § 1702; providing that deposits of insurers shall be held for the protection of policyholders and/or creditors; and declaring an emergency.

SB 204—By Field of the Senate and Witt of the House—An Act relating to motor vehicles; amending 47 O. S. 1961, § 1-108 and § 6-104; providing that any person who operates a motor vehicle of more

than two tons shall be required to have a chauffeur's license; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of Motions and concurrence in the issuance of Senate Concurrent Citations by the Oklahoma Legislature to the following:

No. 2 by Payne of the Senate and Odom (Martin) of the House congratulating Mr. Truman Dixon, Coach of the Checotah High School Boys Basketball Team.

No. 3 by Payne of the Senate and Odom (Martin) of the House congratulating Mr. James Barrett, Assistant Coach of the Checotah High School Boys Basketball Team.

No. 4 by Payne of the Senate and Odom (Martin) of the House congratulating the Members of the Checotah High School Boys Basketball Team.

No. 5 by Payne of the Senate and Cole of the House congratulating Mr. T. R. Clement, Coach of the Dunbar High School Boys Basketball Team.

No. 6 by Payne of the Senate and Cole of the House congratulating the Dunbar High School Boys Basketball Team.

No. 7 by Payne of the Senate and Cole of the House congratulating Mr. Donald Smith, Assistant Coach of the Dunbar High School Boys Basketball Team.

Above numbered Citations were properly signed and are returned herewith.

The above numbered Citations were ordered referred to the Secretary of the Senate for distribution.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 53, 68 and 255, and referring said Bills to General Conference Committee on Appropriations.

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 81.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 17 and 18, and naming House Conferees as follows: Bickford, Chairman, Hancock and Wolfe (Stephen).

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 1136.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1136 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1136, and Engrossed Senate Amendments thereto, by Odom (Martin), and Others of the House and Terrill and Smalley of the Senate entitled:

(AN ACT RELATING TO TEACHERS' RETIREMENT),

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 1136—by Odom (Martin), et al, of the House and Terrill, Smalley, Hamilton, Short and Massey 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; pro-

viding 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's 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; providing for the transfer of all books, papers, property, records, funds, obligations and appropriations of the Teachers' Retirement System and the Board of Trustees thereof provided for by 70 O.S. 1961, §§ 17-1 et seq., and as amended, to the Teachers' Retirement System of Oklahoma and Board of Trustees, respectively, provided for by this act; providing for a minimum in certain instances; repealing 70 O.S. 1961, §§ 17-2, 17-9, 17-10, 17-11 and 17-12, 70 O.S. 1961, §§ 17-1 and 17-3 through 17-8, as last amended by Section 1, Chapter 399, O.S.L. 1968, Section 3, Chapter 438, O.S.L. 1965, Section 1, Chapter 177, O.S.L. 1967, Section 2 through 8, Chapter 386, O.S.L. 1968, Section 1, Chapter 160, O.S.L. 1967 (70 O.S. Supp. 1968, § § 17-1 and 17-3 through 17-8), Sections 9 and 10, Chapter 386, O.S.L. 1968 (70 O.S. Supp. 1968, § § 17-14 and 17-15); providing for operative date; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA;

SECTION 1. The following words and phrases as used in this act, unless a different meaning is clearly 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 act.

(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) "Classified Personnel" shall mean any teacher, principal, superintendent, county superintendent, supervisor, administrator, librarian, certified or registered nurse, college professor, or college president whose salary is paid wholly or in part from public funds. An employee of any state department, board, board of regents or board of trustees, who is in a supervisory or an administrative position, the function of which is primarily devoted to public education, shall be considered classified personnel under the meaning of this act, at the discretion of the Board of Trustees of the Teachers' Retirement System. The term "teacher" shall include instructors and counselors employed by the Department of Corrections and holding valid teaching certificates issued by the State Department of Education. Provided, 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 Teachers' Retirement System. The Department of Corrections shall contribute the employer's share to the Oklahoma Teachers' Retirement System.

(4) "Nonclassified Optional Personnel" shall include cooks, janitors, maintenance personnel not in a supervisory capacity, bus drivers, noncertified or nonregistered nurses, noncertified librarians, and clerical employees of the public schools, state colleges, universities or any state department, board, board of regents or board of trustees, the functions of which are primarily devoted to public education and whose salaries are paid wholly or in part from public funds.

(5) "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.

(6) "Member" shall mean any teacher or other employee included in the membership of the system as provided in Section 3 of this act.

(7) "Board of Trustees" shall mean the board provided for in Section 6 of this act to administer the retirement system.

(8) "Service" shall mean service as a classified or nonclassified optional 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 member of the classified or nonclassified personnel or an employee.

(11) "Creditable Service" shall mean membership service plus any prior service authorized under Section 4 of this act.

(12) "Annuitant" shall mean any person in receipt of a retirement allowance as provided in this act.

(13) "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, together with interest as of June 30, 1968.

(14) "Earnable Compensation" shall mean the full rate of the compensation that would be payable to a member if he worked the full normal working time.

(15) "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 member of the classified personnel 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.

(16) "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.

(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) "Monthly Retirement Allowance" is the monthly benefit paid a retiree.

(20) "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.

(21) "Actuary" shall mean a person especially skilled through training and experience in financial calculation respecting the expectancy and duration of life.

(22) "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.

(23) The masculine pronoun, whenever used, shall include the feminine.

SECTION 2. 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 act for teachers of the State of Oklahoma.

The Board of Trustees shall have the power and privileges of a corporation and shall be known as the "Board of Trustees of 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 property held in trust for the purpose for which received.

SECTION 3. The membership of the retirement system shall consist of the following:

(1) All classified personnel shall become members of the retirement system as a condition of their employment.

(2) All nonclassified optional personnel regularly employed for more than one (1) year may join the Teachers' Retirement System subject to the rules and regulations as may be adopted pursuant to this act.

(3) The Board of Trustees may, in its discretion, deny the right to become members to any class of members whose compensation is only partly paid by the state, or who is 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.

(4) 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 seven (7) years, withdraw his contributions, 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 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.

(5) Any member 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 percent (5%) contribution required by Section 8 and his service credits shall continue to be accumulated during such absence.

SECTION 4. (1) Under such rules and regulations as the Board of Trustees shall adopt, each member who became a member within one (1) year after July 1, 1943, shall file a detailed statement of all service as a member rendered by him prior to the date of establishment for which he claims credit.

(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) school 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 member 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 service in Oklahoma, he shall again become a member not entitled to prior service credit, with the provisions that he may reestablish

lish his prior service credit by redepositing in the appropriate fund the amount formerly withdrawn, with the interest at five percent (5%) per annum from the date membership ceased to the date of redeposit. No member shall be permitted to take advantage of this provision for restoration of prior service more than one time.

(b) Any person 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 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 provision:

1. The member is required to have two (2) years of creditable service teaching earned in Oklahoma for each year of out-of-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. (1) (a) Any member who has attained age sixty (60) or who has completed thirty (30) years of service 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) An individual who becomes a member of the Teachers' Retirement System after July 1, 1967, shall be employed by the public schools, 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).

(d) No further contributions shall be accepted by the Board of Trustees after the close of the fiscal year in which a member attains age sixty-five (65). Such member shall be given an indefinite extension of membership and be eligible to retire upon the filing of proper application for retirement as herein before provided.

(2) Upon retirement a classified member shall receive a monthly service retirement allowance for life which shall be Six Dollars (\$6.00) multiplied by the years of creditable service accumulated to August 2, 1969, plus an annual benefit of one and one-fourth percent (1¼%) of the average of the five (5) highest years salary, not to exceed Seven Thousand Eight Hundred Dollars (\$7,800.00) multiplied by the number of years of creditable service accumulated after August 2, 1969.

(3) Upon retirement an unclassified optional member shall receive a monthly service retirement allowance for life which shall be Five Dollars (\$5.00) multiplied by the years of creditable service accumulated to August 2, 1969, plus an annual benefit of one and one-fourth percent

(1¼%) of the average of the five (5) highest salaried years not to exceed Seven Thousand Eight Hundred Dollars (\$7,800.00) multiplied by the number of creditable years of service accumulated after August 2, 1969.

(4) No member shall receive a lesser retirement benefit than he would have received under the law in effect at the time he retired.

(5) Retirement allowance shall be subject to adjustment to those members retiring before age sixty-two (62).

Prior service is the service rendered prior to July 1, 1943. The value of each year of prior service is the total monthly retirement benefit divided by the number of years of creditable service.

(6) 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.

(7) Upon retirement for disability, the member shall receive a monthly disability retirement allowance which shall be Six Dollars (\$6.00) multiplied by the years of creditable service accumulated to August 2, 1969, plus an annual benefit of one and one-fourth percent (1¼%) of the average of the five (5) highest salaried years not to exceed Seven Thousand Eight Hundred Dollars (\$7,800.00) times the number of creditable years of service accumulated after August 2, 1969.

(a) Prior service is the service rendered prior to July 1, 1943. The value of each year of prior service is the total monthly

retirement benefit divided by the number of years of creditable service.

(b) 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. Any member retired before the effective date of this act shall be eligible to receive the monthly retirement allowance herein provided, but such payment shall not begin until the first payment due him after the effective date of this act, and shall not be retroactive. The Board of Trustees is empowered to make such rules and regulations as it considers proper to preserve equity in retirements under this provision.

(c) 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.

(8) 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 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 any 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 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 reestablished 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 effect.

(9) Should a member before retirement under this act 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 in the Teacher's Savings Fund 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) 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 prior to 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 deceased 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 accumulated contributions to such person or persons. A member terminating his membership after July 1, 1968, shall have the interest accumulated as of July 1, 1968, returned to him subject to the following schedule:

(a) If termination occurs within three (3) years from the date membership began, no part of such interest accumulations shall be paid.

(b) With not less than three (3) but less than sixteen (16) years of membership, seventy percent (70%) of such interest accumulations shall be paid.

(c) 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.

(d) 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.

(e) With not less than twenty-six (26) years of membership, all of such interest accumulations shall be paid.

In case of death of an active member, the interest shall be calculated and restored to the member's account and paid his beneficiary.

(10) (a) In lieu of his retirement allowance payable throughout life for such an amount as determined under Section 5 (2), 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.

(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 representatives 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. A member takes a reduced retirement allowance for life. Upon the death of the member the payments shall continue to the member's designated bene-

ficiary, who must be a spouse, for the life of the beneficiary. The written designation of the beneficiary, who must be a spouse must be duly acknowledged and filed with the Board of Trustees at the time of the member's retirement; or

Option 3. A member receives a reduced retirement allowance for life. Upon the death of the member one-half ($\frac{1}{2}$) of the retirement allowance paid the member shall be continued throughout the life of the designated beneficiary, who must be a spouse. A written designation of a beneficiary must be duly acknowledged and filed with the Board of Trustees at the time of the member's retirement; or

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.

(11) The governing board of any "public school" as that term is defined in this act, is hereby authorized and empowered to pay additional retirement allowances or compensation to any teacher 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 in 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 act.

The governing board of any such public school may adopt rules and regulations of general application outlining the terms and conditions under which such additional retirement benefits shall be paid, and all decisions of such board shall be final.

(12) After August 2, 1969, any classified member of the Teachers' Retirement System of Oklahoma having attained the age of sixty-two (62) or older who has met all the other requirements for retirement shall have his monthly retirement benefit calculated at Six Dollars (\$6.00) multiplied by the number of years of creditable service accumulated to August 2, 1969, plus an annual benefit of one and one-fourth percent ($1\frac{1}{4}\%$) of the average of the five (5) highest salaried years, not to exceed Seven Thousand Eight Hundred Dollars (\$7,800.00), multiplied by the number of years of creditable service accumulated after August 2, 1969.

(13) After August 2, 1969, any nonclassified optional member of the Teachers' Retirement System of Oklahoma having attained the age of sixty-two (62) or older who has met all the other requirements for retirement shall have his monthly retirement benefit calculated at Five Dollars (\$5.00) multiplied by the number of years accumulated to August 2, 1969, plus an annual benefit of one and one-fourth percent ($1\frac{1}{4}\%$) of the average of the five (5) highest salaried years, not to exceed Seven Thousand Eight Hundred Dollars (\$7,800.00) multiplied by the number of years of creditable service accumulated after August 2, 1969.

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. (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) The State Treasurer, ex-officio.

(c) Seven (7) other members shall be appointed by the Governor of the State of Oklahoma and approved by the Senate, three of whom shall be: 1. a stockbroker, whose term of office shall initially be one (1) year, 2. a representative of the insurance industry and a specialist in mortgage investments, whose initial term shall be two (2) years, and 3. an investment counselor, active in the trust division of a banking institution, whose term of office shall initially be three (3) years. After the said initial terms, the terms of said members shall be three (3) years. The other four members shall be: 1. a representative of a school of higher education in Oklahoma whose term of office shall initially be one (1) year, 2. an administrator within the school system of the State of Oklahoma whose initial term of office shall be two (2) years, 3. an active classroom teacher, whose initial term of office shall be three (3) years, and 4. a retired classroom teacher, whose initial term of office shall be four (4) years. After the said initial terms of office the terms of said members shall be four (4) years. Provided, the change in the members of the Board of Trustees shall become operative at the expiration of the terms of the now existing Board.

(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

Twenty Five Dollars (\$25.00) 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 on the Board of Trustees. Five votes shall be necessary for a decision by the trustees at any meeting of said board.

(7) Subject to the limitations of this act, the Board of Trustees shall, from time to time, establish rules and regulations for the administration of the funds created by this act 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 act an amount requested in writing by the retiree for the purpose of paying monthly premiums 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 a majority vote of all of its members shall appoint a secretary-treasurer, who may be, but need not be, one of its members. The Board shall employ an Executive Secretary and shall engage such actuarial and other service as shall be required to transact the business of the re-

tirement 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 transactions 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 and a detailed accounting of its administrative expenses.

(11) The Attorney General of the state shall be the legal advisor of the Board of Trustees.

(12) Suitable offices shall be furnished by the state.

(13) The Board of Trustees shall designate a Medical Board to be composed of three (3) physicians not eligible to participate in the retirement system. The physicians so appointed by the 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 act 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 Trus-

tees shall adopt such rules and regulations as may be necessary to properly administer this benefit.

(14) The Board of Trustees shall designate an actuary who shall be the technical adviser of the Board of Trustees on matters regarding the operation of funds created by the provisions of this act and shall perform such other duties as are required in connection therewith.

(15) 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, (16), (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 act.

(16) At least once in each five-year period 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 rates of contribution payable by the state under the provisions of this act.

(17) 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 act.

SECTION 7. 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 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 in any property, real, personal or mixed in which an individual may invest his own funds. In making investments, the Board of Trustees shall exercise the judgment and care in the circumstances then prevailing, which men of prudence, discretion and intelligence exercise in the management of their own affairs, not in regard to speculation but in regard to the permanent disposition of their funds, considering the probable income as well as the probable safety of their capital. The provisions of this section shall not be construed to authorize the trustees to buy or sell property and investments from or to themselves personally or to commingle trust funds with their individual funds.

Provided, however, the investments herein shall not exceed the following limits:

(1) Twenty-five percent (25%) in common stocks not exceeding two percent (2%) of the net retirement funds in any one corporation.

(2) Twenty-five percent (25%) in first mortgages provided the mortgages be guaranteed by an agency of the United States Government.

(3) Fifty percent (50%) in the highest three classifications established by a rating service recognized by the Comptroller of the Currency in corporate bonds, debentures and preferred stocks.

(4) Seventy-five percent (75%) in general indebtedness of the United States Government, any state of the United States or any of the counties or incorporated cities, towns or duly organized school districts of any state or territory of the United States which shall not be in default in the payment of its general obligation bonds either principal or interest at the date of such investment.

(5) Ninety percent (90%) in savings accounts, under certificates of deposit, or in any other form in solvent banks or trust companies in Oklahoma, which are insured by the Federal Deposit Insurance Corporation; or in share or savings accounts of savings and loan associations in Oklahoma which are insured by the Federal Savings and Loan Insurance Corporation; but only in such banks, trust companies or savings and loan associations to the extent that such deposit is so insured and deposits in checking or savings accounts, under certificates of deposit or in any other form in banks in Oklahoma which have been approved as depositories by the State Depository Board under Section 71 of Title 62 of the Oklahoma Statutes upon the deposit by said banks of securities of the type and in the amounts set forth in Section 72 of Title 62 of the Oklahoma Statutes with the State Treasurer to secure said deposits. Investment limitations provided herein shall be determined as of the date of its making or acquisition. Any particular investment held by the Teachers' Retirement System on the effective date of this act, and which was a legal investment at the time it was made, and which the retirement system was legally entitled to possess immediately prior to such effective date, shall be deemed to be an eligible investment.

The retirement system shall also be authorized to hold nonpayable school district warrants received in payment of teacher's contributions as an investment. The Board of Trustees shall have full power by proper resolution to hold, purchase, sell, assign, exchange, 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 of one percent ($\frac{1}{2}$ of 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 percent (1%) of the total investments has been accumulated in this fund.

(1) The Board of Trustees may avail themselves of professional investment counseling in determining the various investments which are made.

(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's Deposit Fund or Tax-Sheltered Annuity Fund shall be credited with interest annually compounded.

(b) One-half of one percent ($\frac{1}{2}$ of 1%) of the annual interest earned on investments shall be credited to the Investment Fluctuations Fund, not to exceed one percent (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 and d 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 persons designated by the Board of Trus-

tees. 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. The amount contributed by each classified member to the retirement system shall be five percent (5%) of the regular annual compensation paid each member up to an annual salary of Seven Thousand Eight Hundred Dollars (\$7,800.00), the amount not to exceed Three Hundred Ninety Dollars (\$390.00) per annum. The amount contributed by each nonclassified optional member to the retirement system shall be four percent (4%) of the regular annual compensation paid such type of member up to an annual salary of Seven Thousand Eight Hundred Dollars (\$7,800.00), the amount not to exceed Three Hundred Twelve Dollars (\$312.00). 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 contributions of classified members and nonclassified optional members whose salaries are paid by Federal funds. The matching funds shall be remitted at the same time as the regular contributions of members are remitted to the Teachers' Retirement System of Oklahoma and deposited in the Retirement Benefit Fund.

All 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's Savings Fund, the Retirement Benefit Fund, the Interest Fund, the Permanent Retirement Fund, the Expense Fund, the Suspense Fund, the Reserve for Investment Fluctuations Fund, the Teacher's Deposit

Fund, and the Membership Annuity Reserve Fund.

(1) The Teacher's Savings Fund shall be a fund in which shall be accumulated the regular contributions from the compensation of members, including interest earnings prior to July 1, 1968. Contributions to and payments from the Teacher's Savings Fund shall be made as follows:

(a) Each employer shall cause to be deducted from the salary of each classified member on each and every payroll of such employer for each and every payroll period, five percent (5%) of his earnable compensation; provided, the sum of the deductions made for a member shall not exceed Three Hundred Ninety Dollars (\$390.00) during any one (1) year. Each employer shall cause to be deducted from the salary of each nonclassified optional employee 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 Three Hundred Twelve Dollars (\$312.00) during any one (1) year. Deductions shall begin with the first payroll period of the school year. In determining the amount earnable by a member in a payroll period, the Board of Trustees shall 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 deductions 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 of one percent (1/10 of 1%) of the annual compensation upon the basis of which such deduction is to be made. It is further provided that one who became a member of the Teachers' Retirement System subsequent to July 1, 1943, may pay his four percent (4%) contributions and membership fees to the Retirement System for years of teaching in

Oklahoma from the date of establishment of the System beginning in 1943 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 percent (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 said service in any other teachers' retirement system subject to the following provisions: 1. The member is required to have two (2) years of employed service teaching earned in Oklahoma for each year of out-of-state or military membership credit granted. 2. The out-of-state payment will be five percent (5%) on the basis of what his annual salary would have been in Oklahoma had he been employed as a teacher, with interest at five percent (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 under Section 4, (2), b., 1. of this act, shall be deducted from the five (5) years membership service.

In addition to the deductions hereinabove provided for, any member 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' Re-

tirement System shall be granted the privilege of making up his five percent (5%) contributions and membership fees for not to exceed five (5) 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 were paid shall be counted as creditable years of service.

(b) The deductions provided for herein shall be made notwithstanding that the minimum compensation provided for in this act 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 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 act. 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's Savings Fund, and shall be credited to the individual account of the member from whose compensation said deduction was made.

(c) 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's Savings Fund Account of such member shall

be closed and the amount due the member as provided in Section 5 of this act shall be paid upon the filing of formal application. At the time such membership is terminated the amount due the member as provided in said Section 5 shall be transferred to the Suspense Fund.

(d) Upon the retirement of a member an amount sufficient to pay his annuity benefit for a two-year period shall be transferred from the Teacher's Savings Fund to the Retirement Benefit Fund; an amount sufficient to pay his annuity benefit for one (1) year shall be transferred each succeeding year thereafter. Should a member who has retired under Option 1 die, the balance of money he had in Teacher's Savings Fund shall be transferred to the Retirement Benefit Fund for payment to his beneficiary or estate.

(2) Retirement Benefit Fund.

(a) After the effective date of this act there shall be transferred from the Teacher's 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. In addition the Fund shall consist of monies received from any 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 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 deposits in the Teacher's 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 fiscal year thereafter shall be transferred to the Retirement Benefit Fund. The member may choose any of the plans available in the Teacher Retirement Act as a method

of receiving monthly retirement benefits on the money he has on deposit in the Teacher's Deposit Fund or the Tax-Sheltered Annuity Fund. The monthly retirement benefits paid from the Teacher's Deposit Fund or the Tax-Sheltered Annuity Fund shall be in addition to the regular retirement benefits and the money transferred from the Teacher's 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's Savings Fund shall be transferred to the Retirement Benefit Fund and the amount due the beneficiary or his estate under Option 1 or Option 4a shall be paid from the Retirement Benefit Fund.

(d) At the death of both a retired member and the retired member's spouse, who had retired under Option 2 or 3, any balance in the Teacher's Savings Fund shall be transferred from the Teacher's Savings Fund to the Retirement Benefit Fund.

(e) At the death of a retired member who had retired under Option 5, the balance of any monies the member had in the Teacher's Savings Fund shall be transferred to the Retirement Benefit Fund for the purpose of making a lump-sum settlement to the beneficiary or his estate. Providing that if the surviving spouse elects to receive the balance under the Maximum Plan of Retirement or Option 1 the member's money, if any, on a monthly basis, constituting actuarial equivalent of two (2) years' payments, and each year thereafter the annual actuarial equivalent, shall be transferred from the Teacher's Savings Fund for the purpose of paying monthly retirement benefits to the spouse under this option.

(3) 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 act shall be paid into the Interest Fund. On June 30, each year, interest shall be transferred to the other funds as herein provided.

(4) 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.

(5) The Expense Fund shall be the Fund from which the expense of administration and maintenance of the retirement system shall be paid. The Board of Trustees shall cause to be prepared and adopted annually an itemized budget showing the amount required to defray the expenses for the ensuing fiscal year.

(a) Transfers to and payments from this Fund shall be made as follows:

1. From the Interest Fund.
2. From any Dedicated Revenue.
3. From appropriation by the Oklahoma Legislature.
4. All monies for the operation of the Teachers' Retirement System of Oklahoma shall be paid from the Expense Fund upon the approval by the Board of Trustees and the checks signed by two people designated to sign such checks by the Board of Trustees of the Teachers' Retirement System of Oklahoma.

(6) The Suspense Fund shall be comprised of amounts transferred to the Fund as provided in Sections 8 and 5 of this act and obligations of the retirement system to any member or person which cannot be legally discharged.

(7) The Reserve for Investment Fluctuations Fund shall be the fund in which

one-half of one percent ($\frac{1}{2}$ of 1%) of the interest earnings shall be deposited each year until an amount equal to one percent (1%) of the total investments shall be accumulated, and such fund shall thereafter be maintained at such level. Upon proper resolution by the Board of Trustees transfers may be made from this fund to reimburse the investment account of other funds wherein a deficit shall have accrued.

(8) Teacher's Savings Fund.

(a) Any member may make additional direct deposits or request prior to the first pay period of the current school year that his employer make additional deposits for him, for tax-sheltered annuity purposes. 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's 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:

1. 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 retirement;
2. a member may withdraw any part or all of the money he has in the Teacher's Deposit Fund with all or any part of the interest at the last interest paying date. Providing 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.

(b) 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 benefi-

ciary or estate in the event of death of the member prior to retirement. Such deposits shall also be refunded in the event of the withdrawal of the accumulated contributions of the member prior to retirement.

(9) The Membership Annuity Reserve Fund is composed of teachers' contributions and state matching funds for those members who retired before August 2, 1968. From this fund there shall be transferred the actuarial equivalent necessary to pay retirement benefits for a period of two (2) years and thereafter the actuarial equivalent necessary to pay retirement benefits for one (1) succeeding year.

(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 act. 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 in-

dependent 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 a list of all teachers in its employ who are members of the retirement system, certify to the correctness of this list, and file the same with the Executive Secretary of the Board of Trustees of the Teachers' Retirement System. If additions to or deductions from this list should be made during the year such additions or deductions shall likewise be certified 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, of-

ficer, or other person to discharge the duties imposed upon him by this act 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 requirements, 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. 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 act, and the monies in the various funds created by this act, 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 unassailable except as in this act specifically provided.

SECTION 10. 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 member 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. 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 expense necessary and incident to the execution of such bonds, including premiums thereon, shall be paid by the Board of Trustees from the Expense Fund.

SECTION 12. 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. 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 Teachers' Retirement System.

SECTION 14. All full-time employees of the Teachers' Retirement System of Oklahoma shall become classified employees of the Merit System of Personnel Administration of Oklahoma.

SECTION 15. All records, books, papers, information, property, funds, obligations, appropriations, powers, duties and authority formerly vested in or imposed upon the Teachers' Retirement System thereof, provided for by 70 O. S. 1961, § § 17-1 et seq., and as amended, are hereby transferred to, vested in and imposed upon the Teachers' Retirement System of Oklahoma and the Board of Trustees respectively, as provided for by this act, as the legal successors thereof.

SECTION 16. Any member of the classified personnel eligible for retirement under this act who has taught in Oklahoma schools for at least twenty (20) years and who retires before August 2, 1969, shall be paid not less than One Hundred and Twenty-five Dollars (\$125.00) per month.

SECTION 17. 70 O. S. 1961, § § 17-2, 17-9, 17-10, 17-11 and 17-12, 70 O. S. 1961, § § 17-1 and 17-3 through 17-8, as last amended by Section 1, Chapter 399, O. S. L. 1968, Section 3, Chapter 438, O. S. L. 1965, Section 1, Chapter 177, O. S. L. 1967, Sections 2 through 8, Chapter 386, O. S. L. 1968, Section 1, Chapter 160, O. S. L. 1967 (70 O. S. Supp 1968, § § 17-1 and 17-3 through 17-8), Sections 9 and 10, Chapter 386, O. S. L. 1968 (70 O. S. Supp. 1968, § § 17-14 and 17-5) are hereby repealed.

SECTION 18. This act shall become operative August 2, 1969.

SECTION 19. 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 20. 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, Baldwin, Hamilton, Short.

FOR THE HOUSE: Odom (Martin), Allard, Mountford, Willis.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Enrolled:

HJR 1034—By Miskelly, Clemons and Trent of the House and Atkinson and Garrett of the Senate—A Joint Resolution relating to community junior colleges; authorizing issuance of bonds and tax levies by communities organized as area school districts; validating and confirming organization of certain area school districts and bonds and tax levy elections, and bonds and tax levies issued and authorized thereat; and declaring an emergency.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 19**.

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

Senator Graves presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1017**.

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

President Pro Tempore Smith presiding.

REQUEST FOR LOBBY PERMIT

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

R. G. Williams, 2506 Custer Parkway, Richardson, Texas, representing Sears, Roebuck and Co.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 39, 122, 159, 215, 234, 236, 315, 335, 338, 341, 356, 357, 371, SJR 7 and HB 1024 each correctly engrossed.

SBs 15, 22, 24, 28, 95, 210, 267, 268, 269, 270, 278 and SRs 26 and 27 each correctly enrolled.

Engrossed SBs 39, 122, 159, 215, 234, 236, 315, 335, 338, 341, 356, 357, 371 and SJR 7 were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed SAs to and Engrossed HB 1024, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 15, 22, 24, 28, 95, 210, 267, 268, 269, 270 and 278 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SRs 26 and 27 were 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 281—Business Relations.

HB 1172—Judiciary—Coauthored by Smalley.

HB 1312—Judiciary—Coauthored by Short and Garrett.

DO PASS, as amended:

SB 151—Business Relations.

SB 202—Agriculture.

SJR 3—Constitutional Revisions and Regulatory Services.

SJR 25—Revenue and Taxation.

HB 1355—Judiciary—Coauthored by Grantham.

FIRST READING

The following Bills were introduced and read the first time:

SB 378—By Williams—An Act relating to professions and occupations; providing for registering barber instructors; providing qualifications and requirements for admission to examination therefor; providing for annual certification by the State Board of Barber Examiners of Barber Instructors; providing an annual renewal fee and an additional fee as a penalty; providing it shall be unlawful for a registered barber instructor to perform barber work on the general public for compensation; directing codification; and declaring an emergency.

SB 379—By Smalley and Baggett of the Senate and Cate of the House—An Act relating to banks and trust companies; amending Subsection C, Section 1202, Chapter 161, O. S. L. 1965, as amended by Section 14, Chapter 93, O. S. L. 1968 (6 O. S. Supp. 1968, § 1202, subsection (C)), by adding subparagraphs (5) and (6) thereto; providing procedure for State Bank Commissioner to liquidate state banks in his possession, including borrowing of money and sale of assets; providing authority to Federal Deposit Insurance Corporation to make payment of insured deposits; providing immunity from liability in certain instances; and declaring an emergency.

SB 380—By Boecher—An Act relating to uses and trusts; amending 60 O. S. 1961, § 175.33; providing for allocation of proceeds of natural resources as principal or income under certain conditions; prescribing criteria for the determination thereof; making the Act retroactive in

certain respects; providing for severability; and declaring an emergency.

SECOND READING

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

HB 1486—Business Relations.

COMMITTEE REPORT

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

Mr. President:

The Committee on Lobby Permits to which was referred request for Lobby Permit after careful consideration, recommends that the following petitioner be granted Lobby Permit:

Williams, R. G., 2506 Custer Parkway, Richardson, Texas, Sears, Roebuck and Co.

Respectfully submitted,
Bradley, Chairman.

GENERAL ORDER

SJR 22 by Ferrell and Martin of the Senate and Cox of the House was read and considered.

Upon motion of Senator Ferrell, **SJR 22** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SJR 22** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 22 was read for the third time at length.

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

Aye: Atkinson, Berrong, Boecher, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Me-

dearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Nay: Baggett, Birdsong, Bradley, Breckinridge, Garrett, Inhofe, Keels, Miller, Smith.—9.

Excused: Baldwin, Howard, Porter, Smalley, Stipe.—5.

The Resolution was declared passed.

SJR 22 was referred for engrossment.

GENERAL ORDER

SB 331 by Luton was read and considered.

Upon motion of Senator Luton, **SB 331** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 331** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 331 was read for the third time at length.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baldwin, Hargrave, Holden, Howard, Porter, Stipe.—6.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin,

Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baldwin, Hargrave, Holden, Howard, Porter, Stipe.—6.

The emergency was declared passed.

SB 331 was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

GENERAL ORDER

HB 1319 by Sanguin, et al, of the House and Ferrell, Birdsong, Garrison, McSpadden, Terrill, Medearis and Murphy of the Senate was read and considered.

Upon motion of Senator Ferrell, **HB 1319** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1319** was placed upon third reading and final passage.

THIRD READING

HB 1319 was read for the third time at length.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Baggett, Baldwin, Porter, Stipe.—4.

The bill was declared passed.

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

Aye: Atkinson, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Har-

grave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Baggett, Baldwin, Porter, Stipe.—4.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Ferrell moved that the vote be reconsidered by which **HB 1319** passed.

GENERAL ORDER

HB 1097 by Willis, et al of the House and McSpadden and Massey of the Senate was read and considered.

Senator Short moved to amend **HB 1097**, page 3, line 10, by striking after the word "General" the remainder of the paragraph, which amendment was tabled upon motion of Senator Hamilton, upon a roll call as follows:

Aye: Birdsong, Boecher, Crow, Dacus, Field, Garrett, Hamilton, Holden, Horn, Howard, Keels, Lane, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Young.—25.

Nay: Atkinson, Baggett, Baldwin, Berrong, Bradley, Breckinridge, Ferrell, Garrison, Grantham, Graves, Hargrave, Inhofe, Luton, McCune, McGraw, Romang, Short, Stansberry, Williams.—19.

Excused: Ham, Porter, Stipe, Taliaferro.—4.

Senator Massey moved to amend **HB 1097**, page 3, line 14, by adding after the word "law" the language "except with the consent of the legislature when in session or the Executive Committee of the Legislative Council when not in session".

Senator Smalley moved to table the Massey amendment, which motion was declared failed of adoption.

The vote occurring upon the Massey amendment, it was declared adopted.

Upon motion of Senator McSpadden, **HB 1097**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1097** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1097 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, Crow, Dacus, Ferrell, Field, Garrett, Graves, Ham, Holden, Horn, Howard, Inhofe, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Smith, Stansberry, Taliaferro, Terrill, Young.—31.

Nay: Baggett, Bradley, Breckinridge, Garrison, Grantham, Hamilton, Keels, McCune, McGraw, Romang, Short, Smalley, Williams.—13.

Excused: Hargrave, Murphy, Porter, 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, Crow, Dacus, Ferrell, Field, Garrett, Graves, Ham, Holden, Horn, Howard, Inhofe, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stansberry, Taliaferro, Terrill, Young.—33.

Nay: Baggett, Breckinridge, Garrison, Grantham, Hamilton, Keels, McCune, McGraw, Romang, Short, Smalley, Williams.—12.

Excused: Hargrave, Porter, Stipe.—3.

The emergency was declared passed.

HB 1097, as amended, was referred for engrossment.

GENERAL ORDER

HB 1101 by Willis, et al, of the House and McSpadden, Massey, Lane and Medearis of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1101** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—42.

Nay: Baggett.—1.

Excused: Ham, Porter, Smalley, Stipe, Taliaferro.—5.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

Senator McSpadden asked unanimous consent that the Rules be suspended for the purpose of reconsidering the vote by which **HB 1101** passed, which was the order.

As provided under Rule 19-b, Senator McSpadden moved that the vote be reconsidered by which **HB 1101** passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, Mc-

Spadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Baggett, Ham, Hargrave, Holden, Howard, McGraw, Porter, Stipe, Taliaferro.—9.

THIRD READING

Senator McSpadden moved that the vote be reconsidered by which **HB 1101** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator McSpadden, the vote was reconsidered by which **HB 1101** was advanced to engrossment.

GENERAL ORDER

HB 1101 was considered further.

Senator Murphy asked to be made a co-author of **HB 1101**, which was the order.

Senator McSpadden moved to amend **HB 1101**, page 1, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator McSpadden, **HB 1101**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1101**, as amended, was considered engrossed and 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: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—40.

Excused: Atkinson, Baggett, Berrong, Ham, Hargrave, Porter, Stipe, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Ham, Hargrave, Porter, Stipe, Taliaferro.—7.

The emergency was declared passed.

HB 1101, as amended, was referred for engrossment.

GENERAL ORDER

HB 1104 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1104** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1104** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1104 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, Crow, Dacus, Field, Garrett, Garrison, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—40.

Excused: Baggett, Ferrell, Grantham, Ham, Hargrave, Porter, Stipe, Taliaferro.—8.

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, Crow, Dacus, Field, Garrett, Garrison, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—40.

Excused: Baggett, Ferrell, Grantham, Ham, Hargrave, Porter, Stipe, Taliaferro.—8.

The emergency was declared passed.

HB 1104, as amended, was referred for engrossment.

GENERAL ORDER

HB 1113 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1113** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1113** was considered engrossed and 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: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Baggett, Ham, Hargrave, Porter, Stipe, Taliaferro.—6.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Baggett, Ham, Hargrave, Porter, Stipe, Taliaferro.—6.

The emergency was declared passed.

HB 1113, as amended, was referred for engrossment.

GENERAL ORDER

HB 1114 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1114** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1114** 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baggett, Berrong, Ham, Hargrave, Porter, Stipe.—6.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Baggett, Berrong, Ham, Hargrave, Porter, Stipe.—6.

The emergency was declared passed.

HB 1114, as amended, was referred for engrossment.

GENERAL ORDER

HB 1121 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Senator Murphy moved to amend **HB 1121**, page 4, line 18, by striking the word "four" on line 18; and by substituting the word "by" for the word "at" on line 1, page 5, which amendment was declared adopted.

Upon motion of Senator McSpadden, **HB 1121**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Gar-

rett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Hargrave, McGraw, 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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Hargrave, McGraw, Porter, Stipe.—4.

The emergency was declared passed.

HB 1121, as amended, was referred for engrossment.

Senator Stipe asked to be shown present, which was the order.

GENERAL ORDER

HB 1123 by Willis, et al, of the House and McSpadden and Massey of the Senate was read and considered.

Senator McSpadden moved to amend **HB 1123**, page 3, line 10, by striking the figures "\$500.00" and substituting therefor the figures "\$1,000.00" which amendment was declared adopted.

Senator McSpadden moved to amend **HB 1123**, page 3, line 12, by striking the figures "\$17,500.00" and substituting therefor the figures "\$18,000.00" which amendment was declared adopted.

Upon motion of Senator McSpadden, **HB 1123**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1123**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1123 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, Crow, Dacus, Ferrell, Field, Gar-rett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpad-den, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Nay: Keels.—1.

Excused: Hargrave, Massey, Porter, Taliaferro.—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, Crow, Dacus, Ferrell, Field, Gar-rett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpad-den, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—43.

Nay: Keels.—1.

Excused: Hargrave, Massey, Porter, Taliaferro.—4.

The emergency was declared passed.

HB 1123, as amended, was referred for engrossment.

GENERAL ORDER

Senator Terrill asked unanimous consent that **SB 167** be withdrawn from the Cal-endar and re-referred to the Judiciary

Committee, and that **SB 261** be withdrawn from the Calendar and re-referred to the Committee on Agriculture, which was the Order.

HB 1001 by Smith (Norman), et al, of the House and Graves of the Senate was called up for consideration.

Senator Hamilton moved that considera-tion of **HB 1001** be deferred for one leg-islative day, which motion was tabled upon motion of Senator Terrill.

Senator Smalley moved that the Rules be suspended for the purpose of proceed-ing with the consideration of the Bill, which motion, by unanimous consent, he withdrew.

Senator Baggett, citing Rule 14-a, mov-ed that the Senate proceed with the con-sideration of **HB 1001** section by section which motion prevailed.

Senator Graves was recognized for the purpose of explaining **HB 1001**, section by section.

Senator Stipe moved to amend **HB 1001**, page 158, line 7, by striking all of Section 3-402, and by renumbering the subsequent sections accordingly, which amendment was tabled upon motion of Senator Graves.

Senator Hamilton moved to amend **HB 1001**, page 84, line 13, by adding after the word "assignee" the sentence "Any con-tract entered into which has in relation to the execution thereof the making of a promissory note or other negotiable instru-ment, shall be binding upon a subsequent holder or owner of said negotiable instru-ment and breach of said contract shall constitute a defense in a suit or claim on said negotiable instrument" which amend-ment was tabled upon motion of Senator Graves.

Senator Stipe moved to amend **HB 1001**, page 84, line 1, by striking all of Section 2-404.

Senator Bradley raised the question of "no quorum."

The President Tempore ordered the roll

called and declared a quorum was present.

Senator Graves moved to table the Stipe amendment, which motion was declared failed of adoption.

The vote occurring upon the Stipe amendment, it was declared adopted.

Senator Terrill moved that HB 1001, as amended, be advanced to engrossment, which motion prevailed.

Senator Graves asked unanimous consent that HB 1001, as amended, be considered engrossed and placed upon third reading and final passage, to which objection was voiced.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for an exten-

sion of one legislative day for consideration of his motion to reconsider the vote by which SB 164 failed of passage, which was the order.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 15, 22, 24, 28, 95, 210, 267, 268, 269, 270 and 278.

The above numbered Enrolled Bills were referred to the Governor.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Fifty-third Legislative Day

Tuesday, April 8, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—42.

Excused: Berrong, Ham, McSpadden, Payne, Taliaferro, Young.—6.

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 President Pro Tempore Smith:

Gracious God, to whom be the glory forever, we thank You for this day. We thank You for life, for health, for strength. We thank You for the fulfillment of meaningful work, for the respite of recreation, for true fellowship with one another. We thank You for our country, for our heritage of freedom and for government of, by and for the people. We thank You for men who have been called by Your providence to the responsible offices of government, for men who give of their time and talents to serve the people of Oklahoma, for men who serve faithfully with little reward or recognition.

Source of all blessings, we ask Your blessing on the Oklahoma State Senate.

Grant to them wisdom in the affairs of government, patience in dealing with people, perseverance in seeking the good of all the people of this state. Rule and over-rule the affairs of men to Thy glory. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1259**.

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

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **SB 51** 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 51**, entitled:

(**OFFICE OF THE LIQUEFIED GAS BOARD 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 its Amendment No. 1.
2. That the following Conference Committee Amendment be adopted:

No. 1. Amend the title to read as follows:

An Act relating to the office of the Liquefied Petroleum Gas Board and making appropriations thereto; stating the purpose; providing that the Administrator shall fix the duties and compensation of employees within certain limitations; providing for transfer of unappropriated balance at end of fiscal year; providing for lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Bradley, Garrett, Garrison, Grantham, Hamilton, Martin, Massey, Medearis, Nichols.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Connor, Greenhaw, Hesser, Miskelly, Odom (V. H.), Skeith, Sparkman, Townsend.

The following CCR on SB 60 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 60, entitled:

An Act relating to the Oklahoma Human Rights Commission and making appropriations thereto; stating the purpose; providing for the appointment and compensation of personnel; providing for maximum salary for the Director; providing for lapse date; making provisions of this Act severable; repealing all acts in conflict herewith; 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 its amendment No. 1.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Bradley, Garrett, Garrison, Grantham, Hamilton, Martin, Massey, Medearis, Nichols.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Connor, Greenhaw, Hesser, Miskelly, Odom (V. H.), Skeith, Sparkman, Townsend.

The following CCR on SB 71 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 71, entitled:

An Act relating to junior colleges; making an appropriation to the Oklahoma State Regents for Higher Education; stating purpose; making appropriations nonfiscal; making provisions of this Act severable; repealing all acts in conflict herewith; 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 its amendment No. 1.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Bradley, Garrett, Garrison, Grantham, Hamilton, Martin, Massey, Medearis, Nichols.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Connor, Greenhaw, Hesser, Miskelly, Odom (V. H.), Skeith, Sparkman, Townsend.

The following CCR on SB 77 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 77, entitled:

(SECRETARY OF STATE 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 Senate concur in House Amendment No. 1.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Bradley, Garrett, Garrison, Grantham, Hamilton, Martin, Massey, Medearis, Nichols.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Connor, Greenhaw, Hesser, Miskelly, Odom (V. H.), Skeith, Sparkman, Townsend.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 331 and **SJR 22** and **HBs 1097, 1101, 1104, 1113, 1114, 1121** and **1123** each correctly engrossed.

SB 81 correctly enrolled.

Engrossed **SB 331** and **SJR 22** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1097, 1101, 1104, 1113, 1114, 1121** and **1123**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 81**, was after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CITATION

Upon motion of Senator Massey, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Paula Blackburn, Kenefic, Oklahoma, upon being elected and installed as State President of the Oklahoma Association of Future Homemakers of America for 1969-70.

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 Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1225—Judiciary—Coauthored by Short.

HB 1233—Judiciary—Coauthored by Short.

HB 1337—Finance and Commerce.

HB 1403—Education.

DO PASS, as amended:

HB 1323—Judiciary.

HB 1350—Judiciary—Coauthored by Romang.

HB 1440—Judiciary—Coauthored by McCune.

HB 1471—Judiciary.

SECOND READING

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

SB 378—Constitutional Revisions and Regulatory Services.

SB 379—Finance and Commerce.

SB 380—Judiciary.

HJR 1034—Appropriations and Budget.

RESOLUTION

President Pro Tempore Smith introduced the following Resolution, which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 28—By Smith—A Resolution relating to interim study by the State Legislative Council; directing the Executive Committee to refer to the appropriate committee for study during the 1969 interim the subject of pollution of the fresh waters of this state; directing the preparation of a report and recommendations; and requesting the cooperation of state agencies and the oil and gas industry.

WHEREAS, through effective coopera-

tion of the Oklahoma Legislature, appropriate state agencies and responsible members of the oil and gas industry, substantial progress has been and is being made in carrying out the established policy of Oklahoma respecting the abatement of needless pollution of the fresh waters of the state; and

WHEREAS, among the more difficult problems encountered in these efforts is the development of ways and means for the timely discovery, plugging, or replugging of old and abandoned oil wells purging or threatening to purge deleterious substances which may pollute the surface of ground fresh waters of the state, and effecting correction thereof by and at the expense of the parties legally responsible therefor, many of whom cannot be found, or, if found, do not possess the financial ability to comply with the appropriate order of the Oklahoma Corporation Commission; and

WHEREAS, proper solutions of these problems require continuing cooperative efforts and perhaps additional legislation to assure protection of the public interest; and

WHEREAS, the problems herein stated are of such significance as to require a detailed interim study with the view of determining equitable and effective solutions thereof.

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

SECTION 1. The Executive Committee of the State Legislative Council is hereby directed to refer to the appropriate committee for study during the 1969 Legislative Interim the subject of pollution of the fresh waters of this state. Such study shall include but shall not be limited to the development of ways and means for the timely discovery, plugging or replugging of old and abandoned oil wells purging or threatening to purge deleterious substances which may pollute the surface or ground fresh waters of the state, and

effecting correction thereof by and at the expense of the parties legally responsible therefor.

SECTION 2. The committee of reference shall prepare a final report and recommendations, including any proposed additional legislation necessary to assure protection of the public interest, for submission to the Executive Committee prior to the convening of the Second Session of the Thirty-second Legislature.

SECTION 3. Appropriate state agencies and the oil and gas industry of Oklahoma are hereby requested to render all possible assistance to the committee in conducting its study.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Ferrell motion to reconsider the vote by which **HB 1319** passed, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—39.

Excused: Baggett, Berrong, Grantham, Ham, McGraw, McSpadden, Payne, Taliaferro, Young.—9.

THIRD READING

Upon motion of Senator Ferrell, the vote was reconsidered by which **HB 1319** was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Ferrell, the vote was reconsidered by which **HB 1319** was advanced to engrossment.

GENERAL ORDER

Senator Ferrell moved to amend **HB 1319**, on page 1, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Ferrell, **HB 1319** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1319**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1319 was read at length.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—39.

Excused: Berrong, Ham, Inhofe, Lane, McGraw, McSpadden, Payne, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McCune, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—39.

Excused: Berrong, Ham, Inhofe, Lane, McGraw, McSpadden, Payne, Taliaferro, Young.—9.

The emergency was declared passed.

HB 1319, as amended, was referred for engrossment.

Senators Berrong and Young asked to be shown present, which was the order.

GENERAL ORDER

HB 1287 by Privett, et al, of the House and Short of the Senate was read and considered.

Upon motion of Senator Short, **HB 1287** was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1287** was placed upon third reading and final passage.

THIRD READING

HB 1287 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, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McCune, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—37.

Excused: Crow, Ham, Inhofe, Lane, McGraw, McSpadden, Martin, Massey, Payne, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McCune, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—37.

Excused: Crow, Ham, Inhofe, Lane, McGraw, McSpadden, Martin, Massey, Payne, Taliaferro, Terrill.—11.

The emergency was declared passed.

HB 1287 properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Williams asked unanimous consent that **SB 235** be ordered withdrawn from the Calendar and re-referred to the Committee on Agriculture, which was the order.

Senator Luton asked unanimous consent that **HB 1125** be ordered withdrawn from the Calendar and re-referred to the Committee on Public Affairs, which was the order.

GENERAL ORDER

SB 202 by Luton and Inhofe was read and considered.

Senator Murphy asked to be made a coauthor of **SB 202**, which was the order.

Senator Luton asked that **SB 202** be deferred temporarily, which was the order.

Senators McSpadden, Payne and Taliaferro asked to be shown present, which was the order.

GENERAL ORDER

SB 158 by Luton and Smalley was read and considered.

Senator Payne asked to be made a coauthor of **SB 158**, which was the order.

Senator Hamilton moved to amend **SB 158**, page 3, lines 8 and 9, by adding after the word "the" and before the word "District", on line 8, the word "associate"; and on line 9, by inserting after the word "district" and before the word "Except" the language "Provided however no district attorney nor his assistant shall draw less than their pay scale in effect under the provisions of this Section, or the effective day of this act" which amendment was tabled upon motion of Senator Luton upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Bradley, Ferrell, Garrett, Grantham, Hargrave, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Young.—27.

Nay: Berrong, Crow, Field, Graves, Hamilton, Horn, Keels, Martin, Nichols.—9.

Excused: Baldwin, Boecher, Breckinridge, Dacus, Garrison, Ham, Holden, Medearis, Phillips, Stipe, Taliaferro, Williams.—12.

Senator Ham asked to be shown present, which was the order.

Senator Baggett moved to amend **SB 158**, page 3, beginning on line 9, by striking after the words "his district" and before the words "The salaries" on line 14, all language contained therein, which amendment was tabled upon motion of Senator Atkinson.

Senator Grantham moved to amend **SB 158**, page 3, line 8, by inserting after the word "to" and before the word "that" the words "ninety percent of".

Senator Nichols moved that **SB 158** be withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which motion was tabled upon motion of Senator Luton upon a roll call as follows:

Aye: Atkinson, Baldwin, Birdsong, Crow, Ham, Hargrave, Horn, Inhofe, Lane, Luton, McCune, McSpadden, Massey, Miller, Murphy, Payne, Phillips, Short, Smalley, Smith, Terrill, Young.—22.

Nay: Baggett, Berrong, Boecher, Bradley, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Howard, Keels, McGraw, Martin, Medearis, Nichols, Romang, Williams.—19.

Excused: Breckinridge, Dacus, Holden, Porter, Stansberry, Stipe, Taliaferro.—7.

The vote occurring upon the Grantham amendment, it was declared adopted.

Upon motion of Senator Luton, **SB 158**, as amended, was advanced to engrossment.

Senator Luton asked unanimous consent that **SB 158**, as amended, be considered engrossed and placed upon third reading and final passage, to which Senator Baggett objected.

Senator Baggett moved that **SB 158**, as amended, be withdrawn from the Calendar and referred to the Committee on the Judiciary with instructions to prepare a single bill providing for salaries of \$25,000 for all appellate judges and the Attorney

General and salaries of \$22,500 for all district judges and for all district attorneys which motion was tabled upon motion of Senator Luton.

By unanimous consent, upon request of Senator Luton **SB 158**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 158 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Horn, Inhofe, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Payne, Phillips, Short, Smalley, Smith, Stipe, Terrill, Young.—27.

Nay: Baggett, Berrong, Boecher, Crow, Field, Graves, Hamilton, Hargrave, Howard, Keels, Lane, Martin, Medearis, Nichols, Romang, Stansberry, Williams.—17.

Excused: Dacus, Holden, Porter, Taliaferro.—4.

The bill was declared passed.

SB 158, as amended, was referred for engrossment.

Senator Graves asked unanimous consent, which was granted, that **HB 1001**, as amended, be considered engrossed and placed upon Third Reading and final passage.

Senator Smalley moved that the Previous Question be now put, which motion was declared adopted.

THIRD READING

HB 1001 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Hold-

en, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Young.—40.

Nay: Boecher, Bradley, Hamilton, Martin, Payne, Stansberry, 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, Birdsong, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Young.—40.

Nay: Boecher, Bradley, Hamilton, Martin, Payne, Stansberry, Stipe, Williams.—8.

The emergency was declared passed.

HB 1001, as amended, was referred for engrossment.

Senator Baldwin presiding.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Berrong, the Senate concurred in **HAs** to **SB 208**.

SB 208, as amended by the Honorable House, was read at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Hamilton.—1.

Excused: Grantham, Ham, Nichols, Phillips, Stansberry.—5.

The bill, as amended, was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Hamilton.—1.

Excused: Grantham, Ham, Nichols, Phillips, Stansberry.—5.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

SJR 25 by McSpadden and Garrison of the Senate and Derryberry, et al, of the House was read and considered.

Senators Ferrell, McGraw and Holden asked to be made coauthors of **SJR 25**, which was the order.

Upon motion of Senator Garrison, **SJR 25** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SJR 25** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 25 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden,

Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Baggett, Hamilton, Short.—3.

Excused: Berrong, Ham, Horn, Massey, Porter, Stansberry.—6.

The Resolution was declared passed.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Nay: Baggett, Hamilton, Short.—3.

Excused: Berrong, Ham, Horn, Massey, Porter, Stansberry.—6.

The emergency was declared passed.

SJR 25 was referred for engrossment.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1319 correctly engrossed.

Engrossed SAs to and Engrossed **HB 1319**, as amended, were properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for an extension of one legislative day for consideration of his motion to reconsider the vote by which **SB 164** failed of passage, which was the order.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Terrill, the Conference Committee Report on **HB 1136** was declared adopted.

Senator Massey presiding.

HB 1136, as 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, Breckinridge, Crow, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Bradley, Grantham, Martin, Phillips.—4.

Excused: Baldwin, Dacus, Field, Howard, Stansberry, Stipe.—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, Breckinridge, Crow, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Bradley, Grantham, Martin, Phillips.—4.

Excused: Baldwin, Dacus, Field, Howard, Stansberry, Stipe.—6.

The emergency was declared passed.

HB 1136, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

Senator Atkinson asked for an extension of one day for consideration of his motion to reconsider the vote by which **SB 336** failed of passage, which was the order.

GENERAL ORDER

HB 1306 by McCune, et al, of the House

and Murphy, McGraw, Lane, Williams and Grantham of the Senate was read and considered.

Upon motion of Senator Murphy, **HB 1306** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1306** was placed upon third reading and final passage.

THIRD READING

Senator Porter moved to reconsider the vote by which **HB 1306** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Porter, the vote was reconsidered by which **HB 1306** was advanced to engrossment.

GENERAL ORDER

Senator Porter moved to amend **HB 1306**, page 3, beginning on line 12, by deleting after the word "Commission" the remainder of the line and all of lines 13, 14, 15, 16 and 17, and adding the language, "The Oklahoma Tax Commission shall have authority to furnish or sell any information it obtains from certificates of title, applications therefor or registration certificates to any person in the manner as hereinafter provided, upon such terms and for such amounts as it deems to be advisable; provided, however, it shall be unlawful for any person obtaining such information to sell and/or distribute any new automobile and/or new truck statistical report or any new automobile and/or new truck listings which would identify any such new vehicle by make, model or serial number, showing, disclosing or identifying the number and volume of sales of any single duly franchised automobile dealer. The term "new automobile" and "new truck" as used herein shall mean "new vehicle" as that term is defined in Section 22.1 of Title 47 of the Oklahoma Statutes. Notwithstanding the foregoing, the Oklahoma Tax Commission may, when requested for a particular vehicle, furnish desired information for the sum

of fifty cents (\$.50) per vehicle or make copies of certificates of title, applications therefor, and registration certificates and sell the same for the aforesaid fee" which amendment was tabled upon motion of Senator Nichols.

Senator Porter moved to amend **HB 1306**, page 3, beginning on line 12, by deleting after the word "Commission" all of the language thereafter to the end of the sentence on line 17 ending with the word "prescribed", and adding the language "The Oklahoma Tax Commission shall have authority to furnish or sell any information it obtains from certificates of title, applications therefor or registration certificates to any person in the manner as hereinafter provided, upon such terms and for such amounts as it deems to be advisable; provided, however, it shall be unlawful for any person obtaining such information to sell and/or distribute any new automobile and/or new truck statistical report or any new automobile and/or new truck listings which would identify any such new vehicle by make, model or serial number compiled on the basis of any single geographic area smaller than the State of Oklahoma. The term "new automobile" and "new truck" as used herein shall mean "new vehicle" as that term is defined in Section 22.1 of Title 47 of the Oklahoma Statutes. Notwithstanding the foregoing, the Oklahoma Tax Commission may, when requested for a particular vehicle, furnish desired information for the sum of fifty cents (\$.50) per vehicle or make copies of certificates of title, applications therefor, and registration certificates and sell the same for the aforesaid fee" which amendment was tabled upon motion of Senator Nichols, upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Lane, Luton, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang. Smith, Terrill.—30.

Nay: Breckinridge, Ferrell, Garrett, Howard, Keels, McCune, McGraw, McSpadden, Porter, Short, Smalley, Stipe.—12.

Excused: Baldwin, Berrong, Stansberry, Taliaferro, Williams, Young.—6.

Senator Porter moved to amend **HB 1306**, page 3, beginning on line 12, by deleting after the word "Commission" the remainder of the line and all of lines 13, 14, 15, 16 and 17, and adding the language "The Oklahoma Tax Commission shall have authority to furnish or sell any information it obtains from certificates of title, applications therefor or registration certificates to any person in the manner as hereinafter provided, upon such terms and for such amounts as it deems to be advisable; provided, however, it shall be unlawful for any person obtaining such information to sell and/or distribute any new automobile and/or new truck statistical report or any new automobile and/or new truck listings which would identify any such new vehicle by make, model or serial number compiled on the basis of any single geographic area smaller than a county, provided further that in the event that any county which encompasses only one duly franchised automobile dealer, then that county must be combined with at least one other county which encompasses one or more duly franchised dealers therein. The term "new automobile" and "new truck" as used herein shall mean "new vehicle" as that term is defined in Section 22.1 of Title 47 of the Oklahoma Statutes. Notwithstanding the foregoing, the Oklahoma Tax Commission may when requested for a particular vehicle, furnish desired information for the sum of fifty cents (\$.50) per vehicle or make copies of certificates of title, applications therefor, and registration certificates and sell the same for the aforesaid fee" which amendment was tabled upon motion of Senator Nichols.

Upon motion of Senator Murphy, **HB 1306**, was advanced to engrossment.

By unanimous consent, upon request of

Senator Murphy, **HB 1306** was placed upon third reading and final passage.

THIRD READING

HB 1306 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Young.—40.

Nay: Garrett, Smalley.—2.

Excused: Baldwin, Berrong, Lane, Stansberry, Taliaferro, Williams.—6.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Terrill, Young.—40.

Nay: Garrett, Smalley.—2.

Excused: Baldwin, Berrong, Lane, Stansberry, Taliaferro, Williams.—6.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator McGraw moved that the vote be reconsidered by which **HB 1306** passed.

DECLARATIONS OF VOTES

Senator Field asked that the record

show, had he been present at the time of third reading and final passage of **HB 1136**, he would have voted AYE, which was the order.

Senator Stipe asked that the record show, had he been present at the time of third reading and final passage of **HB 1136**, he would have voted AYE, which was the order.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 182 by Romang was read and considered.

Upon motion of Senator Romang, **SB 182** was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **SB 182** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 182 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Terrill, Williams.—33.

Nay: Crow, Ferrell, Hamilton, Horn, Lane, Phillips, Porter, Stipe, Young.—9.

Excused: Baldwin, Berrong, Boecher, Grantham, Stansberry, Taliaferro.—6.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols,

Payne, Romang, Short, Smalley, Smith, Terrill, Williams.—33.

Nay: Crow, Ferrell, Hamilton, Horn, Lane, Phillips, Porter, Stipe, Young.—9.

Excused: Baldwin, Berrong, Boecher, Grantham, Stansberry, Taliaferro.—6.

The emergency was declared passed.

SB 182 was referred for engrossment.

GENERAL ORDER

HB 1264 by Ferrell, et al, of the House and McSpadden, Terrill, Crow and Dacus of the Senate was taken up for further consideration.

Senator Hamilton moved to amend HB 1264 by striking the words and figures "Ten Thousand (10,000) acres" and substituting therefor the words and figures "Seventy-five Hundred (7,500) acres" wherever such words and figures appear in the Bill, which amendment was declared adopted.

Upon motion of Senator McSpadden, HB 1264, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1264, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1264 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Nay: McCune.—1.

Excused: Baldwin, Berrong, Boecher, Garrett, Stansberry, Taliaferro.—6.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Nay: McCune.—1.

Excused: Baldwin, Berrong, Boecher, Garrett, Stansberry, Taliaferro.—6.

The emergency was declared passed.

HB 1264, as amended, was referred for engrossment.

GENERAL ORDER

SB 330 by Murphy was read and considered.

Senator Baggett moved to amend SB 330, page 2, line 6, by adding after the word "association" the language "but shall not include a city or county or zoo operated by a city or county" which amendment was declared adopted.

Senator Stipe moved to amend SB 330, page 2, line 3, by striking the word "owls" which amendment was declared adopted.

Senator Baggett moved to amend SB 330, page 3, by striking all of lines 8 through 11, which amendment was declared adopted.

Upon motion of Senator Murphy, SB 330, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 330, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 330 was read for the third time at length.

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

Aye: Atkinson, Baggett, Birdsong, Ferrell, Field, Graves, Holden, Howard, Keels, Lane, Luton, McGraw, McSpadden, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smith, Williams.—22.

Nay: Berrong, Bradley, Breckinridge, Crow, Dacus, Hamilton, Horn, Inhofe, McCune, Martin, Massey, Medearis, Nichols, Smalley, Stipe, Terrill, Young.—17.

Excused: Baldwin, Boecher, Garrett, Garrison, Grantham, Ham, Hargrave, Stansberry, Taliaferro.—9.

The bill was declared failed of passage.

GENERAL ORDER

Senator Terrill moved that all SBs and SJRs with the exception of SBs 252 and 223, now pending under GENERAL ORDER be withdrawn from the Calendar and re-referred to the Committees from which they were reported, which motion was declared adopted, such Bills being as follows:

SB 136—Municipal Government

SB 151—Business Relations

SB 183—Municipal Government

SB 202—Agriculture

SB 216—Municipal Government

SB 231—Governmental Affairs

SB 281—Business Relations

SB 283—Public Affairs

SB 291—Governmental Affairs

SB 302—Education

SB 320—Governmental Affairs

SJR 3—Constitutional Revisions and Regulatory Services

SJR 6—Constitutional Revisions and Regulatory Services

SJR 18—Constitutional Revisions and Regulatory Services

SJR 23—Constitutional Revisions and Regulatory Services

SJR 24—Constitutional Revisions and Regulatory Services

Senator Young moved that all Senate Bills be withdrawn from the Calendar

and re-referred to the Committees from which they came, which motion was tabled upon motion of Senator Terrill.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator McSpadden, 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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Young.—37.

Excused: Baldwin, Boecher, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Stansberry, Taliaferro, 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: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Young.—37.

Excused: Baldwin, Boecher, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Stansberry, Taliaferro, Williams.—11.

The emergency was declared passed.

HB 1091, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the

Conference Committee Report on **HB 1094** was declared adopted.

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: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Young.—37.

Excused: Baldwin, Boecher, Crow, Garrett, Garrison, Grantham, Ham, Hargrave, Stansberry, Taliaferro, 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: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Young.—37.

Excused: Baldwin, Boecher, Crow, Garrett, Garrison, Grantham, Ham, Hargrave, Stansberry, Taliaferro, Williams.—11.

The emergency was declared passed.

HB 1094, together with Conference Committee Report thereon, was ordered returned to Honorable House.

GENERAL ORDER

Senator Young moved that **SB 252** be withdrawn from the Calendar and re-referred to the Committee on Roads and Highways.

Senator Terrill moved to table the Young motion.

Senator Baggett, in lieu of all pending motions, moved that when the Clerk's desk is cleared, the Senate stand adjourned, as provided under the Rules, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1245**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1024**, requesting Conference and naming Conferees as follows: Andrews, Beauchamp and Thompson.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1019—by McCune, et al of the House and Grantham, Inhofe and Berrong of the Senate—A Concurrent Resolution relating to interim study by the State Legislative Council; requesting the Executive Committee to direct the Judiciary Committee to make a comprehensive study of problems in the insurance business arising from the hearings conducted by the Insurance Commissioner concerning the Community National Life Insurance Company; authorizing the creation of a subcommittee; directing the preparation of a report and recommendations; requesting the cooperation of state offices; and granting subpoena powers.

Consideration of the above Resolution was deferred for this day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 81**.

The above numbered Enrolled Bill was referred to the Governor.

As provided under the Baggett motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Fifty-fourth Legislative Day

Wednesday, April 9, 1969

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

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—47.

Excused: Garrett.—1.

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 Crow:

Gracious God and Father of us all, we pause a moment in the midst of the business of this day to acknowledge Thee. Thou art our Creator and Sustainer, the Source of all our strength. Help us to still our feverish activity for a moment, and know that Thou art God.

We would not ask to be delivered of our burdens, but to be instilled with the strength to carry them. Free us from the despair of feeling we are powerless, but also from the presumption that our strength is our own. We acknowledge that we have nothing which we have not received. We ask that we may be good stewards of our own peculiar abilities,

and that we may work together for the common good.

Grant, O God, Thy blessing on this State, and on this Senate. May each member be strengthened for today and the hectic days ahead. Grant them also a keen sensitivity to human needs about them. Help them to serve with honor, dignity and integrity. May they remember their obligations to the poor, the powerless, those who have no advocate. Meet their needs and give them the spirit of Him who said, "He that would be greatest among you, let him be servant of all," Jesus our Lord. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1020—by Wolf (Leland) of the House and Terrill of the Senate—A Concurrent Resolution fixing the day and hour of the Sine Die Adjournment of the First Session of the Thirty-second Oklahoma Legislature.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Abbott of the House and Miller of the Senate for adoption and concurrence by the Honorable Senate in the issuance of Concurrent Citation No. 7 by the Oklahoma State Legislature to the Byng High School Girls Basketball Team.

Upon motion of Senator Miller, the Senate adopted the motion for the issuance of said Concurrent Citation.

House Concurrent Citation No. 7 was properly signed and ordered returned to the Honorable House.

CITATIONS

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to the People of the City of Prague and Miss Linda Ellis, Kolache Queen.

Upon motion of Senator Crow, pursuant to Rule 8-b, a Citation of Appreciation was ordered issued to John Walker, M. D., Altus, Oklahoma, for serving the Senate as Doctor of the Day, April 2, 1969.

Upon motion of Senator Crow, pursuant to Rule 8-b, a Citation of Appreciation was ordered issued to J. P. Irby, M.D., Altus, Oklahoma for serving the Senate as Doctor of the Day, January 8, 1969.

Upon motion of Senator Crow, pursuant to Rule 8-b, a Citation of Appreciation was ordered issued to Malcolm Mollison, M.D., Altus, Oklahoma for serving the Senate as Doctor of the Day, January 9, 1969.

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

COMMITTEE REPORTS

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

DO PASS:

HB 1251—Governmental Affairs—Coauthored by Breckinridge.

HB 1308—Governmental Affairs—Coauthored by Phillips.

HB 1320—Governmental Affairs—Coauthored by Howard.

HB 1330—Governmental Affairs—Coauthored by Romang.

HB 1416—Governmental Affairs.

HB 1480—Governmental Affairs—Coauthored by Keels.

HJR 1034—Appropriations and Budget, DO PASS, as amended:

SB 332—Appropriations and Budget.

HB 1162—Governmental Affairs—Coauthored by Short.

HB 1199—Governmental Affairs—Coauthored by Phillips.

HB 1203—Public Health—Coauthored by Phillips.

HB 1212—Governmental Affairs.

HB 1467—Governmental Affairs.

WITHOUT RECOMMENDATION:

HJR 1016—Constitutional Revisions and Regulatory Services—To Judiciary, by previous order.

MOTION RE: HB 1330

Senator Bradley moved that the Committee Report on **HB 1330** be withdrawn and that **HB 1330** be re-referred to the Committee on Governmental Affairs.

Senator Romang moved to table the Bradley motion, which motion was declared failed of adoption.

The vote occurring upon the Bradley motion, it was declared adopted.

RESOLUTION

SR 29 By McSpadden was introduced.

Senator McSpadden asked unanimous consent, which was granted, that all other members of the Senate be added as co-authors of the Resolution.

SR 29, as coauthored, was read at length as follows, adopted upon motion of Senator McSpadden, and ordered referred for enrollment:

SR 29—By McSpadden, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradlev, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne,

Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young—A Resolution commending the proposal of the Philadelphia 1976 Bicentennial Corporation for commemorating the bicentennial of the American Revolution; and directing distribution.

WHEREAS, the Philadelphia 1976 Bicentennial Corporation is moving forward with its proposal to the American Revolution Bicentennial Commission for commemorating the Bicentennial of the American Revolution; and

WHEREAS, it is entirely fitting and proper that the observance of the founding and growth of the United States be centered in the Philadelphia region, wherein lies "the most historic square mile in the nation."

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

SECTION 1. The Senate of the First Session of the Thirty-second Oklahoma Legislature hereby commends the proposal of The Philadelphia 1976 Bicentennial Corporation for centering the commemoration of the Bicentennial of the American Revolution in the historically significant Philadelphia region.

SECTION 2. Copies of this resolution shall be forwarded to The Philadelphia 1976 Bicentennial Corporation and to the American Revolution Bicentennial Commission.

PENDING SENATE ACTION

President Pro Tempore Smith moved that **HCR 1019** be referred to the Committee on Business Relations, and that such motion not carry with it any prejudice or order that would prohibit its being reported back during this Session, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator McGraw asked for consideration of his motion to reconsider the vote by which **HB 1306** passed.

Senator Terrill moved to table the McGraw motion, which motion was declared adopted.

HB 1306 was properly signed and ordered returned to the Honorable House.

Senator Hamilton presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for Signature Enrolled **HBs 1245** and **1287**.

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 182, SJR 25, HB 1264 each correctly engrossed.

SR 28 correctly enrolled.

Engrossed **SB 182** and **SJR 25** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 1264**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SR 28** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1237 by Townsend of the House and Luton of the Senate was read and considered.

Senator Baggett moved to amend **HB 1237**, page 3, by inserting after Line 14, and before line 15, the section "Section 2. This amendment will not apply to contracts for the fiscal year beginning July 1, 1969, but will apply to all subsequent years", by renumbering succeeding sections accordingly and by amending the title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend **HB 1237**, page 3, line 14, by adding after the

word "Education" the language "It shall constitute sufficient 'cause' for the failure to renew the contract of a teacher that the district intends to replace such teacher with a better teacher or one of superior ability to fill the particular position"

Senator Terrill 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 a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Ferrell, Garrison, Grantham, Hargrave, Horn, Inhofe, Keels, Lane, McCune, McGraw, Massey, Medearis, Nichols, Porter, Romang, Short, Stansberry, Williams, Young.—25.

Nay: Atkinson, Birdsong, Crow, Dacus, Field, Graves, Hamilton, Holden, Howard, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill.—21.

Excused: Garrett, Ham.—2.

Senator Terrill moved to amend **HB 1237**, page 1, by striking the Title, which amendment was declared failed of adoption.

Senator Crow moved to amend **HB 1237**, page 1, line 5, by inserting after the word "years", and before the word "shall" on line 6, the words "after passage of this act" which amendment was declared adopted.

Senator Baggett moved to amend **HB 1237**, page 3, line 14, by inserting after the word "Education", and preceding his amendment previously adopted, the words "except in the case of superintendents".

Senator Luton 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 Luton, **HB 1237**, as amended, was advanced to engrossment.

Senator Luton asked unanimous consent

that **HB 1237** be considered engrossed and placed upon third reading and final passage, to which objection was voiced.

Senator Hamilton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 158 and **HB 1001** each correctly engrossed.

SB 208 correctly enrolled.

Engrossed **SB 158** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 208** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Terrill presiding.

Engrossed **SAs** to and Engrossed **HB 1001**, as amended, were properly signed and ordered returned to the Honorable House.

President Pro Tempore Smith presiding.

Senator Stipe raised the question of "no quorum".

The President Pro Tempore ordered the roll called and declared a quorum was present.

PENDING CONSIDERATION OF CCR

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1096** was declared adopted.

HB 1096, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Grantham, Graves, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baggett, Baldwin,

Ferrell, Garrett, Ham, Hargrave, Holden, Howard, McGraw, Massey, Porter.—12.

The Bill, as amended in Conference, was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Grantham, Graves, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baggett, Baldwin, Ferrell, Garrett, Ham, Hargrave, Holden, Howard, McGraw, Massey, Porter.—12.

The emergency was declared passed.

HB 1096, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING SENATE ACTION

Upon motion of Senator Taliaferro, the request of the Honorable House for a conference on HB 1024 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-b, President Pro Tempore Smith announced the appointment of the following Senate Conferees under HB 1024: Taliaferro, Terrill and Medearis.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed SBs, each as coauthored and as amended: SB 118—coauthored by Allard, Tabor, Andrews, Sanguin, Rogers, Bernard, Smith (Norman), Hill (Archibald), Sandlin, Smith (E. W.), Witt, Coffin, Wiedemann, Johnson, Harrison, Hesser, Bickford, Finch, Vann, Odom (V. H.), Fine, Raibourn, York, Atkins, Clemons, Hill (Ben), Patterson, Poulos, Browers, Skeith, Wolf (Leland), Abbott, Cate, Mountford, Boren, Ferrell, McKee,

Cole, Bengtson, Nance, Sparkman, McCune, Bamberger, Hargrave, Dunn, Townsend, Privett, Williams, Ferguson, Camp, Hatchett, Hancock, Wolfe (Stephen), Thornhill, Holaday, Wixson and Ford; SB 145—coauthored by Nichols of the Senate and McCune, Bradley, Sandlin, Jones, Peterson, Sparkman, Green, Hancock and Goodfellow of the House; SB 349—coauthored by Miskelly, Atkins, Hatchett and Boren; and SB 350—coauthored by Atkins, Hatchett and Boren.

HA to SB 118 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Line 7½, by inserting a new SECTION 4 as follows: "SECTION 4. During the first year that a school district offers a tuition free kindergarten program the amount of Foundation Program Aid and Incentive Aid payable to such district shall be based upon the number of children in average daily attendance during such first year. The State Board of Education shall estimate the probable amount of such aid and make periodic payments thereof to such districts during such first year, with the total amount paid for such first year being adjusted in the final payment made after the actual number of children in average daily attendance in such kindergarten has been determined. Thereafter such aid shall be based upon the average daily attendance during the preceding year."

Renumber the following SECTION and amend the title to conform.

HA to SB 145 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend by striking the Title, Enactment Clause and entire bill and substitute the following:

An Act relating to criminal procedure where a motor vehicle traffic violation is charged; amending Sections 1, 4, 5, 6, 7 and 9, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § § 1114.1, 1114.4, 1114.5, 1114.6, 1114.7 and 1114.9), and Section 3, Chapter 185, O. S. L. 1968, as amended by Section

4, Chapter 383, O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.3); providing additional procedures, in certain instances, for posting bail where a person is charged with violating a motor vehicle traffic law; providing opportunity for immediate plea of guilty and procedure for payment immediately of fine and costs, with certain exceptions; providing for pleas of guilty; providing for forfeiture; providing amount of bail; providing when a citation may be issued; exempting court clerk or law enforcement officer from personal liability for insufficient, false or bogus personal checks in payment of fines; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 1, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.1), is amended to read as follows:

§ 1114.1. One who is arrested for a state traffic violation or served a traffic ticket, for violating a state statute or state statutes, in addition to other provisions of law for posting bail, shall be admitted to bail upon compliance with one of the following procedures, to wit:

(a) Posting cash bail of an amount as indicated in Section [9 of this act] 1114.9 OF TITLE 22 OF THE OKLAHOMA STATUTES in a special envelope preaddressed to the court clerk of the court of the appropriate jurisdiction. [It shall be the duty of the court clerk to furnish all highway patrol officers, sheriffs, or chiefs of police in his jurisdiction with a sufficient supply of preaddressed envelopes with postage thereon prepaid. The cost of such envelopes and postage shall be paid out of the court fund. The] IF UNITED STATES CURRENCY IS USED AS BAIL, THE defendant, in the presence of the arresting officers, shall deposit the envelope containing the ticket[, on which the date of the hearing has been indicated by the arresting officers,] and the bail [bond for his appearance at such time and place] in the United States mail. [The defendant must appear in person or by counsel at

the proper time and place as stated in the complaint or ticket issued to him by the officer and answer the charge placed against him. In the event the defendant does not appear in person or by counsel on the appearance date, the cash bail deposited by him shall be forfeited as payment of fine and costs, or a bench warrant may be issued for the arrest of the defendant as the court may order.] ALL OTHER APPROVED FORMS OF CASH BAIL SHALL BE ACCEPTED AS BAIL BY THE ARRESTING OFFICER AND THE OFFICER SHALL DELIVER OR MAIL THE BAIL TO THE APPROPRIATE COURT CLERK. For the purpose of this act, UNITED STATES CURRENCY, cashier's checks, postal money orders, instruments commonly known as travelers' checks, [and] certified checks, GUARANTEED BANK CHECKS AND PERSONAL CHECKS OF THE ARRESTEE DRAWN ON ANY BANK LOCATED IN THE UNITED STATES, PROVIDED SAID PERSONAL CHECK HAS A CODED BANK IDENTIFICATION NUMBER PRINTED THEREON, [may] SHALL be considered as cash. ALL PERSONAL CHECKS SHALL BE MADE PAYABLE TO THE DISTRICT COURT CLERK.

(b) Depositing with arresting officer a guaranteed arrest bond certificate issued by either a surety company, an automobile club officially authorized to transact business in Oklahoma by the State Insurance Commissioner, or a trucking association authorized to transact business in Oklahoma by the State Insurance Commissioner; provided such "guaranteed arrest bond certificate" must be signed by the person to whom it is issued and must contain a printed statement that such surety company, trucking association, or automobile club guarantees the appearance of such person and will, in the event of failure of such person to appear in court at the time of trial, pay any fine or forfeiture imposed on such person not to exceed an amount to be stated on such certificate. The officer shall, without undue delay, place the

"guaranteed arrest bond certificate" in an envelope and mail OR DELIVER it to the court clerk of the court of the appropriate jurisdiction.

(c) [A resident of Oklahoma may deposit] DEPOSITING with the arresting officer a valid license to operate a motor vehicle, [as defined in 47 O. S. 1961, § 1-128, issued by the Oklahoma Department of Public Safety,] in exchange for a receipt therefor issued by the arresting officer, which shall BE RECOGNIZED AS AN OPERATORS LICENSE AND SHALL authorize his operation of a motor vehicle to the date of the hearing but not to exceed twenty (20) days. Said license AND TRAFFIC TICKET shall be rendered by the arresting officer in to the court clerk of the proper state court having jurisdiction over the offense.

[(d)] The making of an application for a duplicate license to operate a motor vehicle during the period when the original license is posted for an appearance in a court shall be unlawful, shall constitute a misdemeanor and a person convicted thereof shall be subject to imprisonment for not less than seven (7) days, nor more than six (6) months, and there may be imposed in addition thereto a fine of not more than Five Hundred Dollars (\$500.00); provided, that notice of the provision of this subsection shall be included in the receipt issued under the preceding subsection.

IT SHALL BE THE DUTY OF THE COURT CLERK TO FURNISH ALL HIGHWAY PATROL OFFICERS, SHERIFFS OR CHIEFS OF POLICE IN HIS JURISDICTION WITH A SUFFICIENT SUPPLY OF PREADDRESSED ENVELOPES WITH POSTAGE THEREON PREPAID. THE COST OF SUCH ENVELOPES AND POSTAGE SHALL BE PAID OUT OF THE COURT FUND.

SECTION 2. Section 3, Chapter 185, O. S. L. 1968, as amended by Section 4, Chapter 383, O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.3), is amended to read as follows:

§ 1114.3. [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.] UPON RECEIPT OF A TRAFFIC TICKET BY THE COURT CLERK, OTHER THAN A TRAFFIC TICKET WHICH HAS BEEN SIGNED BY THE ARRESTED PERSON AS A PLEA OF GUILTY, THE COURT CLERK SHALL EITHER PREPARE A COPY OF THE TICKET AND DELIVER THE ORIGINAL TO THE DISTRICT ATTORNEY, OR RECORD THE TICKET ON A LIST MAINTAINED IN THE CLERK'S OFFICE AND DELIVER THE TICKET TO THE DISTRICT ATTORNEY FOR HIS DISPOSITION. AFTER DISPOSITION OF THE TICKET BY THE DISTRICT ATTORNEY, THE NAME SHALL BE REMOVED FROM THE LIST BY THE COURT CLERK. A TRAFFIC TICKET THAT IS CERTIFIED BY THE ARRESTING OFFICER, THE COMPLAINANT, THE DISTRICT ATTORNEY, OR OTHER PROSECUTING ATTORNEY, SHALL CONSTITUTE AN INFORMATION AGAINST THE PERSON ARRESTED AND SERVED WITH THE TRAFFIC TICKET. THE TICKET SHALL BE ENDORSED BY THE DISTRICT ATTORNEY OR PROSECUTING ATTORNEY BEFORE IT IS FILED WITH THE COURT CLERK; EXCEPT, IF THE PERSON ARRESTED AND SERVED WITH A TRAFFIC TICKET EITHER AT THE TIME HE IS ARRESTED OR AT A SUBSEQUENT TIME SHALL INDICATE IN WRITING ON THE TICKET, ABOVE HIS SIGNATURE, THAT

HE ELECTS TO PLEAD GUILTY TO THE VIOLATION CHARGED, THE TRAFFIC TICKET SHALL BE FILED WITH THE COURT CLERK, AS AN INFORMATION, WITHOUT THE ENDORSEMENT OF THE DISTRICT ATTORNEY OR OTHER PROSECUTING ATTORNEY, AND IT SHALL BE THE DUTY OF THE COURT CLERK TO NOTIFY THE DISTRICT ATTORNEY AND THE DEPARTMENT OF PUBLIC SAFETY AS TO THE FACT OF SUCH FILING.

SECTION 3. Section 4, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.4), is amended to read as follows:

§ 1114.4. THE ARRESTING OFFICER SHALL INDICATE ON THE TICKET THE DATE OF THE ARRAIGNMENT, AND THE DEFENDANT MUST APPEAR IN PERSON OR BY COUNSEL AT THE STATED TIME AND PLACE FOR ARRAIGNMENT. If the defendant fails to appear in court IN PERSON OR BY COUNSEL *[to answer]* FOR ARRAIGNMENT ON the charge against him, or fails to arrange with the court *[for future appearance]* within the time designated on the traffic ticket FOR A FUTURE APPEARANCE, THE CASH BAIL, IF CASH BAIL HAS BEEN DEPOSITED BY THE DEFENDANT, SHALL BE FORFEITED. IF A GUARANTEED ARREST BOND CERTIFICATE HAS BEEN DEPOSITED, THE BOND SHALL BE FORFEITED AND PROCEEDINGS TO COLLECT THE SUM INVOLVED SHALL BE COMMENCED BY THE DISTRICT ATTORNEY. IF A LICENSE TO OPERATE A MOTOR VEHICLE HAS BEEN DEPOSITED, the court clerk shall immediately forward to the Department of Public Safety the driver's license *[with advice]* ATTACHED TO AN OFFICIAL NOTIFICATION FORM FURNISHED BY THE DEPARTMENT OF PUBLIC SAFETY, ADVISING that THE defendant failed to appear WHEN THE CHARGE IS RECKLESS DRIVING, IN ADDITION, ON MOTION OF THE DISTRICT ATTORNEY, THE COURT SHALL ISSUE A BENCH WARRANT FOR THE

ARREST OF THE DEFENDANT. PROVIDED, HOWEVER, THAT SUCH FORFEITURE SHALL NOT BE CONSTRUED AS A PLEA OF GUILTY OR ADMISSION IN ANY CIVIL ACTION THAT MAY THEREAFTER ARISE BY REASON OF SAID OCCURRENCE.

SECTION 4. Section 5, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.5), is amended to read as follows:

§ 1114.5. Upon receipt of a driver's license and information from the state court that the defendant failed to appear in court within the required time and under the terms provided above, OR IF A PERSONAL CHECK IS POSTED AS BAIL AND THE CHECK IS NOT HONORED BY THE BANK UPON WHICH IT IS DRAWN, that person's privilege to operate a motor vehicle shall be suspended. At the termination of the sixtieth day from the date of the suspension aforesaid the person so affected may apply to the Department of Public Safety for reinstatement of his driving privilege, provided he accompany his application with a reinstatement fee of Twenty-five Dollars (\$25.00) and proof that he has entered an appearance in the case which constituted the basis of his suspension, and either satisfied the charge or posted bond as required by law. The fees paid pursuant to this section shall be used solely toward the Department of Public Safety's cost of administering the provisions of this section.

IN ANY CASE WHERE THE COURT CLERK OR ANY LAW ENFORCEMENT OFFICER ACCEPTS OR RECEIVES ANY PERSONAL CHECK FROM THE ARRESTEE OR FROM ANY PERSON ACTING FOR OR ON HIS BEHALF IN PAYMENT OF A FINE OR AS BAIL FOR HIS APPEARANCE AT A HEARING, AND SAID PERSONAL CHECK PROVES TO BE INSUFFICIENT, FALSE OR BOGUS, SAID COURT CLERK OR LAW ENFORCEMENT OFFICER SHALL, IN NO EVENT, BE CIVILLY LIABLE PERSONALLY OR ON HIS OFFICIAL BOND FOR THE AMOUNT OF SAID CHECK OR THE

AMOUNT OF THE FINE IMPOSED IN SAID CASE OR CRIMINALLY LIABLE THEREFOR.

SECTION 5. Section 6, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.6), is amended to read as follows:

§ 1114.6. The provisions of this act shall be inapplicable to ANY [persons] PERSON charged with driving under the influence of intoxicating liquor or drugs, being in actual physical control over a vehicle while under the influence of intoxicating liquor or drugs, leaving the scene of an accident, or driving while [under suspension or revocation] HIS OPERATOR'S LICENSE IS SUSPENDED OR REVOKED.

SECTION 6. Section 7, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.7), is amended to read as follows:

§ 1114.7. A person arrested for a traffic violation and served with a traffic ticket[, who elects] MAY ELECT to plead guilty to the violation therein charged[.] AT THE TIME OF HIS ARREST OR AT ANY TIME BEFORE HE IS REQUIRED TO APPEAR IN COURT. AT THE TIME OF HIS ARREST, THE PERSON ARRESTED may indicate his plea of guilty on the ticket, above his signature, and attach to the ticket a sum of [money] CASH in payment of fine and costs in an amount equal to that prescribed as bail for the violation charged in Section [9 of this act] 1114.9 OF TITLE 22 OF THE OKLAHOMA STATUTES. In the presence of the arresting officer the person served shall place the money in an envelope preaddressed to the court clerk of the court of the appropriate jurisdiction with postage thereon prepaid, and, in the presence of the arresting officer, make deposit of said envelope in the United States mail. Upon observing the performance of the foregoing acts, the officer shall furnish a receipt to the violator and he shall be released from custody[.]. [provided, however,] AFTER HE HAS BEEN ARRESTED AND BEFORE THE TIME TO APPEAR IN COURT, THE PERSON ARRESTED MAY INDICATE

HIS PLEA OF GUILTY ON THE TICKET, SIGN THE TICKET, AND MAIL OR DELIVER IT TO THE COURT CLERK OF THE APPROPRIATE COURT. THE PERSON ARRESTED MUST ATTACH TO THE TICKET A SUM OF CASH IN PAYMENT OF THE FINE AND COSTS IN AN AMOUNT EQUAL TO THAT PRESCRIBED AS BAIL FOR THE VIOLATION CHARGED UNLESS HE HAS ALREADY DEPOSITED CASH BAIL. UPON RECEIPT OF THE TRAFFIC TICKET, IF CASH IS ATTACHED THERETO AND IF THE PERSON CHARGED HAS DEPOSITED AN ARREST BOND CERTIFICATE OR HIS LICENSE TO OPERATE A MOTOR VEHICLE AS BAIL, THE COURT CLERK SHALL RETURN THE ARREST BOND CERTIFICATE OR THE DRIVER'S LICENSE TO THE PERSON CHARGED. [this] THIS [provision] SECTION shall be inapplicable to ANY [persons] PERSON charged with driving while under the influence of intoxicating liquor or drugs, being in actual physical control over a vehicle while under the influence of intoxicating liquor or drugs, leaving the scene of an accident, driving while [under suspension or revocation] HIS LICENSE TO OPERATE A MOTOR VEHICLE IS SUSPENDED OR AFTER IT HAS BEEN REVOKED, reckless driving, or any other charge made because of a motor vehicle accident in which personal injury or death occurred, for all of which charges it shall be mandatory that the defendant appear in court. IF A PLEA OF GUILTY IS ENTERED UNDER THE PROVISIONS AS SET OUT ABOVE, THE GUILTY PLEA SHALL BE ACCEPTED BY THE COURT AND THE MAXIMUM FINE AND COSTS SHALL BE THE AMOUNT PRESCRIBED AS BAIL FOR THE VIOLATION CHARGED IN SECTION 1114.9 OF TITLE 22 OF THE OKLAHOMA STATUTES.

[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.】

SECTION 7. Section 9, Chapter 185, O. S. L. 1968 (22 O. S. Supp. 1968, § 1114.9), is amended to read as follows:

§ 1114.9. The offenses for which bail [may] SHALL be accepted as provided in Section 1 of this act and the amounts thereof including court costs shall be as follows:

Speeding, minimum bond	\$ 25.00
Eleven to fifteen miles per hour over limit	35.00
Sixteen to twenty miles per hour over limit	45.00
Twenty-one to twenty-five miles per hour over limit	65.00
Twenty-six miles per hour or more over the limit	95.00
Careless driving (47 O. S. 1961, § 11-801)	65.00
RECKLESS DRIVING (47 O. S. 1961, § 11-901)	115.00
Failure to obey official traffic-control signal	25.00
Driving less than posted minimum speed or impeding the normal and reasonable flow of traffic	25.00
Driving left of center, in wrong lane, or in wrong direction on one-way	25.00
Improper passing	25.00
Failure to yield right-of-way	25.00
Failure to stop at stop sign	25.00
Illegal turn, turn approach or failure to signal	25.00
Following too closely	25.00
Depositing or throwing away trash on highway	25.00
Depositing or throwing destructive or injurious material on highway	65.00
Failure to stop for school bus displaying stop signal	25.00
Brakes inadequate or defective	25.00
No operator's or chauffeur's license or violation of restrictions	25.00

Oversize or overload, any axle or gross weight[, minimum] UP TO TWO THOUSAND (2,000) POUNDS, MAXIMUM

65.00

Over two thousand (2,000) pounds on any axle or combination of axles AN ADDITIONAL two cents (\$.02) each pound up to a maximum of Two Hundred Fifty Dollars (\$250.00)

Operating a motor carrier without authority

200.00

Operating a motor carrier without proper identification device

25.00

Transporting open container of alcoholic liquor accessible while vehicle in motion

65.00

All other bondable traffic violations shall be Twenty-five Dollars (\$25.00), except where the law requires a minimum fine greater than Twenty-five Dollars (\$25.00) for that offense. In that event, the bail shall be in the amount of the statutory minimum fine plus Fifteen Dollars (\$15.00) court cost.

SECTION 8. Whenever a person is arrested by a law enforcement officer for a bondable traffic violation and the arrested person is unable to post bail in one of the methods provided for in Section 1114.1 of this act, the officer may, in his discretion, issue a citation to such person to appear in court under the provisions of Section 209 of Title 22 of the Oklahoma Statutes.

SECTION 9. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof of this act shall take effect and be in full force from and after its passage and approval.

HAS to SB 349 read as follows, rejected upon motion of Senator Hamilton, conference requested and Senate Conferees appointed, as follows: Senators Baggett, Miller, Nichols, Smalley and Hargrave:

AMENDMENT NO. 1. Amend the TITLE to read as follows:

(AN ACT VITALIZING SECTION 38
EMERGENCY)

AMENDMENT NO. 2. Amend Page 4, Line 5, by striking the words and figures "Thirty Million One Hundred Seventy-eight Thousand Five Hundred Dollars (\$30,178,500.00)" and insert in lieu thereof the words and figures "Thirty Million Six Hundred Seventy-eight Thousand Five Hundred Dollars (\$30,678,500.00)".

HAS to SB 350 read as follows, rejected upon motion of Senator Hamilton, conference requested and Senate Conferees appointed, as follows: Senators Baggett, Miller, Nichols, Smalley and Hargrave:

AMENDMENT NO. 1. Amend TITLE to read as follows:

(AN ACT APPROPRIATING FROM
THE PROCEEDS AND EMERGENCY)

AMENDMENT NO. 2. Amend Page 2, Line 9, by striking the words and figures "Five Million Dollars (\$5,000,000.00)" and inserting in lieu thereof the words and figures "Four Million Five Hundred Thousand Dollars (\$4,500,000.00)".

AMENDMENT NO. 3. Amend Page 2, Line 26, by striking the words and figures "Seven Million Dollars (\$7,000,000.00)" and inserting in lieu thereof the words and figures "Six Million Five Hundred Thousand Dollars (\$6,500,000.00)".

AMENDMENT NO. 4. Amend Page 3, Line 16, by striking the words and figures "One Million Dollars (\$1,000,000.00)" and inserting in lieu thereof the words and figures "One Million Five Hundred Thousand Dollars (\$1,500,000.00)".

AMENDMENT NO. 5. Amend Page 5, Line 34, by striking the following language: "and Oklahoma State University Technical Institute at Oklahoma City".

AMENDMENT NO. 6. Amend Page 6, Line 1½ by inserting a new SECTION 14 to read as follows: "There is hereby appropriated to the Oklahoma State Regents for Higher Education from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of

1968 Fund in the State Treasury the sum of One Million Dollars (\$1,000,000.00) to be allocated by the Regents to the Board of Regents for the Oklahoma Agricultural and Mechanical College for expenditure at Oklahoma State University Technical Institute at Oklahoma City for planning and construction, furnishing and equipping new buildings, and for remodeling, modernizing, repairing, furnishing and equipping existing buildings, and for other capital additions and improvements".

And renumbering succeeding sections to conform thereto.

MOTION RE: SB 252

Senator Garrison, joined by President Pro Tempore Smith, moved that SB 252 be withdrawn from the Calendar and referred to the Rules Committee with instructions to report progress on same in order that the measure may be considered in the 2nd Session of the 32nd Legislature.

Senator McSpadden moved to amend the Garrison-Smith amendment by striking the words "Rules Committee" and substituting therefor the words "Committee on Roads and Highways."

Senator Terrill moved to table the McSpadden amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Berrong, Bradley, Breckinridge, Ferrell, Garrison, Grantham, Hargrave, Howard, Inhofe, McCune, McGraw, Martin, Miller, Nichols, Romang, Short, Smith, Stansberry, Terrill, Williams.—20.

Nay: Birdsong, Boecher, Crow, Dacus, Field, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McSpadden, Massey, Medearis, Murphy, Payne, Phillips, Smalley, Stipe, Taliaferro, Young.—22.

Excused: Atkinson, Baggett, Baldwin, Garrett, Ham, Porter.—6.

The vote occurring upon the McSpadden amendment, it was declared adopted.

The vote occurring upon the Garrison-

Smith motion, as amended, it was declared adopted.

MESSAGE FROM THE HOUSE

Advising repection of SAs to Engrossed HBs 1097, 1101, 1104, 1113, 1114, 1121, 1123 and 1319, requesting conference and referring said Bills to the General Conference Committee on Appropriations.

Upon motion of Senator McSpadden, the request of the Honorable House for conferences on HBs 1097, 1101, 1104, 1113, 1114, 1121 and 1123 was ordered granted, said Bills to be referred to the General Conference Committee on Appropriations.

Upon motion of Senator Smalley, on behalf of Senator Ferrell, the request of the Honorable House for a conference on HB 1319 was ordered granted, said Bill to be referred to the General Conference Committee on Appropriations.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator McSpadden, the Conference Committee Report on HB 1099 was declared adopted.

HB 1099, as 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: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Bradley.—1.

Excused: Atkinson, Baggett, Baldwin, Garrett, 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: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Bradley.—1.

Excused: Atkinson, Baggett, Baldwin, Garrett, Porter.—5.

The emergency was declared passed.

HB 1099, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on HB 1112 was declared adopted.

HB 1112, as 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: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Baggett, Baldwin, Bradley, Garrett, 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: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Ro-

mang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Baggett, Baldwin, Bradley, Garrett, Porter.—6.

The emergency was declared passed.

HB 1112, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1116** was declared adopted.

HB 1116, as 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: Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—38.

Excused: Atkinson, Baggett, Baldwin, Berrong, Bradley, Garrett, Massey, Porter, 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: Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—38.

Excused: Atkinson, Baggett, Baldwin, Berrong, Bradley, Garrett, Massey, Porter, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1116, together with Conference Com-

mittee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1122** was declared adopted.

HB 1122, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—40.

Excused: Atkinson, Baggett, Baldwin, Garrett, Holden, Porter, 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—40.

Excused: Atkinson, Baggett, Baldwin, Garrett, Holden, Porter, Taliaferro, Terrill.—8.

The emergency was declared passed.

HB 1122, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 51** was declared adopted.

SB 51, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—36.

Nay: Crow, Keels.—2.

Excused: Atkinson, Baggett, Baldwin, Garrett, Holden, Massey, Phillips, Porter, 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—36.

Nay: Crow, Keels.—2.

Excused: Atkinson, Baggett, Baldwin, Garrett, Holden, Massey, Phillips, Porter, Taliaferro, Terrill.—10.

The emergency was declared passed.

SB 51, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 50** was declared adopted.

SB 60, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell,

Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—39.

Excused: Atkinson, Baggett, Baldwin, Garrett, Ham, Murphy, Porter, Taliaferro, 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—39.

Excused: Atkinson, Baggett, Baldwin, Garrett, Ham, Murphy, Porter, Taliaferro, Terrill.—9.

The emergency was declared passed.

SB 60, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 71** was declared adopted.

SB 71, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Baggett, Baldwin, Garrett, Grantham, Ham, McGraw, Nichols, 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—39.

Excused: Atkinson, Baggett, Baldwin, Garrett, Grantham, Ham, McGraw, Nichols, Terrill.—9.

The emergency was declared passed.

SB 71, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on SB 77 was declared adopted.

SB 77, as 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: Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—36.

Excused: Atkinson, Baggett, Baldwin, Birdsong, Garrett, Ham, McGraw, Murphy, Nichols, Stansberry, 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: Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—37.

Excused: Atkinson, Baggett, Baldwin, Birdsong, Garrett, Ham, McGraw, Nichols, Stansberry, Taliaferro, Terrill.—11.

The emergency was declared passed.

SB 77, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on SB 79 was declared adopted.

SB 79, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—41.

Excused: Atkinson, Baggett, Baldwin, Garrett, Nichols, Taliaferro, 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley,

Smith, Stansberry, Stipe, Williams, Young.—41.

Excused, Atkinson, Baggett, Baldwin, Garrett, Nichols, Taliaferro, Terrill.—7.

The emergency was declared passed.

SB 79, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 80** was declared adopted.

SB 80, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Baldwin, Garrett, Grantham, Howard, Taliaferro.—7.

The Bill, as amended in Conference, was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Baldwin, Garrett, Grantham, Howard, Taliaferro.—7.

The emergency was declared passed.

SB 80, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 96** was declared adopted.

SB 96, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Baldwin, Garrett, Lane, McGraw, Taliaferro.—7.

The Bill, as amended in Conference, was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Baldwin, Garrett, Lane, McGraw, Taliaferro.—7.

The emergency was declared passed.

SB 96, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Hamilton presiding.

GENERAL ORDER

HB 1032 by Monks, et al, of the House and Martin of the Senate was read and considered.

Upon motion of Senator Martin, **HB 1032** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **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: Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Baldwin, Berrong, Garrett, Lane, McGraw, McSpadden, Massey, Taliaferro.—10.

The bill was declared passed.

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

Aye: Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Baldwin, Berrong, Garrett, Lane, McGraw, McSpadden, Massey, Taliaferro.—10.

The emergency was declared passed.

HB 1032 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1405 by Goodfellow of the House and Martin of the Senate was read and considered.

Upon motion of Senator Martin, **HB 1405** was advanced to engrossment.

By unanimous consent, upon request of

Senator Martin, **HB 1405** was placed upon third reading and final passage.

THIRD READING

HB 1405 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, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Baldwin, Crow, Garrett, Lane, McGraw, Massey, Smith, Taliaferro.—10.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Baldwin, Crow, Garrett, Lane, McGraw, Massey, Smith, Taliaferro.—10.

The emergency was declared passed. returned to Honorable House.

HB 1405 was properly signed and ordered

DECLARATION OF VOTE

Senator Ham asked that the record show, had he been present at the time the vote was taken on the Terrill motion to table the McSpadden amendment to the Garrison motion to refer **SB 252** to the Rules Committee, he would have voted NO, which was the order.

GENERAL ORDER

HB 1083 by Cole, et al, of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1083** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1083** was considered engrossed and 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: Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—32.

Nay: Berrong, Holden, McCune, Miller, Romang, Short.—6.

Excused: Atkinson, Baggett, Baldwin, Garrett, Ham, McGraw, Massey, Smith, Taliaferro.—9.

Excused from voting: Bradley.—1. (Art. 5 § 24 Const.)

The bill was declared passed.

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

Aye: Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—34.

Nay: Berrong, Holden, McCune, Miller, Romang, Short.—6.

Excused: Atkinson, Baggett, Baldwin, Garrett, McGraw, Smith, Taliaferro.—7.

Excused from voting: Bradley.—1. (Art. 5 § 24 Const.)

The emergency was declared passed. **HB 1083**, as amended, was referred for engrossment.

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 1119**.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1119** was read and adopted upon motion of Senator McSpadden:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred **ENGROSSED HOUSE BILL NUMBER 1119**, entitled:

An Act relating to the State Soil Conservation Board and making *** 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 amendment be adopted:

Restore title to read as follows:

An Act relating to the State Soil Conservation Board and making appropriations 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 lapse date; making the provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Boecher, Garrison, Grantham, Hamilton, Berrong, Martin, Nichols.

HOUSE CONFEREES: Willis, Chairman, Cate, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Skeith.

HB 1119, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—41.

Excused: Atkinson, Baggett, Baldwin, Garrett, Grantham, Stipe, Taliaferro.—7.

The Bill, as amended in Conference, was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—42.

Excused: Atkinson, Baggett, Baldwin, Garrett, Stipe, Taliaferro.—6.

The emergency was declared passed.

HB 1119, together with Conference Committee Report thereon, was ordered returned to Honorable House.

GENERAL ORDER

HB 1392 by Abbott of the House and Smalley, Miller, Massey, Baggett and Keels of the Senate was read and considered.

Senator Ferrell asked to be made a co-author of **HB 1392**, which was the order.

Upon motion of Senator Smalley, **HB 1392** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1392** was placed upon third reading and final passage.

THIRD READING

HB 1392 was read for the third time at length.

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

Aye: Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—32.

Nay: Boecher, Dacus, Field, Romang.—4.

Excused: Atkinson, Baggett, Baldwin, Crow, Garrett, Garrison, Lane, McGraw, Massey, Phillips, Stipe, Taliaferro.—12.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Bradley, Breckinridge, Ferrell, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—32.

Nay: Boecher, Dacus, Field, Romang.—4.

Excused: Atkinson, Baggett, Baldwin, Crow, Garrett, Garrison, Lane, McGraw, Massey, Phillips, Stipe, Taliaferro.—12.

The emergency was declared passed.

HB 1392 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1188 by Mountford of the House and

Smalley of the Senate was read and considered.

Senator Smalley moved to amend **HB 1188**, page 1, by striking the Title after the word "system" which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1188**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1188**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1188 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, Breckinridge, Dacus, Field, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Williams, Young.—33.

Nay: Graves.—1.

Excused: Atkinson, Baggett, Baldwin, Crow, Ferrell, Garrett, Garrison, Lane, McSpadden, Martin, Massey, Stipe, Taliaferro, Terrill.—14.

The bill was declared passed.

HB 1188, as amended, was referred for engrossment.

GENERAL ORDER

HB 1472 by Mountford of the House and Smalley of the Senate was read and considered.

Senator Smalley moved to amend **HB 1472** by striking the Enacting Clause which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1472**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1472**, as amended,

was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1472 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, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Williams, Young.—33.

Excused: Atkinson, Baggett, Baldwin, Crow, Garrett, Hargrave, Holden, Lane, McSpadden, Martin, Massey, Stansberry, Stipe, Taliaferro, Terrill.—15.

The bill was declared passed.

HB 1472, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for consideration of his motion to reconsider the vote by which **SB 164**, as amended, failed of passage.

Senator Payne moved to table the Grantham motion, which motion was declared failed of adoption, upon a roll call as follows:

Aye: Payne, Short.—2.

Nay: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Smalley, Smith, Stansberry, Williams, Young.—36.

Excused: Atkinson, Baldwin, Garrett, Hargrave, Holden, Inhofe, McSpadden, Stipe, Taliaferro, Terrill.—10.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Smalley, Smith, Stansberry, Williams, Young.—36.

Nay: Payne, Porter, Short.—3.

Excused: Atkinson, Baldwin, Garrett, Hargrave, McSpadden, Martin, Stipe, Taliaferro, Terrill.—9.

THIRD READING

Upon motion of Senator Grantham, the vote was reconsidered by which **SB 164**, as amended, was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Grantham, the vote was reconsidered by which **SB 164**, as amended, was advanced to engrossment.

GENERAL ORDER

HB 1442 by Mountford of the House and Berrong and Phillips of the Senate was read and considered.

Senator Dacus asked to be made a co-author of **HB 1442**, which was the order.

Senator Berrong moved to amend **HB 1442**, page 2, line 14 by striking the period (.) after the word "Corporation" and inserting in lieu thereof the language, "Or if fifteen per cent (15%) or more of such shares are held by any corporation whose capital structure includes any class of non-voting or non-equal voting common stock" which amendment was declared adopted.

Senator Berrong moved to amend **HB 1442**, page 4, line 3, by striking the period (.) after the word "Corporation" and inserting in lieu thereof the language, "Or if fifteen per cent (15%) or more of such shares are held by any corporation whose capital structure includes any class of non-voting or non-equal voting common stock" which amendment was declared adopted.

Upon motion of Senator Berrong, **HB 1442**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1442**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1442 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, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Lane, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams.—31.

Nay: Hamilton, Luton, Stansberry.—3.

Excused: Atkinson, Baggett, Baldwin, Crow, Garrett, Hargrave, McSpadden, Martin, Massey, Porter, Stipe, Taliaferro, Young.—13.

Excused from voting: Inhofe—1. (Sec. 24, Art. 5, Const.)

The bill was declared passed.

HB 1442, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Birdsong, on behalf of Senator Atkinson, asked for an extension of one legislative day for the consideration of his motion to reconsider the vote by which **SB 336**, as amended, failed of passage.

GENERAL ORDER

HB 1139 by Sanguin, et al, of the House and Smalley, Smith, Murphy, Terrill, Miller and Birdsong of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1139** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1139** was 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, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Breckinridge, Crow, Garrett, Hargrave, Holden, McSpadden, Martin, Massey, Porter, Stipe, Taliaferro.—13.

The bill was declared passed.

HB 1139 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1311 by Allard, et al, of the House and Payne of the Senate was read and considered.

Upon motion of Senator Payne, **HB 1311** was advanced to engrossment.

By unanimous consent, upon request of Senator Payne, **HB 1311** was 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: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Hargrave, Holden, McSpadden, Martin, Massey, Porter, Stipe, 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Hargrave, Holden, McSpadden, Martin, Massey, Porter, Stipe, Taliaferro.—12.

The emergency was declared passed.

HB 1311 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1364 by Cox of the House and Graves and Ferrell of the Senate was read and considered.

Upon motion of Senator Graves, **HB 1364** was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **HB 1364** was placed upon third reading and final passage.

THIRD READING

HB 1364 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Hargrave, McSpadden, Porter, Stipe, Taliaferro.—9.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Atkinson, Baldwin, Breckinridge, Garrett, Hargrave, McSpadden, Porter, Stipe, Taliaferro.—9.

The emergency was declared passed.

HB 1364 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1358 by McCune, et al, of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1358** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1358** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1358 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, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Boecher, Breckinridge, Garrett, Hargrave, McSpadden, Massey, Phillips, Porter, Smalley, Stipe, Taliaferro.—13.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—35.

Excused: Atkinson, Baldwin, Boecher, Breckinridge, Garrett, Hargrave, McSpadden, Massey, Phillips, Porter, Smalley, Stipe, Taliaferro.—13.

The emergency was declared passed.

HB 1358, as amended, was referred for engrossment.

GENERAL ORDER

HB 1375 by Bamberger, et al, of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1375** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1375** was placed upon third reading and final passage.

THIRD READING

HB 1375 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, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Boecher, Breckinridge, Garrett, Hargrave, McSpadden, Porter, Stipe, Taliaferro.—10.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Bradley, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—38.

Excused: Atkinson, Baldwin, Boecher, Breckinridge, Garrett, Hargrave, McSpadden, Porter, Stipe, Taliaferro.—10.

The emergency was declared passed.

HB 1375 was properly signed and ordered returned to Honorable House.

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

The Senate reassembled, in open session, with Senator Hamilton presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Stansberry, advised and consented to the confirmation of the executive nomination of Mrs. ELAINE PHILLIPS, Oklahoma City, Oklahoma, as member of the Library Board, to serve a six (6) year term ending July 1, 1974, and effective upon Senate confirmation. Mrs. Phillips succeeds Mrs. Phillip Kidd.

The Senate, in executive session and upon motion of Senator Baggett, advised and consented to the confirmation of the executive nomination of BILL JENNINGS, Oklahoma City, as member of the Oklahoma Industrial Finance Authority, to serve the remainder of a six (6) year term ending October 11, 1971, and effective upon Senate confirmation. Mr. Jennings succeeds Peter Hoffman.

The Senate, in executive session and upon motion of Senator Luton, advised and consented to the confirmation of the executive nomination of ELMER E. HOFF-

MAN, Muskogee, as member to the Board of Public Accountancy, to serve a four (4) year term ending June 30, 1972, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Field, advised and consented to the confirmation of Dr. ED CALHOUN, Beaver, as member, Board of Regents for Oklahoma College of Liberal Arts, to serve a seven (7) year term ending July 1, 1975, and effective upon Senate confirmation. Dr. Calhoun succeeds himself.

The Senate, in executive session and upon motion of Senator Grantham, advised and consented to the confirmation of the executive nomination of GENE F. BLAKE, Ponca City, as member of the Oklahoma State Election Board, to serve a two (2) year term ending January 23, 1971, and effective upon Senate confirmation. Mr. Blake succeeds himself.

The Senate, in executive session and upon motion of Senator Martin, advised and consented to the confirmation of the executive nomination of WALTER NEUSTADT, Jr., Ardmore, as member of the Library Board, to serve a six (6) year term ending July 1, 1974, and effective upon Senate confirmation. Mr. Neustadt succeeds himself.

The Senate, in executive session and upon motion of Senator Inhofe, advised and consented to the confirmation of the executive nomination of BERT McELROY, Tulsa, as member of the State Mental Health Board, to serve a seven (7) year term ending December 31, 1975, and effective upon Senate confirmation. Mr. McElroy succeeds himself.

The Senate, in executive session and upon motion of Senator Dacus, advised and consented to the confirmation of the executive nomination of ROBERT H. SMITH, Hobart, as member of the Board of Regents for A and M Colleges, to serve an eight (8) year term ending April 2, 1976, and effective upon Senate confirma-

tion. Mr. Smith succeeds William Williams.

The Senate, in executive session and upon motion of Senator McGraw, advised and consented to the confirmation of the executive nomination of MARVIN H. WATTS, Tulsa, as member of the Oklahoma Military Historical Commission, to serve a two (2) year term ending August 15, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of the executive nomination of Mrs. CHARLES R. COE, Oklahoma City, as member of the Oklahoma State Library Board, to serve a six (6) year term ending July 1, 1974, and effective upon Senate confirmation. Mrs. Coe succeeds Justin Irwin.

The Senate, in executive session and upon motion of Senator Holden, advised and consented to the confirmation of G. D. McENROE, Duncan, as member of the Oklahoma State Board of Corrections, to serve a six (6) year term ending March 15, 1975, and effective upon Senate confirmation. Mr. McEnroe succeeds himself.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1001, requesting Conference and naming Conferees as follows: Smith (Norman), Bamberger, Cate, Greenhaw and Thornhill, and Rogers as an alternate.

Upon motion of Senator Graves, the request of the Honorable House for a conference on HB 1001 was ordered granted.

CC APPOINTMENT

As provided under Rule 3-b, President Pro Tempore Smith announced the appointment of the following Senate Conferees under HB 1001: Graves, Baggett, Berrong, Inhofe and Terrill, and Stipe as an Alternate.

EXECUTIVE COMMITTEE- LEGISLATIVE COUNCIL

As provided under Title 74, Section 456, O.S. 1961, (1963 Supp.) President Pro Tempore Smith announced the appointment of the following Senators as members of the Executive Committee of the State Legislative Council:

Senators Atkinson, Baggett, Berrong, Birdsong, Garrison, Holden, Howard, Luton, McSpadden, Miller, Murphy, Smalley, Taliaferro, Terrill and Young.

Upon motion of President Pro Tempore Smith, the above appointments as members of the Executive Committee of the Legislative Council, were approved by the Senate.

MOTION—RE HCR 1019

President Pro Tempore Smith moved that HCR 1019 be withdrawn from the Committee on Business Relations and placed upon the Calendar under "Pending Senate Action" which motion was declared adopted.

Senator Terrill 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 Crow presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 220 and 215, SJR 7—coauthored by Smithey and SJR 15.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 208.

The above numbered Enrolled Bill was referred to the Governor.

As provided under the Terrill motion, the Senate was declared adjourned until 11:00 a.m., tomorrow.

Fifty-fifth Legislative Day

Thursday, April 10, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Garrett, Ham, Porter, Stansberry.—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 President Pro Tempore Smith:

Gracious God, Again we ask Thy forgiveness for our weakness, our sin, our failure to make wise of our time. We ask forgiveness for the past and grace for the future.

We thank Thee, our God, for the grand experiment of free government by free people, and the part we have in it. We thank Thee for these men who concern themselves with the affairs of this State. We thank Thee for their courage in standing for what they believe in spite of all the pressures to do otherwise. We thank Thee for their wisdom in compromising when to do so is to the best interest of the people. We thank Thee for their dedica-

tion in applying themselves in long and arduous labors to be effective legislators.

Give us today, O God, a renewed faith in the democratic process and in the ultimate decency of a free people. Give us faith to see that our honest efforts, committed to Thee, will not be in vain. Through Christ our Lord. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1032, 1091, 1094, 1096, 1099, 1112, 1116, 1119, 1122, 1136, 1139, 1303, 1392 and 1405.

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 SBs 349 and 350, and naming House Conferees as follows: Willis, Abbott, Hunter, McCune and York.

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 51, 60, 71, 77, 79, 80 and 96.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 108- coauthored by Jones (Principal Author); 197- coauthored by Atkins, Bernard and Trent; 198- coauthored by Atkins, Bernard and Trent; 199- coauthored by Atkins, Bernard and Trent; and 338 and SJR 17.

The above numbered Bills and Resolution were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1083, 1188, 1358, 1442 and 1472 each correctly engrossed.

SBs 215, 220 and SJRs 7 and 15 each correctly enrolled.

Engrossed SAs to and Engrossed HBs 1083, 1188, 1358, 1442 and 1472, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 215, 220 and SJRs 7 and 15 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 were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1486—Business Relations—Show Phillips as Senate Author.

DO PASS, as amended:

HB 1125—Public Affairs—Coauthored by Luton.

FIRST READING

The following Bills were introduced and read the first time:

SB 381—By Smith—An Act relating to cities and towns; amending 11 O. S. 1961, § 659, relating to vacation of streets and alleys; eliminating the provision of five years nonuser; validating any vacations

heretofore made in accordance with the procedure herein provided; and declaring an emergency.

SB 382—By Smith—An Act relating to cities and towns; amending 11 O.S. 1961, § 524, relating to vacation of streets and alleys; eliminating the provision for five years nonuser; providing that a portion of any street or alley may be vacated if it is either not used or required for town or city purposes, as platted; validating any vacations heretofore made in accordance with the procedure herein provided; and declaring an emergency.

SB 383—By Young—An Act relating to crimes and punishments; making it a felony for any person, while in, on or about any public school building or public school property, to advocate or teach disregard for or violation of laws of this state designed to protect public morals, the chastity of women or the sanctity of marriage, or to advocate or teach disregard for or violation of the crime of rape, adultery, incest, seduction, prostitution, pandering, procurement or solicitation for immoral purposes, the crime against nature, sexual molestation, invasion of personal privacy, or contributing to the delinquency of a minor, or to engage in any conduct calculated to excite the sex impulse, lust for gratification thereof, or prurient interests; prescribing punishment therefor; and declaring an emergency.

CITATIONS

Upon motion of Senator Garrett, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Oliver G. Melvin as Mayor of the City of Del City.

Upon motion of Senator Crow, joined by Senators McSpadden, Murphy, Hamilton, and Smith, pursuant to Rule 8-b, a Citation of Congratulations and Appreciation was ordered issued to Henry P. "Hank" Iba for his long and meritorious service as Athletic Director and Coach at Oklahoma State University.

The above requests were ordered re-

ferred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

PENDING SENATE ACTION

HCR 1019 by McCune, et al, of the House and Grantham, Inhofe and Berrong of the Senate was called up for consideration.

HCR 1019 was read at length, adopted upon motion of Senator Grantham, properly signed and ordered returned to the Honorable House.

RESOLUTIONS

SCR 21 by McCune, Berrong, Boecher, Field, Dacus, Crow, Smalley, Short, Ferrell, Hamilton, Young, Medearis, Nichols, McGraw, Stansberry, Romang, Inhofe, Garrison, Grantham, Breckinridge, Birdsong, Williams, Holden, Lane, and Phillips of the Senate and Ford of the House was introduced and read at length as follows:

SCR 21—by McCune, Berrong, Boecher, Field, Dacus, Crow, Smalley, Short, Ferrell, Hamilton, Young, Medearis, Nichols, McGraw, Stansberry, Romang, Inhofe, Garrison, Grantham, Breckinridge, Birdsong, Williams, Holden, Lane and Phillips of the Senate and Ford of the House—A Concurrent Resolution expressing the feeling of the Oklahoma Legislature that the United States should not relinquish its control over the Panama Canal; and direct-ing distribution.

WHEREAS, under the Hay-Pauncefote Treaty of 1901 between Great Britain and the United States, the United States adopted the principles of the Convention of Constantinople of 1888 as the rules for the operation, regulation, and management of the Panama Canal;

WHEREAS, by the terms of the Hay-Bunau-Varilla Treaty of 1903, between the Republic of Panama and the United States, the perpetuity of use, occupation, control, construction, maintenance, operation, sanitation, and protection for said canal was granted to the United States; and

WHEREAS, the United States has paid

the Republic of Panama almost \$50,000,-000.00 in the form of a gratuity; and

WHEREAS, the United States has made an aggregate investment in said canal in an amount of over \$4,889,000,000.00; and

WHEREAS, said investment or any part thereof could never be recovered in the event of Panamanian seizure or United States abandonment; and

WHEREAS, seventy per cent (70%) of the Canal Zone traffic either originates or terminates in United States ports; and

WHEREAS, said canal is of vital strategic importance and imperative to the hemispheric defense and to the security of the United States; and

WHEREAS, a treaty has been proposed between the United States and the Republic of Panama which in effect would greatly impair if not all but eliminate the known and admitted sovereign rights of the United States in said canal; and

WHEREAS, under said proposed treaty, the Panama Canal would become the property of a non-American governmental authority; and

WHEREAS, the Suez Canal has been closed twice in the past ten years, subject to the discretion of the Egyptian Government, and the most recent closing, in June of 1967, resulted in a very substantial increase in United States shipping costs;

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

SECTION 1. The Government of the United States should maintain and protect its sovereign rights and jurisdiction over the Panama Canal, and the United States Government should in no way forfeit, cede, negotiate, or transfer any of these sovereign rights or jurisdiction to any other sovereign nation or international organization.

SECTION 2. That duly authenticated

copies of this resolution, after consideration and enrollment, be prepared and sent to the President; Secretary of State; Honorable Daniel J. Flood of Pennsylvania; and all members of the Oklahoma Congressional Delegation.

SCR 21 was adopted upon motion of Senator McCune and ordered referred for engrossment.

GENERAL ORDER

HB 1297 by Connor, et al, of the House and Garrison of the Senate was read and considered.

Senators Breckinridge, McGraw, Short and Inhofe asked to be made coauthors of **HB 1297**, which was the order.

Senator Garrison moved to amend **HB 1297**, page 3, lines 3 and 4 by striking the brackets on lines 3 and 4 and by restoring the stricken language, and by renumbering the following Sections accordingly, which amendment was declared adopted.

Upon motion of Senator Garrison, **HB 1297**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 1297**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1297 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, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Nay: Birdsong.—1.

Excused: Atkinson, Berrong, Crow, Gar-

rett, Ham, Porter, Stansberry, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Nay: Birdsong.—1.

Excused: Atkinson, Berrong, Crow, Garrett, Ham, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

HB 1297, as amended, was referred for engrossment.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 1187 by Mountford, et al, of the House and Stipe, Birdsong, Luton and Smith of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1187** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1187** was 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nich-

ols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Nay: Short.—1.

Excused: Atkinson, Crow, Garrett, McSpadden, Porter, Stansberry, Taliaferro.—7.

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, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Nay: Short.—1.

Excused: Atkinson, Crow, Garrett, McSpadden, Porter, Stansberry, Taliaferro.—7.

The emergency was declared passed.

HB 1187 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1353 by Hopkins of the House and Stipe of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of HB 1353, which was the order.

Upon motion of Senator Stipe, HB 1353 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, HB 1353 was 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge,

Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Garrett, Massey, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Garrett, Massey, Porter, Stansberry.—5.

The emergency was declared passed.

HB 1353 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1437 by Hopkins of the House and Stipe of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of HB 1437, which was the order.

Upon motion of Senator Stipe, HB 1437 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, HB 1437 was placed upon third reading and final passage.

THIRD READING

HB 1437 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, Bird-

song, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Hamilton.—1.

Excused: Atkinson, Garrett, Massey, Porter, Stansberry.—5.

The bill was declared passed.

HB 1437 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1314 by Monks, et al, of the House and Stipe of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of **HB 1314**, which was the order.

Upon motion of Senator Stipe, **HB 1314** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1314** was placed upon third reading and final passage.

THIRD READING

HB 1314 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Garrett, Massey, Porter, Smalley, Stansberry.—6.

The bill was declared passed.

HB 1314 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1413 by Raibourn, et al, of the House was read and considered.

Upon motion of Senator Field, **HB 1413** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 1413** was placed upon third reading and final passage.

THIRD READING

HB 1413 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Garrett, Nichols, Porter, Stansberry.—5.

The bill was declared passed.

HB 1413, as amended, was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order.

GENERAL ORDER

HB 1322 by Townsend, et al, of the House and Graves of the Senate was read and considered.

Senator Luton moved that **HB 1322** be withdrawn from the Calendar and said Bill be re-referred to the Committee on Roads and Highways.

Senator Graves moved to table the Luton motion, which motion was declared failed of adoption.

The vote occurring upon the Luton motion, it was declared adopted.

GENERAL ORDER

HB 1416 by Bickford, et al, of the House and Martin of the Senate was read and considered.

Senator Garrison moved to amend **HB 1416**, page 2, line 7, by adding after the word "years" the words "Provided, however, that information and files which are otherwise designated by law as confidential, shall remain inviolate, notwithstanding the provisions of this act" which amendment was declared adopted.

Upon motion of Senator Martin, **HB 1416**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1416**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1416 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Garrett, McSpadden, Porter.—4.

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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw,

Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—44.

Excused: Atkinson, Garrett, McSpadden, Porter.—4.

The emergency was declared passed.

HB 1416, as amended, was referred for engrossment.

Senator Baldwin presiding.

Senators Garrett and Atkinson asked to be shown present, which was the order.

GENERAL ORDER

HB 1335 by Sullivan of the House and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1335** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1335** was placed upon third reading and final passage.

THIRD READING

Upon motion of Senator Hamilton, the vote was reconsidered by which **HB 1335** was placed upon third reading and final passage.

Upon motion of Senator Hamilton, the vote was reconsidered by which **HB 1335** was advanced to engrossment.

GENERAL ORDER

Following discussion, Senator Hamilton asked that **HB 1335** be deferred temporarily, which was the order.

GENERAL ORDER

HB 1381 by McCune of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1381** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1381** was placed upon third reading and final passage.

THIRD READING

HB 1381 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, Crow, Dacus, Ferrell, Field, Gar-rett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, How-ard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Mur-phy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: McSpadden, Miller, Porter, Taliaferro.—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, Crow, Dacus, Ferrell, Field, Gar-rett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, How-ard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Mur-phy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—44.

Excused: McSpadden, Miller, Porter, Taliaferro.—4.

The emergency was declared passed.

HB 1381 was properly signed and or-dered returned to Honorable House.

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

*

The Senate reassembled in open session with Senator Baldwin presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of the

executive nomination of WILLIAM MA-TOON, Norman, as a member of the Okla-homa State Election Board, to serve a two (2) year term ending January 23, 1971, and effective upon Senate confirmation. Mr. Matoon succeeds himself.

The Senate, in executive session and upon motion of Senator Bradley, advised and consented to the confirmation of the executive nomination of HARRIS BATE-MAN, Tulsa, as member of the Board of Registration for Professional Engineers and Land Surveyors, to serve a one (1) year term ending June 28, 1969, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Garrett, advised and consented to the confirmation of the executive nomination of J. B. ESTES, Del City, as member of the Board of Regents, Midwest City Junior College, to serve a four (4) year term ending August 1, 1972 and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Atkinson, advised and consented to the confirmation of the executive nomination of ORIN KIMBALL, Midwest City, as member of the Board of Trustees Midwest City Junior College, to serve a one (1) year term ending August 1, 1969, and effective upon Senate con-firmation.

The Senate, in executive session and upon motion of Senator Garrett, advised and consented to the confirmation of the executive nomination of CARROLL McIL-VOY, Del City, as member of the Board of Regents, Midwest City Junior College, to serve a three (3) year term ending August 1, 1971, and effective upon Senate con-firmation.

The Senate, in executive session and upon motion of Senator Atkinson, advised and consented to the confirmation of the executive nomination of RUSSELL VAUGHT, Midwest City, as member of the Board of Regents, Midwest City Ju-nior College, to serve a two (2) year

term ending August 1, 1970, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of the executive nomination of JUDSON S. WOODRUFF (Pete), Oklahoma City, as member of the Oklahoma State Highway Commission, to serve an unexpired term of eight (8) years ending February 15, 1971, and effective upon Senate confirmation. Mr. Woodruff succeeds Mr. Gragg.

GENERAL ORDER

HJR 1034 by Miskelly, et al, of the House and Atkinson and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HJR 1034** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HJR 1034** was placed upon third reading and final passage.

THIRD READING

HJR 1034 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Hamilton, Hargrave, Inhofe, Keels, Lane, Luton, McCune, Martin, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—33.

Nay: Baggett.—1.

Excused: Boecher, Field, Graves, Ham, Holden, Horn, Howard, McGraw, McSpadden, Massey, Medearis, Porter, Stipe, Taliaferro.—14.

The Resolution was declared passed.

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

Aye: Atkinson, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Hamilton, Hargrave, Inhofe, Keels, Lane,

Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Nay: Baggett.—1.

Excused: Boecher, Field, Graves, Ham, Holden, Horn, Howard, McSpadden, Massey, Medearis, Porter, Stipe, Taliaferro.—13.

The emergency was declared passed.

HJR 1034 was properly signed and ordered returned to Honorable House.

Senator Payne presiding.

GENERAL ORDER

HB 1158 by Sandlin, et al of the House and Garrett and Nichols of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1158** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1158** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1158 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, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—37.

Nay: Williams.—1.

Excused: Boecher, Field, Graves, Ham, Howard, McSpadden, Medearis, Miller, Phillips, Porter.—10.

The bill was declared passed.

HB 1158, as amended, was referred for engrossment.

GENERAL ORDER

HB 1288 by Sandlin, et al, of the House and Garrett and Nichols of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1288** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **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, Berrong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Boecher, Crow, Graves, Ham, Holden, Howard, McSpadden, Phillips, Porter.—9.

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, Garrett, Garrison, Grantham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Boecher, Crow, Graves, Ham, Holden, Howard, McSpadden, Phillips, Porter.—9.

The emergency was declared passed.

HB 1288, as amended, was referred for engrossment.

GENERAL ORDER

HJR 1023 by Hatchett, et al, of the House and Smalley, Birdsong, Smith and Miller of the Senate was read and considered.

Senator Berrong asked to be made a coauthor of **HJR 1023**, which was the order.

Senator Berrong moved to amend **HJR 1023**, page 4, lines 7 and 8, by striking the word and figure "seven (7)" on each line and inserting in lieu thereof the word and figure "five (5)" and on line 9 by striking the word and figure "seven (7)" and inserting in lieu thereof the word and figure "ten (10)" which amendment was tabled upon motion of Senator Terrill.

Senator Hamilton moved to amend **HJR 1023**, page 4, line 7 by adding after the word "Speaker" and before the "semicolon (;)" the words "at least one of whom shall come from each congressional district"; by making the same amendment after the syllable "pore" on line 9; and by making the same amendment after the word "Governor" on line 9, which amendment was declared adopted.

Upon motion of Senator Smalley, **HJR 1023**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HJR 1023**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 1023 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang,

Short, Smalley, Smith, Stansberry, Terrill, Young.—36.

Nay: Baldwin, Lane, Williams.—3.

Excused: Boecher, Garrett, Ham, Horn, Massey, Phillips, Porter, Stipe, Taliaferro.—9.

The Resolution was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Young.—37.

Nay: Baldwin, Lane, Williams.—3.

Excused: Boecher, Garrett, Ham, Horn, Phillips, Porter, Stipe, Taliaferro.—8.

The emergency was declared passed.

HJR 1023, as amended, was referred for engrossment.

GENERAL ORDER

HB 1438 by Vann, et al, of the House and Garrett and Nichols of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1438** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1438** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1438 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller,

Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Boecher, Graves, Ham, Phillips, 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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—42.

Excused: Boecher, Graves, Ham, Phillips, Porter, Taliaferro.—6.

The emergency was declared passed.

HB 1438, as amended, was referred for engrossment.

GENERAL ORDER

HB 1483 by Hatchett, et al, of the House and Smalley, Smith, Birdsong and Miller of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1483** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1483** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1483 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nich-

ols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill.—38.

Nay: Baldwin, Stipe, Williams.—3.

Excused: Boecher, Garrett, Ham, Phillips, 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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill.—38.

Nay: Baldwin, Stipe, Williams.—3.

Excused: Boecher, Garrett, Ham, Phillips, Porter, Taliaferro, Young.—7.

The emergency was declared passed.

HB 1483, as amended, was referred for engrossment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Baggett, the Senate concurred in **HAs** to Engrossed **SB 118**.

Senator Field presiding.

SB 118, as amended by the Honorable House, was read at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—40.

Nay: Luton.—1.

Excused: Boecher, Garrett, Murphy, Phillips, Porter, Stipe, Taliaferro.—7.

The bill, as amended, was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 164 by Grantham and Young of the Senate and Sparkman, et al, of the House was taken up for further consideration.

Senator Stansberry asked to be made a coauthor of **SB 164**, which was the order.

Senator Grantham moved to amend **SB 164**, on page 3, by striking the language on lines 1 through 9, inclusive, and inserting in lieu thereof the language "(b) The Oklahoma Public Welfare Commission shall similarly and additionally adopt special rules, regulations and standards for nursing homes, rest homes and specialized homes caring for five (5) or more mentally retarded persons, including a requirement that such homes have on their staffs a specified number of persons trained in the care of the mentally retarded for not more than two (2) weeks as certified by the Department of Public Welfare"; and by amending the Title by striking therefrom the language "Providing that State Board of Health shall adopt special rules, regulations and standards for certain nursing homes, rest homes and specialized homes, and shall require such homes to have on their staffs persons trained in State Schools for the Mentally Retarded;" and inserting in lieu thereof the language "Providing that Oklahoma Public Welfare Commission shall adopt special rules, regulations and standards for certain nursing homes, rest homes and specialized homes, caring for mentally retarded persons, including requirement that such homes have on their staffs persons trained in the care of the mentally retarded;" which amendment was declared adopted.

Upon motion of Senator Grantham, **SB 164**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 164**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 164 was read for the third time at length.

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

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Boecher, Garrett, Holden, Horn, Murphy, Phillips, Porter, 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lane, Luton, McCune, McCraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—40.

Excused: Boecher, Garrett, Holden, Horn, Phillips, Porter, Stipe, Taliaferro.—8.

The emergency was declared passed.

SB 164, as amended, was referred for engrossment.

GENERAL ORDER

HB 1335 by Sullivan of the House and

Hamilton of the Senate was considered further.

President Pro Tempore Smith moved to amend **HB 1335**, page 2, line 9, by adding after the word "county" the sentence "Any private fees or funds received or recovered in connection with said hearing shall be deposited to the credit of the court fund of said county" which amendment was adopted upon motion of Senator Hamilton.

Upon motion of Senator Hamilton, **HB 1335**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1335**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1335 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, Crow, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Lane, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Smith, Stipe, Terrill, Young.—26.

Nay: Bradley, Breckinridge, Garrison, Hargrave, Howard, Keels, Luton, McCune, McGraw, Murphy, Romang, Short, Williams.—13.

Excused: Berrong, Birdsong, Boecher, Garrett, Phillips, Porter, Smalley, Stansberry, 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Bradley, Breckinridge, Murphy, Romang, Short.—5.

Excused: Berrong, Boecher, Garrett, Phillips, Porter, Smalley, Stansberry, Taliaferro.—8.

The emergency was declared passed.

HB 1335, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Short moved that the vote be reconsidered by which **HB 1335**, as amended, passed.

GENERAL ORDER

HB 1394 by Sullivan of the House and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1394** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1394** was placed upon third reading and final passage.

THIRD READING

HB 1394 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—37.

Nay: Baldwin.—1.

Excused: Boecher, Garrett, Ham, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Taliaferro.—10.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Berrong, Bird-

song, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—37.

Nay: Baldwin.—1.

Excused: Boecher, Garrett, Ham, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Taliaferro.—10.

The emergency was declared passed.

HB 1394 was properly signed and ordered returned to Honorable House.

Senator Hamilton presiding.

GENERAL ORDER

HB 1351 by Thompson, et al of the House and Romang of the Senate was read and considered.

Senators Inhofe, Breckinridge and McGraw asked to be made coauthors of **HB 1351**, which was the order.

Senator Romang moved to amend **HB 1351**, page 2, on line 10, by striking the word and number "Section 3", renumber "Section 4" as "Section 3" and place "Section 2" immediately before the new "Section 3", which amendment was declared adopted.

Senator McCune moved to amend **HB 1351**, page 2, line 7, by striking the semicolon (;) and substituting therefor a period (.) which amendment was declared adopted.

Upon motion of Senator Romang, **HB 1351** was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **HB 1351** was considered engrossed and 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—36.

Excused: Berrong, Boecher, Garrett, Ham, Martin, Nichols, Payne, Phillips, Porter, Stansberry, Taliaferro, Terrill.—12.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—36.

Excused: Berrong, Boecher, Garrett, Ham, Martin, Nichols, Payne, Phillips, Porter, Stansberry, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1351, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Atkinson motion to reconsider the vote by which SB 336 failed of passage, it was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Massey, Murphy, Nichols, Romang, Short, Smalley, Smith, Terrill, Williams.—33.

Nay: Baldwin, Ferrell, Lane, Young.—4.

Excused: Boecher, Garrett, Martin, Me-

dearis, Miller, Payne, Phillips, Porter, Stansberry, Stipe, Taliaferro.—11.

THIRD READING

Senator Atkinson moved to reconsider the vote by which SB 336 was considered engrossed and placed upon third reading and final passage, which motion prevailed.

Upon motion of Senator Atkinson, the vote was reconsidered by which SB 336 was advanced to engrossment.

GENERAL ORDER

Senator Berrong moved to amend SB 336, on page 1, line 1, by striking the words "or caretaker" which amendment was declared adopted.

Upon motion of Senator Atkinson, SB 336, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, SB 336, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 336 was read at length.

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

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Bradley, Crow, Dacus, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Romang, Short, Smith, Terrill, Williams.—28.

Nay: Breckinridge, Ferrell, Hargrave, Howard, Inhofe, Lane, Massey, Smalley, Young.—9.

Excused: Boecher, Garrett, Martin, Miller, Nichols, Payne, Phillips, Porter, Stansberry, Stipe, Taliaferro.—11.

The bill was declared passed.

SB 336, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Atkinson moved that the vote be recon-

sidered by which **SB 336**, as amended, was passed.

GENERAL ORDER

HB 1350 by Jones of the House and Romang of the Senate was read and considered.

Upon motion of Senator Romang, **HB 1350** was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **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: Atkinson, Baggett, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Murphy, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Nay: Crow.—1.

Excused: Boecher, Field, Garrett, Ham, Martin, Miller, Nichols, Payne, Phillips, Porter, Stansberry, Stipe, Taliaferro.—13.

The bill was declared passed.

HB 1350, as amended, was referred for engrossment.

GENERAL ORDER

HB 1467 by Hunter of the House was read and considered.

Upon motion of Senator Romang, **HB 1467** was advanced to engrossment.

By unanimous consent, upon request of Senator Romang, **HB 1467** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1467 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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Nichols, Romang, Short, Terrill, Williams, Young.—29.

Nay: Baldwin, Bradley, Massey, Smith.—4.

Excused: Boecher, Field, Garrett, Ham, Holden, Lane, Martin, Miller, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Taliaferro.—15.

The bill was declared passed.

HB 1467, as amended, was referred for engrossment.

GENERAL ORDER

HB 1305 by Spearman of the House and Smith of the Senate was read and considered.

Senators Birdsong and Howard asked to be made coauthors of **HB 1305**, which was the order.

Upon motion of President Pro Tempore Smith, **HB 1305** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **HB 1305** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1305 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, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane,

Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Nichols, Romang, Short, Smith, Terrill, Williams, Young.—34.

Excused: Boecher, Field, Garrett, Ham, Martin, Massey, Miller, Payne, Phillips, Porter, Smalley, 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, Baldwin, Berong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Nichols, Romang, Short, Smith, Terrill, Williams, Young.—34.

Excused: Boecher, Field, Garrett, Ham, Martin, Massey, Miller, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

HB 1305 was properly signed and ordered returned to Honorable House.

RESOLUTION

By unanimous consent, the following Resolution was introduced and read:

SCR 22—By Crow, Field and Boecher—A Concurrent Resolution memorializing the United States Department of Agriculture to grant an extension of the grazing period for wheat pasturing acreage within the support program of the Agriculture Stabilization and Conservation Service as to this State; directing distribution; and authorizing travel and expense of committee members as provided by Senate Resolution No. 1 of the First Session of the Thirty-second Oklahoma Legislature.

Senator Ferrell asked to be made a co-author of **SCR 22**, which was the order.

Senator Crow moved to amend **SCR 22**, on page 2, lines 24 and 25, by striking the words "without fear or favor" and placing a period (.) after the figures "1969" on line 14, which amendment was declared adopted.

SCR 22, as amended, was read at length, adopted upon motion of Senator Crow, and ordered referred for engrossment.

By unanimous consent, the following Resolution was introduced and read:

SCR 23 by Crow—A Concurrent Resolution Commending Mr. Henry P. Iba for his distinguished accomplishments in the field of athletics, and expressing appreciation for the honor he has brought to our State; and directing distribution.

Upon request of Senator Crow, all other members of the Senate were made co-authors of the Resolution.

SCR 23, as coauthored, was read at length, adopted upon motion of Senator Crow, and ordered referred for engrossment.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned until 11:00 a.m., Monday, which motion was declared adopted.

Senator Short presiding.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 9, 1969, of Enrolled SBs 15, 22, 24, 28, 81, 95, 210, 267, 268, 269 and 270 entitled:

SB 15—By Smalley of the Senate and Hancock, McCune and Camp of the House—An Act relating to grand and petit jurors; amending 38 O. S. 1961, § 21, as amended by Section 1, Chapter 268, O. S. L. 1963 (38 O. S. Supp. 1968, § 21); providing for manner of selection of grand and petit jurors; *** repealing 20 O. S. 1961, § 95; and declaring an emergency.

SB 22—By Smalley of the Senate and Wolfe (Stephen) of the House—An Act relating to courts; amending Section 2, Chapter 162, O. S. L. 1968 (20 O. S. Supp. 1968, § 91.2); providing for, until changed by order of Supreme Court, establishment of court dockets; and declaring an emergency.

SB 24—By Smalley of the Senate and Wolfe (Stephen) and McCune of the House—An Act relating to the administration of justice; amending Section 4, Chap-

ter 1-2, O. S. L. 1968 (12 O. S. Supp. 1968, § 1148.4); providing procedure for process in forcible entry and detainer cases; and declaring an emergency.

SB 28—By Smalley of the Senate and Thompson and McCune of the House—An Act relating to removal of prisoners to penal institutions; providing sheriff of county where convicted persons are sentenced shall transport said prisoners to institution to which they are sentenced; providing compensation therefor be allowed sheriff; repealing 57 O. S. 1961, § § 91, 92, 93 and 94; and declaring an emergency.

SB 81—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Lieutenant Governor and making an appropriation thereto; stating the purpose; providing that the Lieutenant Governor shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 95—By Romang—An Act relating to marriage; amending 43 O. S. 1961, § 2, as last amended by Section 1, Chapter 344, O. S. L. 1967 (43 O. S. Supp. 1968, § 2); legalizing marriages between second cousins; providing marriage between certain related persons valid where such marriage is legal in state in which performed; and declaring an emergency.

SB 210—By Romang, Young and Hargrave of the Senate and Sandlin, Bamberger and Hancock of the House—An Act relating to civil procedure; amending 12 O. S. 1961, § 578; providing exceptions to instructions to jury; * * *; and declaring an emergency.

SB 267—By Baggett and Phillips of the Senate and Atkins of the House—An Act relating to public health and safety; amending 63 O. S. 1961, § 91, to provide the Dean of the University of Oklahoma School of Medicine, or his designate, shall

be chairman-member of the State Anatomical Board; and declaring an emergency.

SB 268—By Baggett and Phillips of the Senate and Atkins of the House—An Act relating to medical research; amending Section 1, Chapter 73, O. S. L. 1963, as amended by Section 1, Chapter 385, O. S. L. 1968 (63 O. S. 1968 Supp., § 47.1), to provide the Vice President for Medical Affairs at the University of Oklahoma, or his designate, shall be a member of the Medical Research Commission; and declaring an emergency.

SB 269—By Baggett and Phillips of the Senate and Atkins of the House—An Act relating to public health and safety; amending 63 O. S. 1961, § 931, to provide the Dean of the Medical School of the University of Oklahoma, or his designate, shall be a member of the Board of Unexplained Deaths; and declaring an emergency.

SB 270—By Dacus, Atkinson, Martin and Young of the Senate and Bradley and Musgrave of the House—An Act relating to farm truck license plates; requiring same to be designated by adding the letter "F" to county prefix letters; authorizing Tax Commission to prescribe number of characters and size of same; repealing paragraph (7), Subsection (b), Section 1, Chapter 67, O. S. L. 1963 (47 O. S. Supp. 1968, § 22.4, (b), (7); and requiring codification.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 10, 1969, of Enrolled SB 278 entitled:

SB 278—By Hargrave of the Senate and Atkins, Ford, York and Nance of the House—An Act relating to public health and safety; authorizing reimbursement to employees of City-County Health Department for use of personally owned automobiles on official business; fixing rate of reimbursement; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 215 and 220 and SJR 15.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SJR 7.

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

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1264, requesting Conference and naming Conferees as follows: Sanguin, Derryberry and Ferrell.

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 1024.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1024 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1024, and Engrossed Senate Amendments thereto, by Andrews and Beauchamp, entitled:

An Act relating to court bailiffs in counties of over sixty thousand population; amending 19 O. S. 1961, § 552, as amended by Section 1, Chapter 239, O. S. L. 1965 (19 O. S. Supp. 1968, § 552); providing for appointment and compensation; prescribing 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 Senate recede from its Amendment No. 1.

That the House accept Senate Amendment No. 2.

That the following Conference Committee Substitute be adopted, as coauthored by Taliaferro, Hargrave, Holden, Smith and Terrill of the Senate:

CCS for HB 1024—by Andrews and Beauchamp of the House and Taliaferro, Hargrave, Holden, Smith and Terrill of the Senate—An Act relating to court bailiffs in counties of over sixty thousand population; amending 19 O. S. 1961, § 552, as amended by Section 1, Chapter 239, O. S. L. 1965 (19 O. S. Supp. 1968, § 552); providing for appointment and compensation; prescribing duties; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 19 O. S. 1961, § 552, as amended by Section 1, Chapter 239, O. S. L. 1965 (19 O. S. Supp. 1968, § 552), is amended to read as follows:

§ 552. In all counties of the State of Oklahoma having a population in excess of sixty thousand (60,000), according to the 1960 Federal Decennial Census or any succeeding Federal Decennial Census, there is hereby created the office of bailiff for the district **[courts]** JUDGES AND ASSOCIATE DISTRICT JUDGES, **[common pleas courts and county courts]** of the DISTRICT COURTS OF THE counties, with each such bailiff to be appointed by order of the judge with and for whom he is to serve, the said order of appointment to be filed with the court clerk **[and a certified copy thereof filed in the office of the county clerk]** of said county. The bailiffs so appointed shall each receive and be paid a salary out of the court fund of the county where he is appointed of not less than Two Hundred Dollars (\$200.00) per month but not to exceed **[Four Hundred Fifty Dollars (\$450.-**

00)] FIVE HUNDRED DOLLARS (\$500.00) per month, to be fixed by the concurring order of a majority of the judges of the courts of record regularly serving in said county, said salaries may be paid from the court fund of the county, and each such bailiff so appointed shall serve under such appointment until his successor is appointed and qualified. Each bailiff appointed hereunder shall be in attendance upon and serve the court at all times or, by order of court or the judge making the appointment, such bailiffs may be required to serve as bailiff of and for any other judge or perform such other duties as may be prescribed by the rules of court adopted by a majority of the judges. PROVIDED THAT THE PRESIDING DISTRICT JUDGE MAY APPOINT SUCH PART-TIME BAILIFFS, NOT TO EXCEED TWO IN NUMBER AT ANY ONE TIME, TO CARRY OUT THE FUNCTIONS OF THE COURT AND THAT THE SAME MAY BE PAID OUT OF THE COURT FUND OF THE COUNTY WHERE HE IS APPOINTED, IN AN AMOUNT NOT TO EXCEED FIFTEEN DOLLARS (\$15.00) PER DAY. [Provided, further, that there is hereby created the office of administrative assistant for the district courts, common pleas courts, and county courts of said counties, at the discretion of the judges of said county; that the administrative assistant shall have acquired twenty (20) hours of legal training at an accredited law school, or its equivalent, shall be capable of performing the duties of bailiff, law clerk and assistant to said judge; that the salary for said administrative assistant shall be paid out of the court fund of the county where he is appointed in an amount not to exceed more than Five Hundred Dol-

lars (\$500.00) per month. Provided, further, that the salary of each administrative assistant shall be by concurring order of a majority of the judges of the courts of record in said counties. Provided, further, that the appointment of the administrative assistant or bailiff shall be made by the judge of said court. Nothing in this act shall be construed so as to allow the appointment of more than one person, whether designated bailiff or administrative assistant, to serve any single division of any court.] The provisions of this act shall be cumulative to other acts or parts of acts, and shall not be construed as repealing or amending the provisions of any act or acts relating to the duties and salaries of bailiffs of courts of record of counties other than those coming within the population classification herein, and in any court where there is more than one judge, each such judge shall, for the purposes of this act, be deemed to be a separate court, so that each judge shall be entitled to appoint one such bailiff [or administrative assistant.]

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: Taliaferro, Terrill, Medearis.

FOR THE HOUSE: Andrews, Beauchamp, Thompson.

As provided under the Terrill motion, the Senate was declared adjourned until 11:00 a.m., Monday, April 14, 1969.

Fifty-sixth Legislative Day

Monday, April 14, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Bradley, Dacus, Field, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Excused: Atkinson, Boecher, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Howard, Luton, McSpadden, Massey, Stansberry.—14.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Warren Terry, Pastor of the Western Hills Baptist Church, Oklahoma City, Oklahoma.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 14, 1969, of Enrolled SBs 208, 215, 220 and SJR 15 entitled:

SB 208—By Berrong of the Senate and Ferrell, Ford and Hancock of the House—An Act relating to Savings and Loan Associations; defining terms; providing a savings and loan association, the accounts of which are insured by the Federal Savings and Loan Insurance Corporation,

may, under certain conditions, and with the approval of the Oklahoma Savings and Loan Board, become a deposit association; authorizing acceptance of certain forms of deposits by a deposit association; providing in the event of a dissolution or in any situation where a question as to priority of right to the remaining assets of the association shall *** and declaring an emergency.

SB 215—By Birdsong, et al of the Senate and Derryberry of the House—An Act relating to the Legislature; amending 74 O.S. 1961, § 292, as amended by Section 1, Chapter 309, O.S.L. 1968 (74 O.S. Supp. 1968, § 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.

SB 220—By Garrison of the Senate and Hunter of the House—An Act relating to revenue and taxation; providing for valuation of United States Government Bonds or other obligations thereof used in payment of estate tax or other Federal tax liability; directing codification; and declaring an emergency.

SJR 15—By Field, et al of the Senate and Mountford of the House—A Joint Resolution authorizing and directing the Wildlife Conservation Commission to become a participating employer in the Public Employees Retirement System and to transfer all funds and records of the Oklahoma Conservation Department Retirement Fund to said Public Employees Retirement System; and declaring an emergency.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SB 164 and **SCRs 21, 22 and 23** and **HBs 1158, 1288, 1297, 1350, 1351, 1413, 1416, 1438, 1467, 1483** and **HJR 1023** each correctly engrossed.

SBs 51, 60, 71, 77, 79, 80, 96, 108, 197, 198, 199, 338, SJR 17, and **SR 29** each correctly enrolled.

Engrossed **SB 164** and **SCRs 21, 22** and **23** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1158, 1288, 1297, 1350, 1351, 1413, 1416, 1438, 1467, 1483** and **HJR 1023**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 51, 60, 71, 77, 79, 80, 96, 108, 197, 198, 199, 338** and **SJR 17** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 29** was properly signed and ordered transmitted to the Secretary of State.

CITATIONS

Upon motion of Senator Berrong, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Southwestern State College Basketball Team and Jerry Jobe, Coach; Arnold Short, Assistant Coach; Ed Phillips, Junior Varsity Coach; Charles Tennesen, Trainer; and Arthur Erlich, Manager.

Upon motion of Senator Nichols, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Kathy Katigan, upon being awarded the First Place Medals in Dramatic Duet and Dramatic Interpretation at Central State College.

Upon motion of Senator Nichols, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Jeary Smart, Wewoka, upon being awarded the First Place Medal in Dramatic Duet at Central State College.

SECOND READING

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

SB 381—Judiciary.

SB 382—Judiciary.

SB 383—Judiciary.

GENERAL ORDER

Senator Porter moved that **HB 1480** be ordered stricken from the Calendar, which motion was declared adopted.

HB 1225 by Thompson, et al, of the House and Short of the Senate was read and considered.

Senator Stipe moved to amend **HB 1225**, page 2, line 1, by striking the word "demand" and substituting therefor the words "the same being obtained" which amendment was declared adopted.

Upon motion of Senator Short, **HB 1225**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1225**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1225 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Bradley, Dacus, Field, Hamilton, Holden, Horn, Keels, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams.—26.

Nay: Young.—1.

Excused: Atkinson, Baggett, Berrong, Boecher, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Howard, Inhofe, Lane, Luton, McSpadden, Massey, Stansberry, Terrill.—21.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Bradley, Dacus, Field, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—32.

Nay: Young.—1.

Excused: Atkinson, Boecher, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Luton, McSpadden, Massey, Stansberry.—15.

The emergency was declared passed.

HB 1225, as amended, was referred for engrossment.

GENERAL ORDER

HB 1233 by Thompson, et al, of the House and Short of the Senate was read and considered.

Senator Short moved to amend **HB 1233** by striking the Emergency Section and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Short, **HB 1233**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **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: Baldwin, Birdsong, Bradley, Dacus, Field, Graves, Hamilton, Holden, Horn, Keels, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Taliaferro, Williams, Young.—27.

Excused: Atkinson, Baggett, Berrong, Boecher, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Howard, Inhofe, Lane, Luton, McSpadden, Massey, Smalley, Stansberry, Terrill.—21.

The bill was declared passed.

HB 1233, as amended, was referred for engrossment.

Senators Garrison, Grantham, Ham, Garrett and Howard asked to be shown present, which was the order.

GENERAL ORDER

HB 1328 by Payne, et al, of the House and Baldwin of the Senate was read and considered.

Senator Nichols asked to be made a co-author of **HB 1328**, which was the order.

Upon motion of Senator Baldwin, **HB 1328** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1328** was 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: Baldwin, Birdsong, Bradley, Dacus, Field, Hamilton, Holden, Horn, Howard, Keels, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe, Taliaferro, Williams, Young.—27.

Excused: Atkinson, Baggett, Berrong, Boecher, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Inhofe, Lane, Luton, McSpadden, Massey, Smalley, Stansberry, Terrill.—21.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Bradley, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Berrong, Boecher, Breckinridge, Crow, Ferrell, Hargrave, Lane, Luton, McSpadden, Massey, Stansberry.—12.

The emergency was declared passed.

HB 1328 was properly signed and ordered returned to Honorable House.

Senators Stansberry, Ferrell and Massey asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Taliaferro, the Conference Committee Report on HB 1024 was declared adopted.

HB 1024, as 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, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Young.—1.

Excused: Atkinson, Baggett, Boecher, Bradley, Breckinridge, Crow, Garrett, Garrison, Grantham, Ham, Hargrave, Luton, McSpadden, Nichols.—14.

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, Dacus, Ferrell, Field, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Young.—1.

Excused: Atkinson, Baggett, Boecher, Bradley, Breckinridge, Crow, Garrett, Garrison, Grantham, Ham, Hargrave, Luton, McSpadden, Nichols.—14.

The emergency was declared passed.

HB 1024, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senators McSpadden and Boecher asked to be shown present, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Murphy, the Senate concurred in HAS to Engrossed SB 171.

SB 171, 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, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Hamilton, Holden, Howard, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—32.

Excused: Atkinson, Baggett, Berrong, Breckinridge, Crow, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Horn, Inhofe, Luton, Taliaferro, Terrill.—16.

The bill, as amended, was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Hamilton, Holden, Howard, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Me-

dearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—32.

Excused: Atkinson, Baggett, Berrong, Breckinridge, Crow, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Horn, Inhofe, Luton, Taliaferro, Terrill.—16.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Porter, the Senate concurred in HAs to Engrossed SB 142.

SB 142, as amended by the Honorable House, was read at length.

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

Aye: Baldwin, Birdsong, Boecher, Field, Hamilton, Holden, McCune, McGraw, McSpadden, Martin, Massey, Miller, Payne, Phillips, Porter, Short, Stansberry, Stipe.—18.

Nay: Bradley, Dacus, Ferrell, Howard, Keels, Lane, Medearis, Nichols, Romang, Smalley, Smith, Williams, Young.—13.

Excused: Atkinson, Baggett, Berrong, Breckinridge, Crow, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Horn, Inhofe, Luton, Murphy, Taliaferro, Terrill.—17.

The bill, as amended, was declared failed of passage.

GENERAL ORDER

HB 1135 by Cox, et al, of the House and Massey of the Senate was read and considered.

Upon motion of Senator Massey, HB 1135 was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, HB 1135 was 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: Baldwin, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Hamilton, Holden, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—27.

Nay: Howard, Miller, Nichols, Porter.—4.

Excused: Atkinson, Baggett, Berrong, Breckinridge, Crow, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Horn, Inhofe, Luton, Murphy, Taliaferro, Terrill.—17.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Hamilton, Holden, Howard, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—32.

Excused, Atkinson, Baggett, Berrong, Breckinridge, Crow, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Horn, Inhofe, Luton, Murphy, Taliaferro.—16.

The emergency was declared passed.

HB 1135 was properly signed and ordered returned to Honorable House.

Senator Birdsong moved that the Senate stand recessed until 1:00 p.m., which motion was declared adopted.

At 1:00 p.m., the Senate reassembled with President Pro Tempore Smith presiding.

Senators Luton and Atkinson asked to be shown present, which was the order.

Senator Birdsong raised the question of "no quorum".

The President Pro Tempore ordered the

roll called and declared a quorum was present.

Senator Baggett presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 118 correctly enrolled.

Enrolled SB 118 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1308 by Briscoe of the House and Phillips of the Senate was read and considered.

Senator McSpadden asked to be made a coauthor of HB 1308, which was the order.

Upon motion of Senator Phillips, HB 1308 was advanced to engrossment.

By unanimous consent, upon request of Senator Phillips, HB 1308 was placed upon third reading and final passage.

THIRD READING

HB 1308 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, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams.—32.

Excused: Atkinson, Baldwin, Berrong, Breckinridge, Crow, Garrett, Garrison, Ham, Holden, Massey, Payne, Porter, Stansberry, Stipe, Taliaferro, Young.—16.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Brad-

ley, Dacus, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams.—32.

Excused: Atkinson, Baldwin, Berrong, Breckinridge, Crow, Garrett, Garrison, Ham, Holden, Massey, Payne, Porter, Stansberry, Stipe, Taliaferro, Young.—16.

The emergency was declared passed.

HB 1308 was properly signed and ordered returned to Honorable House.

Senator Breckinridge asked to be shown present, which was the order.

FIRST READING

By unanimous consent, upon request of Senator McSpadden, the following Resolution was introduced and read for the first time:

SJR 26—by McSpadden—A Joint Resolution providing an effective date for Senate Joint Resolution No. 10 which was signed by the Governor March, 14, 1969; and declaring an emergency.

THIRD READING

Senator Luton asked unanimous consent that the vote be reconsidered whereby HB 1237, as amended, was advanced to engrossment, to which Senator Horn objected.

Senator Luton moved that the vote be reconsidered by which HB 1237, as amended, was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Baggett moved to delete from HB 1237 the first and second Baggett amendments adopted by the Senate on April 9, 1969.

Senator Baldwin moved to table the Baggett motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Boecher, Breck-

inridge, Ferrell, Garrison, Grantham, Horn, Keels, McCune, McGraw, Massey, Medearis, Nichols, Romang, Short, Stansberry, Williams, Young.—19.

Nay: Atkinson, Baggett, Birdsong, Bradley, Dacus, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Lane, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill.—26.

Excused: Crow, Ham, Inhofe.—3.

The vote occurring upon the Baggett motion, it was declared adopted.

Senator Payne asked to be made a co-author of **HB 1237**, which was the order.

Upon motion of Senator Luton, **HB 1237**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1237**, as amended, 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, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Porter, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Baldwin, Berrong, Boecher, Garrison, Grantham, Horn, McGraw, Medearis, Romang, Williams.—10.

Excused: Crow, Ham, Inhofe.—3.

The bill was declared passed.

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

Aye: Atkinson, Baggett, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Mil-

ler, Murphy, Nichols, Payne, Phillips, Porter, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Baldwin, Berrong, Boecher, Garrison, Grantham, Horn, McGraw, Medearis, Romang, Williams.—10.

Excused: Crow, Ham, Inhofe.—3.

The emergency was declared passed.

HB 1237, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 21**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 51, 60, 71, 77, 79, 80, 96, 108, 118, 197, 198, 199 and 338**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 17**.

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 23**—Coauthored by Entire House Membership.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1187, 1311, 1314, 1353, 1364, 1375, 1381, 1394, 1437 and HJR 1034**.

The above numbered Enrolled Bills and/or Resolution 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 1019.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SBs 25, coauthored by Sandlin and SB 248, coauthored by Gooden, Conaghan, Lindstrom and Cox, each as amended.

HA to SB 25 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend by striking TITLE, Enactment Clause and entire Bill and substituting the following:

An Act relating to courts; amending 20 O. S. 1961, § 104; providing for payment of certain expenses of judges of the district court, special justices of the Supreme Court, special judges of the Court of Criminal Appeals and court reporters and prescribing manner thereof; authorizing payment of mileage expenses for travel by judges of the district court and court reporters within the county; authorizing payment for mileage to be made to only one person where two or more persons use same motor vehicle; prescribing no mileage to be paid for travel by a judge or court reporter to courthouse of the county in which he is a resident; prescribing that a court reporter regularly serving a district judge to be deemed a resident of the county as the district judge he serves; enacting provision for payment of certain expenses of justices of the Supreme Court, judges of the Court of Appeals, and judges of the Court of Criminal Appeals and prescribing the manner thereof; enacting authorization for the Chief Justice of the Supreme Court to authorize the Administrative Director to approve claims; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 20 O. S. 1961, § 104, is amended to read as follows:

§ 104. (A) When any [district] judge OF THE DISTRICT COURT is ordered by the Chief Justice of the Supreme Court of the State of Oklahoma OR BY THE PRESIDING JUDGE OF THE JUDICIAL ADMINISTRATIVE DISTRICT to perform duties or to attend or participate in A judicial conference outside [his district] THE COUNTY OF HIS RESIDENCE, such judge shall be entitled to his necessary and actual expenses incurred in complying with such order or orders. He shall certify such expense to the Chief Justice, and upon the latter's approval thereof, the State Auditor is hereby authorized to issue his reimbursing warrant on the State Treasurer, to be paid out of any funds appropriated for such purpose.

(B) WHENEVER A MEMBER OF THE BAR WHO WAS APPOINTED BY THE GOVERNOR TO SIT ON THE SUPREME COURT AS A SPECIAL JUSTICE OR ON THE COURT OF CRIMINAL APPEALS AS A SPECIAL JUDGE IS REQUIRED TO TRAVEL IN PERFORMANCE OF HIS DUTIES AS SUCH SPECIAL JUSTICE OR JUDGE BEYOND THE COUNTY OF HIS RESIDENCE, HE SHALL BE ENTITLED TO MILEAGE AND SUBSISTENCE OR PER DIEM, AS THE CASE MAY BE, UPON A CLAIM APPROVED BY THE CHIEF JUSTICE AND SUCH SPECIAL JUSTICE OR JUDGE SHALL BE REIMBURSED FOR HIS TRAVEL AND EXPENSES TO THE SAME EXTENT AND IN THE SAME AMOUNT AS A JUDGE OF THE DISTRICT COURT WOULD HAVE BEEN AUTHORIZED TO RECEIVE UNDER THE LAW.

(C) WHENEVER A JUDGE OF THE DISTRICT COURT IS ASSIGNED TO SERVE A DISTRICT COURT OUTSIDE THE DISTRICT COURT JUDICIAL DISTRICT SUCH JUDGE REGULARLY SERVES, HE SHALL CERTIFY HIS MILEAGE, SUBSISTENCE EXPENSE OR PER DIEM, AS THE CASE MAY BE, TO

THE COURT CLERK OF THE COUNTY HE IS ASSIGNED TO SERVE UPON A CLAIM AGAINST THAT COUNTY'S COURT FUND, AND UPON APPROVAL OF THE CLAIM HE SHALL BE REIMBURSED BY CHECK OR WARRANT DRAWN AGAINST THE COURT FUND. A COURT REPORTER ASSIGNED TO SERVE OUTSIDE THE DISTRICT COURT JUDICIAL DISTRICT HE REGULARLY SERVES SHALL BE ENTITLED TO REIMBURSEMENT OF EXPENSES IN A LIKE MANNER FROM THE COURT FUND OF THE DISTRICT COURT TO WHICH HE HAS BEEN ASSIGNED.

(D) WHENEVER A JUDGE OF THE DISTRICT COURT OR A COURT REPORTER IS ASSIGNED TO SERVE AT ANY PLACE WITHIN THE COUNTY DESIGNATED FOR HOLDING COURT SESSIONS OTHER THAN THE COURTHOUSE OF THE COUNTY IN WHICH HE IS A RESIDENT JUDGE OR A RESIDENT COURT REPORTER OF THE DISTRICT COURT, HE SHALL BE ENTITLED TO MILEAGE FOR TRAVEL FROM THE COURTHOUSE TO SUCH DESIGNATED COURT LOCATION AND BACK TO THE COURTHOUSE, AS WELL AS HIS TRAVEL FROM ONE DESIGNATED COURT LOCATION TO ANOTHER DESIGNATED COURT LOCATION WITHIN THE COUNTY AND BACK TO THE COURTHOUSE. THE MILEAGE SO TRAVELED SHALL BE PAID AT THE RATE OF TEN CENTS (\$.10) PER MILE OUT OF THE COURT FUND OF THE COUNTY OF WHICH SUCH OFFICIAL IS A RESIDENT JUDGE OR A COURT REPORTER.

A DISTRICT JUDGE WHO IS ASSIGNED TO HOLD COURT AT THE COURTHOUSE OF A COUNTY AS WELL AS AT A PLACE WHERE FORMERLY A SUPERIOR COURT WAS HELD WITHIN THE SAME COUNTY SHALL BE ENTITLED TO MILEAGE ONLY FROM THE COURT FUND OF THAT COUNTY FOR NECESSARY TRAVEL BETWEEN THE

COURTHOUSE AND THE PLACE WHERE FORMERLY A SUPERIOR COURT WAS LOCATED, SO LONG AS DISTRICT COURT SESSIONS CONTINUE TO BE HELD AT SUCH PLACE. WHEN TWO OR MORE PERSONS USE THE SAME MOTOR VEHICLE FOR TRAVEL REQUIRED IN THE PERFORMANCE OF THEIR DUTIES EITHER AS A JUDGE OR AS A COURT REPORTER, ONLY ONE OF THEM SHALL BE ENTITLED TO CLAIM MILEAGE FOR SUCH TRAVEL. NO MILEAGE SHALL BE PAID FOR TRAVEL BY A JUDGE OR BY A COURT REPORTER BETWEEN HIS PLACE OF RESIDENCE AND THE COURTHOUSE OF THE DISTRICT COURT OF THE COUNTY OF WHICH SUCH JUDGE OR COURT REPORTER IS A RESIDENT; A COURT REPORTER REGULARLY SERVING A DISTRICT JUDGE SHALL BE DEEMED TO RESIDE IN THE SAME COUNTY AS THE DISTRICT JUDGE WHOM HE SERVES.

SECTION 2. Justices of the Supreme Court and Judges of the Court of Criminal Appeals and the Court of Appeals are entitled to their necessary and actual expenses in attending judicial conferences which they are ordered to attend by the Chief Justice of the Supreme Court. They shall certify their expenses to the Chief Justice, and, upon the latter's approval thereof, the State Auditor shall issue a reimbursing warrant on the State Treasurer, to be paid out of any funds appropriated for such purpose.

SECTION 3. The Chief Justice of the Supreme Court may authorize the Administrative Director to approve claims that the Chief Justice may approve.

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.

HAS to SB 248 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 11, by striking after the word "person" and before the word "to" the language "shall be thought" and substituting in lieu thereof the words "alleged in any court"

and, on Page 1, Line 12, by adding after the word "incompetent" and before the word "or" the language "or mentally ill"

and, on Page 1, Line 12, after the word "incompetent" and before the word "and" adding the following language "or mentally ill".

AMENDMENT NO. 2. Amend Page 1, Line 14, by striking the words "but shall not have" and substituting the words "if such person has not".

AMENDMENT NO. 3. Amend Page 1, Line 15, by inserting after the word "person" and before the word "in" the following "in the county".

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 1100 and 1124.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1100 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 1100, entitled:

An Act relating to the School Lunch Division of the State Board of Education and making * * * 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 amendment be adopted:

Change title to read as follows:

An Act relating to the School Lunch Division of the State Board of Education and making an appropriation thereto; stating the purpose; providing for the appointment and compensation of personnel; providing lapse date; making the provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Berrong, Garrison, Grantham, Hamilton, Martin.

HOUSE CONFEREES: Willis, Chairman, Abbott, Cate, Fine, Hesser, Miskelly, Odom (V. H.), Raibourn, Sparkman.

The following CCR on HB 1124 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 1124, entitled:

(An Act relating to rapid transit 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:

Co-authored by: Representative Smithey and Senator Grantham.

1. That the Senate recede from AMENDMENT No. 1.

2. That the following Conference Committee amendments be adopted:

No. 1. Restore title to read as follows:

An Act relating to rapid transit systems; making an appropriation to the State Legislative Council; stating purpose;

providing for lapse date; and declaring an emergency.

No. 2. Page 1, Section 1, Line 14, strike the following: "Fifty Thousand Dollars (\$50,000.00)" and insert in lieu thereof the following: "Fifteen Thousand Dollars (\$15,000.00)"

No. 3. Page 1, Section 1, Line 25, add the following language after "study.": "A ten member non-voting advisory committee shall be appointed to assist the Legislative Council in its study. Five (5) advisory members shall be appointed by the Speaker of the House of Representatives and five (5) shall be appointed by the President Pro Tempore of the Senate. The advisory members shall be selected on the basis of their specialized knowledge and experience in the fields of transportation and economics."

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Berrong, Garrison, Grantham, Hamilton, Martin.

HOUSE CONFEREES: Willis, Chairman, Abbott, Cate, Fine, Hesser, Misskelly, Odom (V. H.), Raibourn, Sparkman.

Senator Payne presiding.

GENERAL ORDER

HB 1436 by Mountford of the House and Phillips of the Senate was read and considered.

Senator Nichols asked to be made a co-author of HB 1486, which was the order.

Upon motion of Senator Phillips, HB 1486 was advanced to engrossment.

By unanimous consent, upon request of Senator Phillips, HB 1486 was placed upon third reading and final passage.

THIRD READING

HB 1486 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Har-

grave, Holden, Horn, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—36.

Nay: Breckinridge, Ferrell.—2.

Excused: Baggett, Berrong, Crow, Ham, Howard, Inhofe, McGraw, Miller, Stansberry, Terrill.—10.

The bill was declared passed.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Williams, Young.—36.

Nay: Breckinridge, Ferrell.—2.

Excused: Baggett, Berrong, Crow, Ham, Howard, Inhofe, McGraw, Miller, Stansberry, Terrill.—10.

The emergency was declared passed.

HB 1486 was properly signed and ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORTS

The following CCR on SB 55 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 55, entitled:

(Oklahoma Alcoholic Beverage Control Board 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 its Amendment No. 1.

2. That the following Conference Committee Amendments be adopted;

No. 1. Page 1, Lines 16 and 17, by striking the words and figures "three Hundred Thirteen Thousand Five Hundred Dollars (\$313,530.00)" and inserting in lieu thereof "Three Hundred Thirty One Thousand Two Hundred Thirty Four Dollars (\$331,234.00)"

No. 2. Pages 1 and 2, Section 2, by striking all of Section 2 and inserting in lieu thereof the following:

"SECTION 2. The Oklahoma Alcoholic Beverage Control Board shall fix the salary of the Director at a minimum of Fifteen Thousand Dollars (\$15,000.00) to a maximum of Sixteen Thousand Five Hundred Dollars (\$16,500.00); and shall employ and fix the duties and compensation of all other employees necessary to perform the duties imposed upon the Oklahoma Alcoholic Beverage Control Board by law, payable from the appropriation made in Section 1 of this Act, less the salary fixed for the Director."

No. 3. The Title be amended to read as follows:

An Act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation thereto; stating the purpose; providing that the Alcoholic Beverage Control Board shall fix the duties and compensation of employees and providing a minimum and maximum salary for the director; authorizing seasonal employees; authorizing the purchase of insurance on motor vehicles; authorizing purchase of automobiles; providing for the transfer of the unappropriated balance in alcoholic beverage control fund; providing lapse date; providing for severability; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy.

HOUSE CONFEREES: Willis, Chairman, Fine, Hesser, Miskelly, Odom (V. H.), Raibourn, Sanguin, Sparkman, Townsend.

The following CCR on SB 56 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 56, entitled:

(Oklahoma Aeronautics 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:

1. That the House recede from its Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

No. 1 Page 1, Line 19 by striking the words and figure "FOUR HUNDRED THOUSAND DOLLARS (\$400,000) and inserting in lieu thereof the figures "TWO HUNDRED FIFTY-FIVE THOUSAND DOLLARS (\$255,000).

No. 2 Page 1, Line 22½, by inserting a new SECTION 3 to read as follows:

"The amount of Ten Thousand Dollars (\$10,000.00) originally appropriated from the Emergency Appropriation Fund for the fiscal year ending June 30, 1966, by Section 1, Chapter 421, Oklahoma Session Laws 1965, and reappropriated by Section 1, Chapter 144, Oklahoma Session Laws 1967, 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 hereby reappropriated is for the purpose of renting aircraft as may be necessary to enable the Commission and the Aeronautics Director to efficiently carry out the duties

imposed upon them by law, and to purchase such liability insurance for the operation of said aircraft as authorized by law."

No. 3 Renumber the old Section 3 to read Section 4 and succeeding sections accordingly.

No. 4 Amend Title to read as follows:

An Act relating to the Oklahoma Aeronautics Commission and making an appropriation thereto; stating the purpose; reappropriating certain funds and stating the purpose; providing lapse date; making the provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy.

HOUSE CONFEREES: Willis, Chairman, Fine, Hesser, Miskelly, Odom (V. H.), Raibourn, Sanguin, Sparkman, Townsend.

The following CCR on SB 57 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 57, entitled:

An act relating to Oklahoma Department of Public Safety and making appropriations thereto; stating the purpose; providing authority for appointment and compensation of personnel; providing for lapse date; making provisions of this act severable; repealing all acts in conflict herewith; 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 its Amendment No. 1.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy.

HOUSE CONFEREES: Willis, Chairman, Fine, Hesser, Miskelly, Odom (V. H.), Raibourn, Sanguin, Sparkman, Townsend.

The following CCR on SB 61 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 61, entitled:

(An Act relating to the Oklahoma Cerebral Palsy Center; 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 its Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

No. 1—Page 1, Lines 18 and 19, by striking the words and figures "Two Hundred Thirty Three Thousand Five Dollars (\$233,005.00) and inserting in lieu thereof the figure "Two Hundred Forty Eight Thousand Five Dollars (\$248,005.00)."

No. 2—That the Title be amended to read as follows: An Act relating to the Oklahoma Cerebral Palsy Center; making an appropriation thereto; stating the purpose; providing for appointment of employees and for necessary expenditures; providing lapse date; making the provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrison,

Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy.

HOUSE CONFEREES: Willis, Chairman, Fine, Hesser, Miskelly, Odom (V. H.), Raibourn, Sanguin, Sparkman, Townsend.

The following CCR on SB 68 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 68, entitled:

An Act relating to the State Board of Education and making appropriations thereto; stating the purpose; providing for the disbursement of funds for education of homebound children; 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; repealing all acts in conflict herewith; 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 its Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

No. 1—Page 1, Line 26, by striking the figure \$577,200.00 and inserting therefor, the figure \$602,200.00.

No. 2—Page 1, Line 31, by striking the figure \$727,200.00 and inserting therefor, the figure \$752,200.00.

No. 3—Page 2, Line 12½, by inserting a new Section 5 to read as follows:

"All funds collected by the State Department of Education for the issuance of certificates to instructional, supervisory and administrative personnel in the pub-

lic schools of the State and deposited in the "Teachers' Certificate Fund" in the State Treasury, as provided in Subsection 9, Section 1, of House Bill 1012 enacted in the First Regular Session of the 32nd Oklahoma Legislature, shall be used to finance the activities of the Professional Standards Board; provided, however, that any unobligated balance in said Fund in excess of Ten Thousand Dollars (\$10,000.00) on June 30 of any fiscal year shall be transferred to the General Revenue Fund of the State of Oklahoma."

No. 4—Renumber old Section 5 to Section 6 and succeeding sections accordingly.

No. 5—In the seventh line of the Title following the word "THEREBY;" insert the following language "PROVIDING THAT FUNDS DEPOSITED IN THE TEACHERS' CERTIFICATE FUND MAY BE USED BY THE PROFESSIONAL STANDARDS BOARD IN CARRYING OUT ITS DUTIES AND PROVIDING THAT EXCESS FUNDS SHALL BE TRANSFERRED TO THE GENERAL REVENUE FUND OF THE STATE;"

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrison, Grantham, Hamilton, Luton, Martin, Massey, Medearis, Murphy.

HOUSE CONFEREES: Willis, Chairman, Fine, Hesser, Miskelly, Odom (V. H.), Raibourn, Sanguin, Sparkman, Townsend.

The following CCR on SB 73 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 73, entitled:

An Act relating to the office of the State Supreme Court and making appropriations thereto; stating the purpose; providing that the Supreme Court Justices

shall fix the duties and compensation of employees within certain limitations; * * * 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 Senate concur in House Amendments 1, 2 and 3.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrison, Grantham, Hamilton, Luton, Martin, Medearis, Murphy.

HOUSE CONFEREES, Willis, Chairman, Fine, Hesser, Miskelly, Odom (V. H.), Raibourn, Sanguin, Sparkman, Townsend.

GENERAL ORDER

HB 1323 by Raibourn of the House and Taliaferro of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1323** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1323** 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: Atkinson, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Massey, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Taliaferro, Terrill.—34.

Nay: Birdsong, Grantham, Luton, Payne, Williams, Young.—6.

Excused: Baggett, Crow, Ham, Martin, Miller, Smith, Stansberry, Stipe.—8.

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, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Taliaferro, Terrill.—37.

Nay: Payne, Williams, Young.—3.

Excused: Baggett, Crow, Ham, Martin, Miller, Smith, Stansberry, Stipe.—8.

The emergency was declared passed.

HB 1323, as amended, was referred for engrossment.

GENERAL ORDER

HB 1469 by Raibourn of the House and Atkinson of the Senate was read and considered.

Upon motion of Senator Atkinson, **HB 1469** was advanced to engrossment.

By unanimous consent, upon request of Senator Atkinson, **HB 1469** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1469 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Hargrave, Holden, Howard, Lane, Luton, McCune, McSpadden, Massey, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—32.

Nay: Grantham, Horn, Keels, Martin, Payne.—5.

Excused: Baggett, Berrong, Crow, Graves, Ham, Hamilton, Inhofe, McGraw, Miller, Stansberry, Taliaferro, Terrill.—11.

The bill 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, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Lane, Luton, McCune, McSpadden, Massey, Medearis, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—33.

Nay: Horn, Keels, Martin, Payne.—4.

Excused: Baggett, Berrong, Crow, Graves, Ham, Hamilton, Inhofe, McGraw, Miller, Stansberry, Taliaferro, Terrill.—11.

The emergency was declared passed.

HB 1469, as amended, was referred for engrossment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Young, the Senate refused to concur in HA to SB 145 and requested a conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under SB 145: Young, Grantham and Garrison.

GENERAL ORDER

HB 1199 by Briscoe, et al, of the House and Phillips of the Senate was read and considered.

Upon motion of Senator Phillips, HB 1199 was advanced to engrossment.

By unanimous consent, upon request of Senator Phillips, HB 1199 was considered engrossed and placed upon third reading and final passage.

THIRD READING

Following debate, Senator Phillips moved that the vote be reconsidered by which HB 1199 was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Phillips, the

vote was reconsidered by which HB 1199 was advanced to engrossment.

GENERAL ORDER

Senator Phillips moved that HB 1199 be withdrawn from the Calendar and referred to the Judiciary Committee for further study, which motion was declared adopted.

PENDING CONSIDERATION OF HAS

Upon motion of President Pro Tempore Smith, the Senate refused to concur in HA to SB 106, and requested a conference thereon.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under SB 106, Smith, Hargrave and Miller.

GENERAL ORDER

HB 1411 by Mountford of the House and Phillips of the Senate was read and considered.

Upon motion of Senator Phillips, HB 1411 was advanced to engrossment.

By unanimous consent, upon request of Senator Phillips, HB 1411 was placed upon third reading and final passage.

THIRD READING

HB 1411 was read for the third time at length.

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

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—39.

Nay: Stipe.—1.

Excused: Baggett, Berrong, Crow, Graves, Inhofe, Miller, Porter, Terrill.—8.

The bill was declared passed.

HB 1411 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1354 by Hutchens of the House and Hargrave of the Senate was read and considered.

Upon motion of Senator Hargrave, **HB 1354** was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **HB 1354** was placed upon third reading and final passage.

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: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.
—40.

Excused: Baggett, Breckinridge, Crow, Inhofe, Lane, Murphy, Stipe, Terrill.—8.

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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.
—40.

Excused: Baggett, Breckinridge, Crow, Inhofe, Lane, Murphy, Stipe, Terrill.—8.

The emergency was declared passed.

HB 1354 was properly signed and ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1083** and **1358**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1158** and **1288**, requesting Conference and referring said Bills to the General Conference Committee on Appropriations.

Upon motion of Senator Garrett, the request of the Honorable House for conferences on **HBs 1158** and **1288** was ordered granted, said Bills to be referred to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1438**, requesting Conference and naming Conferees as follows: Willis (Chairman), Vann and Sandlin.

Upon motion of Senator Garrett, the request of the Honorable House for a conference on **HB 1438** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1438**: Garrett, Nichols and Young.

GENERAL ORDER

HB 1315 by Hargrave, et al, of the House and Hargrave of the Senate was read and considered.

Senator Phillips asked to be made co-author of **HB 1315**, which was the order.

Upon motion of Senator Hargrave, **HB 1315** was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **HB 1315** was placed upon third reading and final passage.

THIRD READING

HB 1315 was read for the third time at length.

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

Aye: Atkinson, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Williams, Young.—31.

Nay: Baldwin, Birdsong, Boecher, Dacus, Field, Ham, Horn.—7.

Excused: Baggett, Berrong, Crow, Graves, Inhofe, Massey, Stansberry, Stipe, Taliaferro, Terrill.—10.

The bill was declared passed.

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

Aye: Atkinson, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Williams, Young.—32.

Nay: Baldwin, Birdsong, Boecher, Dacus, Field, Horn.—6.

Excused: Baggett, Berrong, Crow, Graves, Inhofe, Massey, Stansberry, Stipe, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1315 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1183 by McCune of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, **HB 1183** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1183** was 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: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smalley, Smith, Stipe, Williams, Young.—34.

Nay: Dacus, Ferrell, Hamilton, Horn, Short.—5.

Excused: Baggett, Berrong, Crow, Graves, Inhofe, Massey, Stansberry, Taliaferro, Terrill.—9.

The bill was declared passed.

HB 1183 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1286 by Hopkins, et al, of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, **HB 1286** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1286** was 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, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Graves, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Terrill, Williams.—31.

Nay: Boecher, Dacus, Ferrell, Field,

Hamilton, Horn, Martin, Porter, Young.—9.

Excused: Crow, Ham, Hargrave, Massey, Medearis, Smalley, Stansberry, Taliaferro.—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, Bradley, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Graves, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—34.

Nay: Boecher, Dacus, Field, Hamilton, Horn, Porter.—6.

Excused: Crow, Ham, Hargrave, Massey, Medearis, Smalley, Stansberry, Taliaferro.—8.

The emergency was declared passed.

HB 1286 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1194 by Bamberger of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, **HB 1194** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1194** was placed upon third reading and final passage.

THIRD READING

HB 1194 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Por-

ter, Romang, Short, Smith, Stipe, Williams.—32.

Excused: Baggett, Baldwin, Berrong, Crow, Graves, Ham, Hargrave, Inhofe, Massey, Medearis, Nichols, Smalley, Stansberry, Taliaferro, Terrill, Young.—16.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams.—33.

Excused: Baggett, Baldwin, Berrong, Crow, Graves, Ham, Hargrave, Inhofe, Massey, Medearis, Nichols, Stansberry, Taliaferro, Terrill, Young.—15.

The emergency was declared passed.

HB 1194 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1299 by Hopkins of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, **HB 1299** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1299** was 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips,

Porter, Romang, Short, Smalley, Stipe, Williams.—32.

Excused: Baggett, Baldwin, Berrong, Crow, Garrison, Ham, Hamilton, Hargrave, Holden, Inhofe, Massey, Smith, Stansberry, Taliaferro, Terrill, Young.—16.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stipe, Williams.—32.

Excused: Baggett, Baldwin, Berrong, Crow, Garrison, Ham, Hamilton, Hargrave, Holden, Inhofe, Massey, Smith, Stansberry, Taliaferro, Terrill, Young.—16.

The emergency was declared passed.

HB 1299 was properly signed and ordered returned to Honorable House.

PENDING SENATE ACTION

Upon motion of Senator McSpadden, the request of the Honorable House for a conference on **HB 1264** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1264**: Lane, Hamilton and Young.

GENERAL ORDER

SB 332 by Romang was read and considered.

Upon motion of Senator McSpadden, **SB 332** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 332** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 332 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Ham, Hamilton, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Williams, Young.—33.

Excused: Baggett, Baldwin, Berrong, Crow, Grantham, Graves, Hargrave, Holden, Inhofe, McGraw, Smith, Stansberry, Stipe, Taliaferro, Terrill.—15.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Ham, Hamilton, Horn, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Williams, Young.—33.

Excused: Baggett, Baldwin, Berrong, Crow, Grantham, Graves, Hargrave, Holden, Inhofe, McGraw, Smith, Stansberry, Stipe, Taliaferro, Terrill.—15.

The emergency was declared passed.

SB 332 was referred for engrossment.

GENERAL ORDER

HB 1320 by Hopkins of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, **HB 1320** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1320** was placed upon third reading and final passage.

THIRD READING

HB 1320 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stipe, Williams, Young.—33.

Excused: Baggett, Baldwin, Berrong, Crow, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, McSpadden, Smith, Stansberry, Taliaferro, Terrill.—15.

The bill was declared passed.

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

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stipe, Williams, Young.—33.

Excused: Baggett, Baldwin, Berrong, Crow, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, McSpadden, Smith, Stansberry, Taliaferro, Terrill.—15.

The emergency was declared passed.

HB 1320 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1303 by Hill (Ben) of the House and Porter, McGraw, Short, Murphy and Keels of the Senate was read and considered.

Senator Nichols asked to be made a co-author of HB 1303, which was the order.

Upon motion of Senator Porter, HB 1303 was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, HB 1303 was placed upon third reading and final passage.

THIRD READING

HB 1303 was read for the third time at length.

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

Aye: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stipe, Williams.—32.

Excused: Baggett, Baldwin, Berrong, Crow, Garrett, Graves, Hargrave, Holden, Inhofe, McSpadden, Massey, Smith, Stansberry, Taliaferro, Terrill, Young.—16.

The bill was declared passed.

HB 1303 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1056 by Taggart, et al, of the House and Grantham and Short of the Senate was read and considered.

Senators Inhofe, Birdsong and Dacus asked to be made coauthors of HB 1056, which was the order.

Senator Garrison moved to amend HB 1056, page 2, line 14, by striking all of Section 2, which amendment was declared adopted.

Upon motion of Senator Grantham, HB 1056, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1056, as amended, was considered engrossed and 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: Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Williams.—29.

Nay: Breckinridge, Porter.—2.

Excused: Atkinson, Baggett, Baldwin, Berrong, Crow, Garrett, Graves, Hargrave, Inhofe, McSpadden, Massey, Medearis, Stansberry, Stipe, Taliaferro, Terrill, Young.—17.

The bill was declared passed.

HB 1056, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 112**, as amended.

HAs to SB 112 read as follows, rejected upon motion of President Pro Tempore Smith, conference requested and Senate Conferees appointed, as follows: Senators McSpadden, Massey and Ferrell.

AMENDMENT NO. 1. Amend Page 2, Section 1, Lines 27, 28 and 29. Strike and insert the following: "(b) Newspapers or any other periodicals that are sold directly to consumers or by carrier sales will be assessed a sales tax on the sales price, such tax to be collected and remitted by the distributor or by the publisher in case no distributor is involved."

AMENDMENT NO. 2. Amend Page 2, Lines 35 and 36 and Page 3, Lines 2 to 7, inclusive, by deleting subsection "k", and Page 3. Lines 12 and 13, by deleting subsection "n", and renumbering succeeding subsections.

AMENDMENT NO. 3. Amend Title to read as follows: "AN ACT (RELATING TO REVENUE AND TAXATION; EMERGENCY)"

RESOLUTIONS

By unanimous consent, the following Resolutions were introduced and consideration deferred:

SR 30—By Smith—A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-

second Oklahoma Legislature to appoint a committee from the members of the Senate to personally present Senate Concurrent Resolution No. 22 to the proper United States Department of Agriculture officials in Washington, D.C.; and authorizing reimbursement to committee member for travel and expenses.

SR 31—By Smith—A Senate Resolution relating to legislative intent in the enactment of House Bill No. 1100 (68 O. S. Supp. 1968, § 508), as regards the time for filing of reports for exemption of certain taxes on motor fuel sold and used for aircraft; stating the consensus and intent of the Senate that said Act permits the filing of such reports beyond the specific deadline date, under certain circumstances, and the exemption from taxes as provided therein; and directing that a copy of this Resolution be transmitted to the Chairman and members of the Oklahoma Tax Commission.

Senator Birdsong 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 249**—Coauthored by Camp and Hatchett, and **SB 250**.

The above numbered Bills were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 106**, and naming House Conferees as follows: Hopkins, Jones and Bickford.

Advising Conference granted on Engrossed **SB 145**, and naming House Conferees as follows: McCune, Sparkman and Sandlin.

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

Fifty-seventh Legislative Day

Tuesday, April 15, 1969

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Breckinridge, Crow, Ham, Hargrave, Howard, Porter, Short, Stansberry.—9.

The President Pro Tempore 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 Short, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Mrs. Charline Burton for her skillful coaching of students from Northwest Classen High School, Oklahoma City in the State Forensics Tournament at Central State College.

Upon motion of Senator Short, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Linda Moody, Oklahoma City upon being awarded the First Place Medal in Women's Extemporaneous Speaking in the State Forensics Tournament.

Upon motion of Senator Short, pursuant to Rule 8-b a Citation of Congratulations was ordered issued to Charles Pierce, Oklahoma City, upon being awarded the First Place Medal in Standard Oratory in the State Forensics Tournament.

SECOND READING

The following Resolution was read the second time and referred as indicated:

SJR 26—

By unanimous consent, upon request of Senator McSpadden, **SJR 26** was ordered referred direct to the Calendar without reference to a Committee.

GENERAL ORDER

HB 1011 by Poulos of the House and Nichols of the Senate was read and considered.

Upon motion of Senator Nichols, **HB 1011** was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HB 1011** was placed upon third reading and final passage.

THIRD READING

HB 1011 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Garrison, Hamilton, Holden, Horn, Keels, McCune, McGraw, Martin, Massey, Miller, Nichols, Payne, Phillips, Smith, Williams, Young.—24.

Nay: Ferrell, Grantham, Graves, Lane, Luton, Medearis, Romang, Stipe.—8.

Excused: Atkinson, Baggett, Breckinridge, Crow, Ham, Hargrave, Howard, Inhofe, McSpadden, Murphy, Porter, Short, Smalley, Stansberry, Taliaferro, Terrill.—16.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Nichols moved that the vote be reconsidered by which **HB 1011** failed of passage.

Senator Miller presiding.

GENERAL ORDER

HB 1027 by Sparkman of the House and Nichols of the Senate was read and considered.

Upon motion of Senator Nichols, **HB 1027** was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HB 1027** was 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: Baldwin, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Inhofe, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill.—28.

Nay: Bradley, Hamilton, Holden, Horn, Keels, Lane, Williams.—7.

Excused: Atkinson, Baggett, Breckinridge, Crow, Grantham, Graves, Ham, Hargrave, Howard, Porter, Short, Stansberry, Young.—13.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Holden, Inhofe, Keels, Luton, McCune, McGraw, McSpadden,

Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—32.

Nay: Bradley, Hamilton, Horn, Lane.—4.

Excused: Atkinson, Baggett, Breckinridge, Crow, Graves, Ham, Hargrave, Howard, Porter, Short, Stansberry, Young.—12.

The emergency was declared passed.

HB 1027 was properly signed and ordered returned to Honorable House.

Senators Breckinridge and Howard asked to be shown present.

GENERAL ORDER

SJR 26 by McSpadden was read and considered.

Upon motion of Senator McSpadden, **SJR 26** was advanced to engrossment.

HB 1077 by Bamberger of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1077** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1077** was 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: Baggett, Baldwin, Birdsong, Field, Garrett, Garrison, Grantham, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Phillips, Smalley, Smith.—21.

Nay: Boecher, Bradley, Breckinridge, Dacus, Ferrell, Medearis, Murphy, Payne, Romang, Stipe, Taliaferro, Williams.—12.

Excused: Atkinson, Berrong, Crow, Graves, Ham, Hamilton, Hargrave, Inhofe, Massey, Nichols, Porter, Short, Stansberry, Terrill, Young.—15.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Garrett moved that the vote be reconsidered by which **HB 1077** failed of passage.

Senator Short asked to be shown present, which was the order.

GENERAL ORDER

HB 1236 by Miskelly of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1236** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1236** was placed upon third reading and final passage.

THIRD READING

HB 1236 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams.—32.

Excused: Atkins, Baggett, Berrong, Crow, Graves, Ham, Hamilton, Hargrave, Inhofe, Massey, Porter, Smalley, Stansberry, Taliaferro, Terrill, Young.—16.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams.—32.

Excused: Atkins, Baggett, Berrong, Crow, Graves, Ham, Hamilton, Hargrave,

Inhofe, Massey, Porter, Smalley, Stansberry, Taliaferro, Terrill, Young.—16.

The emergency was declared passed.

HB 1236 was properly signed and ordered returned to Honorable House.

Senator Ham asked to be shown present, which was the order.

GENERAL ORDER

HB 1431 by McCune of the House and Garrett and Nichols of the Senate was read and considered.

Senator Garrett moved to amend **HB 1431**, page 1, line 4, by inserting after the word "records" and before the word "in", the words "except docket books" which amendment was declared adopted.

Senator Garrett moved to amend **HB 1431**, page 2, line 2, by inserting after the word "records" and before the word "in", the words "except docket books" which amendment was declared adopted.

Senator Garrett moved to amend **HB 1431**, page 2, line 10, by adding a new Section 2, as follows, and by renumbering the subsequent sections accordingly: "Section 2. It is the intent and purpose of this act to relieve counties of the burden of storing or keeping useless files and records where microfilm is not economically feasible. It shall be the duty of the court clerk to record in a permanent docket book, or a permanent docket sheet, the disposition of each case before disposing of the regular file, or make a notation "disposition unknown" on said docket sheet in all criminal cases except traffic offenses" which amendment was declared adopted.

Upon motion of Senator Garrett, **HB 1431**, as amended, was advanced to engrossment.

Senator Baldwin asked unanimous consent that Xerox copies of **HB 1431**, with amendments which were adopted, incorporated therein, be made available to members of the Senate, which was the order.

GENERAL ORDER

HB 1172 by Mountford, et al, of the House and Smalley of the Senate was read and considered.

Senator Grantham moved to amend **HB 1172**, page 4, line 9, by striking after the word "business" the word "or" and inserting the language "This act shall not be interpreted to prevent an attorney to appear in behalf of his client in any court, board or commission" which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1172**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1172**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1172 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrison, Grantham, Graves, Ham, Holden, Howard, Inhofe, Luton, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill.—29.

Nay: Berrong, Bradley, Ferrell, Hamilton, Horn, Keels, Lane, McCune, McSpadden, Williams.—10.

Excused: Atkinson, Baggett, Crow, Garrett, Hargrave, Nichols, Porter, Stansberry, Young.—9.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Dacus, Field, Garrison, Grantham, Graves, Ham, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips,

Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Berrong, Bradley, Ferrell, Hamilton, Horn, Lane.—6.

Excused: Atkinson, Baggett, Crow, Garrett, Hargrave, Nichols, Porter, Stansberry, Young.—9.

The emergency was declared passed.

HB 1172, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1024, 1083, 1135, 1183, 1194, 1286, 1299, 1303, 1305, 1308, 1315, 1320, 1328, 1354, 1358, 1411 and 1486.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 146**—coauthored by Townsend and Goodfellow; **SB 156**—coauthored by Townsend and Goodfellow; **SB 290**—coauthored by Allard, Nance and Williamson; **SB 318**—coauthored by Camp and Hatchett; **SB 319**—coauthored by Camp and Hatchett; and **SB 345**—coauthored by Hopkins, Andrews, Hill (Ben), Patterson, Trent, Smith (E. W.), Camp, Hatchett and Smithey.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 112**, and naming House Conferencees as follows: Sanguin, Harrison and Allard.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 332 and **HBs 1056, 1225, 1233, 1237, 1323 and 1469** each correctly engrossed.

SBs 171, 249 and 250 and **SCRs 21 and 23** each correctly enrolled.

Engrossed **SB 332** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1056, 1225, 1233, 1237, 1323 and 1469**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 171, 249 and 250** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 21 and 23** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 106** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee on **ENGROSSED SENATE BILL NO. 106**, entitled:

An Act relating to children; amending 10 O. S. 1961, § 60.18 as amended by Section 1, Chapter 24, O. S. L. 1967 (10 O. S. Supp. 1968, § 60.18); providing certain information in supplementary birth certificates of adopted children be retroactive and apply to adoptions heretofore granted by any court in this state; repealing conflicting laws; and declaring an emergency,

together with House Amendment thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendation:

1. That the House recede from its Amendment No. 1.

FOR THE SENATE: Smith, Hargrave, Miller.

FOR THE HOUSE: Hopkins, Jones, Bickford.

GENERAL ORDER

HB 1329 by Briscoe, et al, of the House was read and considered.

Senator McSpadden asked to be made Senate Author of **HB 1329**, which was the order.

Senators Breckinridge and Inhofe asked to be made coauthors of **HB 1329**, which was the order.

Senators Stansberry and Hargrave asked to be shown present, which was the order.

Following discussion, Senator McSpadden asked that **HB 1329** be deferred temporarily.

Senator Birdsong moved that the Senate stand recessed until 12:30 p.m., which motion was declared adopted.

*

At 12:30 p.m., the Senate reassembled with Senator Smalley presiding.

Senator Birdsong raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

GENERAL ORDER

HB 1329 was taken up for further consideration.

Senator Baldwin moved to amend **HB 1329**, page 7, line 4, by striking after the word "law" on line 4, the remainder of the paragraph, which amendment was tabled upon motion of Senator McSpadden upon a roll call as follows:

Aye: Birdsong, Bradley, Breckinridge, Dacus, Garrett, Hamilton, Hargrave, Howard, Lane, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe.—21.

Nay: Baldwin, Boecher, Field, Garrison, Grantham, McCune, Massey, Short, Stansberry, Williams.—10.

Excused: Atkinson, Baggett, Berrong, Crow, Ferrell, Graves, Ham, Holden,

Horn, Inhofe, Keels, Medearis, Murphy, Porter, Taliaferro, Terrill, Young.—17.

Senator Hamilton moved to amend **HB 1329**, page 7, line 5, by adding after the word "home" and before the word "shall" the words "if the same is situate upon land owned by him".

Senator McSpadden 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 McSpadden, **HB 1329**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1329**, as amended, was considered engrossed and placed upon third reading and final passage.

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: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Williams.—30.

Nay: Howard, Keels, Murphy, Stansberry.—4.

Excused: Atkinson, Baggett, Berrong, Crow, Graves, Ham, Inhofe, Massey, Miller, Phillips, Porter, Stipe, Terrill, Young.—14.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne,

Romang, Short, Smalley, Smith, Taliaferro, Williams.—32.

Nay: Howard, Keels, Stansberry.—3.

Excused: Atkinson, Baggett, Berrong, Crow, Graves, Ham, Inhofe, Massey, Phillips, Porter, Stipe, Terrill, Young.—13.

The emergency was declared passed.

HB 1329, as amended, was referred for engrossment.

Senator Atkinson asked to be shown present, which was the order.

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SCR 24 By Garrison, Field, Stansberry, Stipe, Baldwin and Massey of the Senate and Connor of the House—A Concurrent Resolution Memorializing the passing of Mr. T. C. "Ted" Knoop; extending condolences to his family; and directing distribution.

Senator Garrison asked that all other Members of the Senate be made coauthors of the Resolution, which was the order.

By unanimous consent, upon request of Senator Garrison, **SCR 24**, as coauthored was read at length as follows, adopted upon his motion, and ordered referred for engrossment:

SCR 24—By Garrison, Field, Stipe, Massey, Stansberry, Baldwin, Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, and Young of the Senate and Connor of the House—A Concurrent Resolution memorializing the passing of Mr. T. C. "Ted" Knoop; extending condolences to his family; and directing distribution.

WHEREAS, Mr. T. C. Knoop departed this life April 14, 1969; and

WHEREAS, Mr. Knoop, fondly and affectionately known as "Ted" by his host of friends, had been closely associated with the Legislature for twenty-five years because of his governmental and public affairs activities in behalf of The Oklahoma Retail Merchants Association, which he served as Executive Secretary; and

WHEREAS, Mr. Knoop was serving his second term as President of the Oklahoma Cerebral Palsy Association and was a member of the National Association's Board of Directors; and

WHEREAS, he served with distinction as Vice Chairman of the Oklahoma Employment Security Commission and as Vice Chairman of the Oklahoma Manpower Advisory Committee and was active in many trade associations and societies; and

WHEREAS, the Legislature desires to express its condolences to the family and appreciation for Mr. Knoop's contributions to the state.

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

SECTION 1. The members of the First Session of the Thirty-second Oklahoma Legislature do hereby express to the family of Mr. T. C. "Ted" Knoop profound regret at the loss to our state of his service and counsel and further express deep appreciation for his many lasting contributions to our great state.

SECTION 2. Duly authenticated copies of this Resolution shall be furnished to his wife, Jean, and to his daughter, Kathy.

UNANIMOUS CONSENT REQUEST

Senator Miller asked unanimous consent that **HCR 1010** be ordered withdrawn from the Committee on Education and placed

upon the Calendar, which was the order.

GENERAL ORDER

Senator Hamilton asked unanimous consent that **HB 1403** be ordered withdrawn from the Calendar and re-referred to the Committee on Education, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1188**, requesting Conference and naming Conferees as follows: Mountford, Miskelly and Witt.

Upon motion of President Pro Tempore Smith, the request of the Honorable House for a conference on **HB 1188** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1188**: Smalley, Payne and Berrong.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1297** and **1350** and **HJR 1023**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1472**, requesting Conference and naming Conferees as follows: Mountford, Miskelly and Witt.

Upon motion of President Pro Tempore Smith, the request of the Honorable House for a conference on **HB 1472** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1472**: Smalley, Payne and Berrong.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1483**, requesting Conference and referring said Bill to General Conference Committee on Appropriations.

Upon motion of President Pro Tempore Smith, the request of the Honorable House for a conference on **HB 1483** was ordered granted, the Bill to be referred to the General Conference Committee on Appropriations.

PENDING SENATE ACTION

SR 30 By Smith was called up for consideration, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 30—By Smith—A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-Second Oklahoma Legislature to appoint a committee from the members of the Senate to personally present Senate Concurrent Resolution No. 22 to the proper United States Department of Agriculture officials in Washington, D. C.; and authorizing reimbursement to committee member for travel and expenses.

WHEREAS, it is the sense of the Senate of the First Session of the Thirty-second Oklahoma Legislature that Senate Concurrent Resolution No. 22 should be personally presented by a committee of the Senate to the proper officials of the United States Department of Agriculture in Washington, D. C.

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

SECTION 1. The President Pro Tempore is hereby authorized to appoint a committee of one member of the Senate to proceed to Washington, D. C., for the purpose of contacting personally and presenting Senate Concurrent Resolution No. 22 to the proper officials of the United States Department of Agriculture. Upon return from the meeting the committee shall re-

port to the Senate an account of the matters discussed and conclusions reached concerning the request made by the Senate.

SECTION 2. Reimbursement for necessary travel and expenses shall be paid by the Senate, as provided by Senate Resolution No. 1 of the First Session of the Thirty-second Oklahoma Legislature.

President Pro Tempore Smith appointed Senator Crow as the Committee under **SR 30**.

SR 31 By Smith was called up for consideration, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 31—By Smith—A Senate Resolution relating to legislative intent in the enactment of House Bill No. 1100 (68 O. S. Supp. 1968, § 508), as regards the time for filing of reports for exemption of certain taxes on motor fuel sold and used for aircraft; stating the consensus and intent of the Senate that said act permits the filing of such reports beyond the specific deadline date, under certain circumstances, and the exemption from taxes as provided therein; and directing that a copy of this resolution be transmitted to the Chairman and members of the Oklahoma Tax Commission.

WHEREAS, House Bill No. 1100, Second Session, Thirty-first Legislature (68 O. S. Supp. 1968, § 508), provides for the exemption of aircraft motor fuel from certain motor fuel excise taxes; and

WHEREAS, said act provides that

"The failure of any distributor to file a report within ninety (90) days from the date due as provided in the Oklahoma Motor Fuel Tax Code shall cause the deduction provided by this section to be disallowed by the Tax Commission."; and

WHEREAS, no specific provision is made for said filing beyond the 90-day period when such late filing arises solely from inadvertence or scrivener's error or clerical mistake; and

WHEREAS, legislative intent regarding

such filings should be clarified for the guidance of the Oklahoma Tax Commission in the administration of said act.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. It is hereby declared the consensus of the Senate that the legislative intent is that the provisions of said House Bill 1100 permit the filing of a report on the use and sale of aviation gasoline beyond the 90-day period when it is satisfactorily explained that through inadvertence or scrivener's error or clerical mistake, the person or company selling the aviation gasoline failed to file the report and claim the exemption within the time limit provided.

SECTION 2. Be it further resolved that it is the legislative intent that the Oklahoma Tax Commission is vested with discretionary authority to accept such report and exemption, including the deduction, upon satisfactory explanation, beyond the 90 days provided in House Bill No. 1100.

SECTION 3. Be it further resolved that a duly authenticated copy of this Resolution be transmitted to the Chairman and members of the Oklahoma Tax Commission.

GENERAL ORDER

HB 1004 by Smith (Norman), et al, of the House was read and considered.

Upon motion of Senator Luton, HB 1004 was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, HB 1004 was 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: Atkinson, Baldwin, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Grantham, Ham, Hargrave, Holden, How-

ard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Romang, Smith, Stansberry, Stipe, Taliaferro, Williams.—30.

Nay: Baggett, Boecher, Garrett, Hamilton, Horn, Lane, Payne, Short, Smalley, Young.—10.

Excused: Berrong, Crow, Garrison, Graves, Massey, Medearis, Porter, Terrill.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Romang, Smith, Stansberry, Stipe, Taliaferro, Williams.—33.

Nay: Boecher, Hamilton, Horn, Lane, Payne, Short, Smalley, Young.—8.

Excused: Berrong, Crow, Graves, Massey, Medearis, Porter, Terrill.—7.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Baggett moved that the vote be reconsidered by which HB 1004, and the emergency section thereto, passed.

GENERAL ORDER

HB 1220 by Peterson, et al, of the House and Grantham and Garrett of the Senate was read and considered.

Upon motion of Senator Grantham, HB 1220 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1220 was placed upon third reading and final passage.

THIRD READING

HB 1220 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, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Excused: Crow, Graves, Holden, Inhofe, Lane, Massey, Medearis, Nichols, Porter, Stipe, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Horn, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Excused: Crow, Graves, Holden, Inhofe, Lane, Massey, Medearis, Nichols, Porter, Stipe, Terrill.—11.

The emergency was declared passed.

HB 1220 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1280 by Mountford of the House and Ham of the Senate was read and considered.

Upon motion of Senator Ham, **HB 1280** was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, **HB 1280** was placed upon 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: Atkinson, Baggett, Baldwin, Bird-

song, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Horn, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Williams, Young.—36.

Nay: Hamilton.—1.

Excused: Berrong, Crow, Graves, Holden, Inhofe, Lane, Medearis, Porter, Stansberry, Stipe, Terrill.—11.

The bill was declared passed.

HB 1280 was properly signed and ordered returned to Honorable House.

President Pro Tempore Smith presiding.

Senator Porter asked to be shown present, which was the order.

GENERAL ORDER

HB 1224 by McCune, et al, of the House and Young and Garrett of the Senate was read and considered.

Senator Howard asked to be made a coauthor of **HB 1224**, which was the order.

Upon motion of Senator Young, **HB 1224** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1224** was placed upon third reading and final passage.

THIRD READING

HB 1224 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, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—42.

Nay: Dacus, Hamilton, Porter.—3.

Excused: Crow, Stansberry, Stipe.—3.

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, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—42.

Nay: Dacus, Hamilton, Porter.—3.

Excused: Crow, Stansberry, Stipe.—3.

The emergency was declared passed.

HB 1224 was properly signed and ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORTS

The following CCR on SB 48 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 48, entitled:

(An Act relating to the water resources Board 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 its Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

No. 1. Amend the title to read as follows:

An Act relating to the Water Resources Board and making an appropriation thereto; stating the purpose; providing that the board shall fix the duties and compensa-

tion of employees; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Garrett, Grantham, Luton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Abbott, Connor, Fine, Miskelly, Odom (V. H.), Raibourn, Skeith, Sparkman, Townsend.

The following CCR on SB 52 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 52, entitled:

(Office of the Insurance Commissioner 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 House recede from its Amendment No. 2.

3. That the following Conference Committee Amendments be adopted:

No. 1. Page 1, Line 22, strike the figure "\$242,107.00" and insert the figure "\$287,107.00".

No. 2. Page 1, Line 24, strike the figure of "\$313,570.00" and insert the figure "\$358,570.00".

No. 3. Amend the title to read as follows:

An Act relating to the Office of the Insurance Commissioner and making appropriation thereto; stating the purpose; providing that the Insurance Commissioner shall fix the duties and compensation of employees; providing for the salary of

the Insurance Commissioner; providing for transfer of unappropriated funds to the General Revenue Fund; providing lapse date; providing for severability; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Garrett, Grantham, Luton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Abbott, Connor, Fine, Miskelly, Odom (V. H.), Raibourn, Skeith, Sparkman, Townsend.

The following CCR on SB 59 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 59, entitled:

(Oklahoma Indian Affairs Commission 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 its Amendment No. 1.

2. That the House recede from its Amendment No. 2.

3. That the House recede from its Amendment No. 3.

4. That the Senate concur in House Amendment No. 4.

5. That the following Conference Committee Amendments be adopted:

No. 1—Page 1, Lines 17 and 18, strike the words and figures "Forty-two Thousand Five Hundred Dollars (\$42,500.00)" and insert in lieu thereof the words and figures "Thirty-nine Thousand Nine Hundred Thirty Dollars (\$39,930.00)".

No. 2—That the Title be amended to read as follows:

An Act relating to Oklahoma Indian Affairs Commission and making an appropriation thereto; stating the purpose; providing for appointment and compensation of personnel; providing for maximum salary for the Director; amending Section 1, Chapter 244, O. S. L. 1967 (74 O. S. Supp. 1968, § 1201), creating the Oklahoma Indian Affairs Commission; providing lapse date; making provisions of act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Garrett, Grantham, Luton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Abbott, Connor, Fine, Miskelly, Odom (V. H.), Raibourn, Skeith, Sparkman, Townsend.

The following CCR on SB 98 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 98, entitled:

(State Officers and Employees 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 Senate concur in House Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

No. 1—Page 2, Line 7—Strike the word and figure "Forty (40)" and insert in lieu thereof "Thirty-seven (37)".

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Garrett, Grantham, Luton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman,

Abbott, Connor, Fine, Miskelly, Odom (V. H.), Raibourn, Skeith, Sparkman, Townsend.

PENDING CONSIDERATION OF CCRS

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 56** was declared adopted.

SB 56, as 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, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Taliaferro, Williams, Young.—41.

Excused: Baggett, Berrong, Crow, Smalley, Stansberry, Stipe, 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, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Taliaferro, Williams, Young.—41.

Excused: Baggett, Berrong, Crow, Smalley, Stansberry, Stipe, Terrill.—7.

The emergency was declared passed.

SB 56, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 57** was declared adopted.

SB 57, as 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, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Williams, Young.—37.

Excused: Baggett, Crow, Ferrell, Ham, Hamilton, Holden, Porter, Short, Stansberry, Taliaferro, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Baggett, Crow, Ham, Hamilton, Holden, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 57, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 61** was declared adopted.

SB 61, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham,

Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Excused: Baggett, Berrong, Crow, Ham, Payne, Stansberry, Taliaferro.—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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Excused: Baggett, Berrong, Crow, Ham, Payne, Stansberry, Taliaferro.—7.

The emergency was declared passed.

SB 61, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 73** was declared adopted.

SB 73, as 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, Garrison, Grantham, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Crow, Garrett,

Graves, Hamilton, McGraw, Nichols, 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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Crow, Garrett, Graves, Hamilton, McGraw, Nichols, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 73, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1100** was declared adopted.

HB 1100, as 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, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Excused: Baggett, Crow, Ferrell, Miller, Phillips, Stansberry, Taliaferro.—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, Berrong, Birdsong, Boecher, Bradley, Breckinridge,

Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—41.

Excused: Baggett, Crow, Ferrell, Miller, Phillips, Stansberry, Taliaferro.—7.

The emergency was declared passed.

HB 1100, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator McSpadden moved the adoption of the Second Conference Committee Report on **HB 1118**.

Senator Berrong, as a substitute, moved that the Senate refuse to adopt the Second Conference Committee Report on **HB 1118**, and request a further conference, which motion was declared failed of adoption.

The vote occurring upon the McSpadden motion, it was declared adopted.

HB 1118, as 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, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smith, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Berrong, Dacus, Ferrell, Hamilton, McCune, Romang, Short, Smalley, Williams.—9.

Excused: Baggett, Crow, Phillips, Stansberry.—4.

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, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smith, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Berrong, Dacus, Ferrell, Hamilton, McCune, Romang, Short, Smalley, Williams.—9.

Excused: Baggett, Crow, Phillips, Stansberry.—4.

The emergency was declared passed.

HB 1118, together with Second Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Baldwin presiding.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1124** was declared adopted.

HB 1124, as 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, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—41.

Excused: Baggett, Crow, Massey, Phillips, Stansberry, Taliaferro, 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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe,

Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—41.

Excused: Baggett, Crow, Massey, Phillips, Stansberry, Taliaferro, Terrill.—7.

The emergency was declared passed.

HB 1124, together with Conference Committee Report thereon, was ordered returned to Honorable House.

GENERAL ORDER

Senator Garrison asked unanimous consent that **HB 1082** be stricken from the Calendar, which was the order.

UNANIMOUS CONSENT REQUEST

Senator Baldwin asked unanimous consent that the Rules Committee be permitted to consider, for Committee action, **HB 1205** on the following legislative day, which was the order.

PENDING CONSIDERATION OF HAS

By unanimous consent, upon request of Senator Smalley, **SB 25**, as amended by the Honorable House, was ordered printed.

MOTION TO RECONSIDER VOTE

Senator Short asked for consideration of his motion to reconsider the vote by which **HB 1335** passed.

Senator Hamilton moved to table the Short motion, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baldwin, Birdsong, Boecher, Dacus, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Lane, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Porter, Smalley, Taliaferro, Terrill, Young.—28.

Nay: Bradley, Breckinridge, Ferrell, Garrison, Howard, Inhofe, Luton, McCune, McGraw, Murphy, Romang, Short, Smith, Williams.—14.

Excused: Baggett, Berrong, Crow, Phillips, Stansberry, Stipe.—6.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1335 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 1335** were properly signed and ordered returned to the Honorable House.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 22**—coauthored by Hunter, Harrison, Stratton and Dunn, as amended.

HAs to **SCR 22** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the Title, Page 1, Line 8½, after the word "State;" and before the word "directing", insert the word "and", and on Lines 8½ through 10½, strike the words "and authorizing travel and expenses of committee members as provided by Senate Resolution No. 1 of the First Session of the Thirty-Second Oklahoma Legislature".

AMENDMENT NO. 2. Amend Page 2, Line 25½, by deleting all of Section 3.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 32**, **SB 172**—coauthored by Thompson, McCune, Hancock, Green and Holaday, and **SB 256**, each as amended.

HA to **SB 32** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend by striking the Title, Enactment Clause and entire bill and substitute the following:

An Act relating to fees; providing for the establishing of a flat fee for service of writs, orders, process, commands and notices; providing for mileage of sheriffs and deputies in certain instances; providing for certain exceptions to charges against litigants; providing for credits to and disbursements from general fund of counties; repealing 28 O. S. 1961, § 39;

providing for operative date; establishing a fee to be charged by the clerk of the district court for preparing and transmitting the record for appellate review; amending 12 O. S. 1961, § 932, making the jury fee applicable to all cases in the district court; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The court clerk shall, in all cases, charge and collect from the litigants the following sheriff's fees, and none other, for serving or endeavoring to serve any writs, warrants, orders, process, commands or notices, or in pursuing any fugitives from justice:

Civil	\$ 5.00
Criminal	7.00

SECTION 2. The fees herein provided shall not be charged or collected in cases where no service of any nature is required or requested, or where service is made by registered mail, certified mail or publication only, and shall be paid to the court clerk by the party requesting that process issue at the time process is first requested, and shall be charged and collected one time only in each case.

SECTION 3. The fees herein provided shall be paid into the general fund of the county in which service is first served or attempted. In the event service is requested in more than one county, an additional fee of Four Dollars (\$4.00) shall be charged the litigant requesting the same and paid into the general fund of each additional county where such service is requested. In all applications filed with the district court clerk where posting of notices is required by statute, the district court clerk shall cause said notice to be posted. A fee of Two Dollars (\$2.00) plus ten cents (\$0.10) per mile shall be charged as cost for said posting, to be taxed in said application and said fee to be paid the person performing said service.

SECTION 4. The sheriff or any deputy shall receive from the general fund of his

county ten cents (\$0.10) for each mile actually and necessarily traveled in his county in serving or endeavoring to serve any writ, warrant, order, process, command or notice, or in pursuing any fugitive from justice.

SECTION 5. 28 O. S. 1961, § 39, is repealed as of the effective date of this act.

SECTION 6. The provisions of this act shall be operative from and after July 1, 1969.

SECTION 7. The clerk of the district court shall charge the sum of Ten Dollars (\$10.00) for preparing, assembling, indexing and transmitting the record for appellate review. This fee shall be paid by the party taking the appeal and shall be entered as costs in the action. If more than one party to the action shall prosecute an appeal from the same judgment or order, the fee shall be paid by the party whose petition in error is determined by the district court or by the appellate court to commence the principal appeal.

SECTION 8. 12 O. S. 1961, § 932, is amended to read as follows:

§ 932. In all civil actions in the district court, *[superior court or the county court]* OTHER THAN THOSE IN THE SMALL CLAIMS DIVISION, in which issue is joined, and testimony taken, *[there shall be taxed as costs in the case the sum of Two (\$2.00) Dollars as stenographer's fee; also,]* if a jury be demanded there shall be taxed in the district *[and superior]* court the sum of Five Dollars (\$5.00) *[and in the county court Three (\$3.00) Dollars.]* as a jury fee, which FEE shall by the clerk be collected and placed in the court fund of the county; *[provided that such]* THE jury fee shall not be entered on the docket until final judgment is rendered in such cause.

SECTION 9. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 10. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

HA to SB 172 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Line 10, by changing the number "1" after the word "Section" to "2".

HAs to SB 256 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 14, following the word "revoke" add the words "or suspend".

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 18, following the word "revoked" add the words "or suspended".

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 21, following the word "of" strike the words and figures "two (2) years" and insert the words and figures "up to one (1) year".

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 91**—Peterson added as principal House author and Wolfe (Stephen), which would make House coauthors read: Peterson, McCune and Wolfe (Stephen)—as amended.

HA to SB 91 read as follows and concurred in upon motion of Senator Smalley:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Line 18, by adding after the word "divorce," and before the word "the" the words "that part of".

SB 91, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Mc-

Graw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams.—38.

Excused: Baggett, Breckinridge, Crow, Garrett, Holden, McSpadden, Stansberry, Stipe, Taliaferro, Young.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams.—38.

Excused: Baggett, Breckinridge, Crow, Garrett, Holden, McSpadden, Stansberry, Stipe, Taliaferro, Young.—10.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 1377 by Cate of the House and Smalley of the Senate was read and considered.

Senator McGraw moved to amend **HB 1377**, on page 2, line 8, by striking the numerals "1964" and substituting therefor the numerals "1968" which amendment was tabled upon motion of Senator Ferrell.

Senator Field moved to amend **HB 1377**, page 2, line 8, by striking the numerals "1964" and substituting therefor the numerals "1967" which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1377**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1377** was considered engrossed and placed upon third reading and final passage.

Senator Short moved that the vote be reconsidered by which **HB 1377** was considered engrossed and placed upon third reading and final passage, which motion was tabled upon motion of Senator Smalley.

THIRD READING

HB 1377 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Bradley, Dacus, Ferrell, Field, Garrett, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams.—32.

Excused: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Crow, Garrison, Grantham, Graves, Ham, Inhofe, Martin, Stansberry, Taliaferro, Terrill, Young.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Bradley, Dacus, Ferrell, Field, Garrett, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Williams.—32.

Excused: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Crow, Garrison, Grantham, Graves, Ham, Inhofe, Martin, Stansberry, Taliaferro, Terrill, Young.—16.

The emergency was declared passed.

HB 1377, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 186**—coauthored by Bradley, as amended.

HA to SB 186 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1,

Section 1, Lines 25 and 26, by inserting after the word "truck" on line 25, the words "with a laden weight of eight thousand (8,000) pounds or less", and by striking the words "or instructor" on line 26.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 171, 249 and 250**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 21 and 23**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1027, 1236, 1297, 1350 and HJR 1023**.

The above numbered Enrolled Bills and/or Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1442**, requesting Conference and naming Conferees as follows: Mountford, Greenhaw and Tarwater.

Upon motion of Senator Berrong, the request of the Honorable House for a conference on **HB 1442** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1442**: Berrong, Inhofe and Dacus.

Senator McSpadden presiding.

GENERAL ORDER

HB 1471 by Thompson, et al, of the House and Short of the Senate was read and considered.

Senator Bradley raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

Senator Smalley, joined by Senators Murphy, Ham, Hamilton, Smith, Birdsong, Nichols, Garrett and Hargrave moved to amend **HB 1471**, page 41, beginning on line 8, by striking the Emergency Section and substituting therefor the language "The effective date of this act shall be January 1, 1970" and by amending the title to conform thereto, which amendment was declared adopted.

Senator Romang moved to amend **HB 1471**, page 41, line 3½, by inserting a new section to read as follows: "Section 38. Wherever this Act provides that the court clerk shall mail notice, the said mailing shall be sufficient if done by the attorney of the executor or administrator or applicant involved and an affidavit thereof shall be filed in the case" and by renumbering the subsequent sections accordingly, which amendment was declared adopted.

Upon motion of Senator Short, **HB 1471**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1471**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1471 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Bradley, Dacus, Ferrell, Field, Garrett, Ham, Hamilton, Hargrave, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stipe.—27.

Nay: Birdsong, Boecher, Medearis, Smalley.—4.

Excused: Baggett, Baldwin, Berrong, Breckinridge, Crow, Garrison, Grantham, Graves, Holden, Howard, Inhofe, Martin,

Stansberry, Taliaferro, Terrill, Williams, Young.—17.

The bill was declared passed.

HB 1471, as amended, was referred for engrossment.

GENERAL ORDER

HB 1333 by Payne, et al, was read and considered.

Senator Hamilton asked to be made the Senate Author of **HB 1333**, which was the order.

Senator Miller asked to be added as a coauthor, of **HB 1333**, which was the order.

Senator Short moved to amend **HB 1333**, page 11, line 12, by inserting after the semi-colon (;) and before the word "or" the language "provided, however, the Board may for good cause shown, waive any part or all of the requirements stated in Section B hereinabove;" which amendment was declared adopted.

Upon motion of Senator Hamilton, **HB 1333**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1333**, as amended, was considered engrossed and 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: Atkinson, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams.—38.

Nay: Baldwin, Bradley, Garrison.—3.

Excused: Baggett, Berrong, Breckinridge, Crow, Stansberry, Taliaferro, Young.—7.

The bill was declared passed.
HB 1333, as amended, was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 112** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred Senate Bill **112** by McSpadden of the Senate, entitled:

An act relating to revenue and taxation; providing carrier sales made directly to consumers or users of newspapers or any other periodicals exempt from the Oklahoma Sales Tax Code; and declaring an emergency,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Amendments Nos. 1, 2 and 3.

2. That the following Conference Committee Amendment be adopted:

No. 1—Page 2, Line 28—after the word “periodicals” insert the following language “where any individual transaction does not exceed twenty-five cents (\$0.25).”

FOR THE SENATE: McSpadden, Massey, Ferrell.

FOR THE HOUSE: Sanguin, Harrison, Allard.

MESSAGE FROM THE HOUSE

Advising fourth reading of and trans-

mitting for signature Enrolled HBs **1220** and **1280**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

There being matters on the President's desk for the consideration of the Senate in Executive Session, it was upon motion of Senator Terrill that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with Senator McSpadden presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Porter, advised and consented to the confirmation of the executive nomination of Dr. CHARLES N. ATKINS, Oklahoma City, as member of the Human Rights Commission, to serve a three (3) year term ending July 15, 1971, and effective upon Senate confirmation. Dr. Atkins succeeds Msgr. A. A. Isenbart.

Senator Terrill 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 129**—coauthored by Abbott—**SBs 233, 253, SB 307**—coauthored by Conaghan and Atkins—**SB 308**—coauthored by Hancock, and **SB 353**.

The above numbered Bills were referred for enrollment.

As provided under the Terrill motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

The American Medical Association is a non-profit corporation organized for the purpose of promoting the interests of the medical profession and the public health. It was organized in 1847 and has since that time been the leading organization of the medical profession in the United States.

The Association is composed of more than 50,000 members, who are organized into local, state, and national societies. The Association's principal activities are the publication of the Journal of the American Medical Association, the holding of annual conventions, and the promotion of medical education and research. The Association also maintains a large library of medical books and journals, and it has a number of other departments and committees which are engaged in various activities for the benefit of the medical profession and the public.

The Association's financial resources are derived from the contributions of its members, from the sale of its publications, and from the income of its various departments and committees. The Association's income for the year ending in 1918 was approximately \$1,000,000, and its assets were approximately \$2,000,000.

The Association's principal office is located in Chicago, Illinois, and it has a number of other offices in various parts of the United States. The Association's work is carried on through a number of committees and departments, which are headed by officers elected by the members of the Association.

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Fifty-eighth Legislative Day

Wednesday, April 16, 1969

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor Nigh.

Upon roll call, the following members were present:

Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baggett, Breckinridge, Crow, Garrison, Grantham, Ham, Inhofe, Luton, Porter, Stansberry, Stipe.—11.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SB 282 and SB 304—Coauthored by McCune, Bamberger, Tabor, Clemons, Lindstrom and Atkins, each as amended.

HA to SB 282 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 34, by striking the word "purpose" and substituting the word "office".

HA to SB 304 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Title to read as follows: "AN ACT RELATING

TO CIVIL PROCEDURE AND THE SMALL CLAIMS PROCEDURE; AMENDING SECTIONS 1 AND 3, CHAPTER 322, O. S. L. 1968 (12 O. S. SUPP. 1968, § § 1751 AND 1753), TO PROVIDE THAT ACTIONS FOR REPLEVY OF PERSONAL PROPERTY AND/OR POSSESSION OF REAL PROPERTY MAY BE BROUGHT UNDER SMALL CLAIMS ACT; PROVIDING FOR COURT COST IN CASES PERTAINING TO REPLEVY OF PERSONAL PROPERTY AND POSSESSION OF REAL ESTATE; PROVIDING SUCH ACTIONS IN REM MAY BE JOINED WITH ACTIONS FOR RECOVERY OF MONEY; PROVIDING FORM FOR AFFIDAVIT AND ORDER; PROVIDING FOR ISSUANCE OF WRIT OF ASSISTANCE; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 27, by adding a new sentence at the end of the section to read as follows: "Provided that the court cost including the rendition of judgment in an action to replevy personal property or for possession of real property shall be the sum of Ten Dollars (\$10.00) and in the event a jury or reporter is required that the additional fee shall be as now provided in the small claims act."

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1413, 1416 and 1467, as amended.

MESSAGES FROM THE HOUSE

Transmitting herewith Motion by Goodfellow, et al, of the House and Baldwin of the Senate for adoption and concurrence

by the Honorable Senate in the issuance of Concurrent Citation No. 8, by the Oklahoma State Legislature, to Keith Handke.

Upon motion of Senator Baldwin, the Senate adopted the motion for the issuance of said Concurrent Citation.

Senator Baldwin Presiding.

House concurrent Citation No. 8 was properly signed and ordered returned to the Honorable House.

CITATION

Upon motion of Senator McCune, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Irwin C. McLendon, M. D., of Oklahoma City for serving as Doctor of the Day, April 15, 1969.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

President Nigh Presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 26 and **SCR 24** each correctly engrossed.

SBs 91, 146, 156, 290, 318, 319, 345 and **SR 30** each correctly enrolled.

Engrossed **SCR 24** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 91, 146, 156, 290, 318, 319** and **345** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 30** was properly signed and ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1100, 1118, 1124, 1224, 1413, 1416** and **1467**.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

By unanimous consent the following Bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 379—Finance and Commerce.

DO PASS, as amended:

HB 1205—Rules

PENDING SENATE ACTION

HCR 1010 by Abbott was taken up for consideration.

Senator Miller asked unanimous consent that he be shown Senate Author of **HCR 1010**, which was the order.

HCR 1010, as coauthored, was read at length and adopted upon motion of Senator Miller.

HCR 1010, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1312 by Holaday, et al, of the House and Short and Garrett of the Senate was read and considered.

Upon motion of Senator Short, **HB 1312** was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **HB 1312** was placed upon third reading and final passage.

THIRD READING

HB 1312 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, Dacus, Ferrell, Field, Graves, Hargrave, Holden, Howard, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Taliaferro, Terrill, Williams.—32.

Nay: Hamilton, Horn.—2.

Excused: Baggett, Breckinridge, Crow, Garrett, Garrison, Grantham, Ham, Inhofe, Luton, Porter, Smalley, Stansberry, Stipe, Young.—14.

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, Dacus, Ferrell, Field, Graves, Hargrave, Holden, Howard, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Taliaferro, Terrill, Williams.—32.

Nay: Hamilton, Horn.—2.

Excused: Baggett, Breckinridge, Crow, Garrett, Garrison, Grantham, Ham, Inhofe, Luton, Porter, Smalley, Stansberry, Stipe, Young.—14.

The emergency was declared passed.

HB 1312 was properly signed and ordered returned to Honorable House.

Senators Baggett, Garrison, Stipe, Luton, Ham and Inhofe asked to be shown present, which was the order.

GENERAL ORDER

HB 1162 by Sandlin, et al of the House and Short of the Senate was read and considered.

Senator Stipe moved that **HB 1162** be stricken from the Calendar, against which Senator Romang raised a point of order, stating the motion was not in writing.

Senator Ferrell moved to amend **HB 1162** by striking the title, which amendment was declared adopted.

Senator Stipe submitted in writing a motion to strike **HB 1162** from the Calendar which motion was tabled upon motion of Senator Baldwin.

Upon motion of Senator Short, **HB 1162**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Short, **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, Birdsong, Bradley, Ferrell, Field, Garrett, Garrison, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smith, Stipe, Williams, Young.—29.

Nay: Baggett, Baldwin, Berrong, Boecher, Dacus, Graves, Ham, Hargrave, Taliaferro, Terrill.—10.

Excused: Breckinridge, Crow, Grantham, Holden, McGraw, Massey, Porter, Smalley, Stansberry.—9.

The bill was declared passed.

HB 1162, as amended, was referred for engrossment.

Senator Hamilton presiding.

GENERAL ORDER

HB 1412 by Raibourn, et al, of the House and Atkinson of the Senate was read and considered.

Upon motion of Senator Field, **HB 1412** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 1412** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1412 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, Graves, Hamilton, Hargrave, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Massey, Me-

dearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Baldwin, Berrong, Horn, Luton, Martin.—5.

Excused: Breckinridge, Crow, Grantham, Ham, Holden, Phillips, Porter, Stansberry.—8.

The bill was declared passed.

HB 1412, as amended, was referred for engrossment.

GENERAL ORDER

HB 1200 by Ferguson of the House and Inhofe of the Senate was read and considered.

Upon motion of Senator Inhofe, **HB 1200** was advanced to engrossment.

By unanimous consent, upon request of Senator Inhofe, **HB 1200** was considered engrossed and 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, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Nay: Stipe.—1.

Excused: Breckinridge, Crow, Grantham, Ham, Holden, Nichols, Phillips, Porter, Stansberry.—9.

The bill was declared passed.

HB 1200, as amended, was referred for engrossment.

GENERAL ORDER

HB 1213 by Ferguson, et al, of the House

and Inhofe of the Senate was read and considered.

Upon motion of Senator Inhofe, **HB 1213** was advanced to engrossment.

By unanimous consent, upon request of Senator Inhofe, **HB 1213** was 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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Crow, Grantham, Ham, Phillips, Porter, Stansberry.—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, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Breckinridge, Crow, Grantham, Ham, Phillips, Porter, Stansberry.—7.

The emergency was declared passed.

HB 1213 was properly signed and ordered returned to Honorable House.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Martin, the Senate concurred in **HA** to Engrossed **SB 186**.

SB 186, 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, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Taliaferro, Terrill, Williams.—36.

Nay: Baldwin, Horn, McCune, Short.—4.

Excused: Berrong, Breckinridge, Crow, Ham, Porter, Stansberry, Stipe, Young.—8.

The bill, as amended, was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Grantham asked to be shown present, which was the order.

Upon motion of Senator Smalley, the Senate concurred in **HA** to Engrossed **SB 25**.

SB 25, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Nay: Keels.—1.

Excused: Baggett, Breckinridge, Crow, Ham, Horn, Luton, Phillips, Porter, Stansberry, Taliaferro.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Nay: Keels.—1.

Excused: Baggett, Breckinridge, Crow, Ham, Horn, Luton, Phillips, Porter, Stansberry, Taliaferro.—10.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Stansberry asked to be shown present, which was the order.

Upon motion of Senator Inhofe, the Senate concurred in **HAS** to Engrossed **SB 248**.

SB 248, 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, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Excused: Baggett, Bradley, Breckinridge, Crow, Ham, Luton, Phillips, Porter, Taliaferro.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamil-

ton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Baggett, Bradley, Breckinridge, Crow, Ham, Phillips, Porter, Taliaferro.—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 Murphy, the Senate concurred in **HA** to Engrossed **SB 172**.

SB 172, 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, Birdsong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Baggett, Bradley, Breckinridge, Crow, Ham, Phillips, Porter, Taliaferro.—8.

The bill, as amended, was declared passed.

House Amendment was 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 32**.

SB 32, 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, Birdsong, Boecher, Dacus, Ferrell, Garrett, Garrison,

Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—36.

Nay: Field, Horn, Keels.—3.

Excused: Baggett, Berrong, Bradley, Breckinridge, Crow, Martin, Phillips, Porter, Taliaferro.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Birdsong, Boecher, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—36.

Nay: Field, Horn, Keels.—3.

Excused: Baggett, Berrong, Bradley, Breckinridge, Crow, Martin, Phillips, Porter, Taliaferro.—9.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Atkinson, the Senate concurred in **HAs** to Engrossed **SB 256**.

SB 256, 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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Crow, Keels, Luton, Payne, Phillips, Porter, Smith, Taliaferro.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Berrong, Boecher, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Romang, Short, Smalley, Stansberry, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Crow, Keels, Luton, Payne, Phillips, Porter, Smith, Taliaferro.—12.

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

HBs 1172, 1329, 1377 and 1471 each correctly engrossed.

SR 31 correctly enrolled.

Engrossed SAs to and Engrossed HBs 1172, 1329, 1377 and 1471, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled SR 31 was properly signed and ordered transmitted to the Secretary of State.

Senator Terrill moved that the Senate stand recessed until 12:30 p.m., which motion was declared adopted.

*

At 12:30 p.m., the Senate reassembled with President Pro Tempore Smith presiding.

Senator Terrill raised the question of "no quorum".

The President Pro Tempore ordered the roll called and declared a quorum was present.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 16, 1969, of Enrolled SBs 51 and 60 entitled:

SB 51—by McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Liquefied Petroleum Gas Board and making appropriations thereto; *** and declaring an emergency.

SB 60—by McSpadden, Massey and Inhofe of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Human Rights Commission and making appropriations thereto; *** and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 91, 146, 156, 290, 318, 319 and 345.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 224, coauthored by Skeith; SB 225, coauthored by Skeith; SB 226, coauthored by Skeith; SB 263, coauthored by Raibourn; and SB 357.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 275, as amended.

HA to SB 275 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 28 and 29, by striking all of the language after the word "cause," on Line 28, and striking all the language through the word "strike" on Line 29, and substituting the following language in lieu thereof: "each side of the lawsuit shall exercise its pre-emptory challenges out of the hearing of the jury by alternately striking".

CONFERENCE COMMITTEE REPORT

The following CCR on SB 145 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred SB 145 By Young, entitled:

To modify procedures and prescribing minimum bond applicable to reckless driving; enacting, as new, provisions that arrest and detention of a person for violating a state traffic law shall occur only under certain conditions; providing methods and procedures for posting bail; and declaring an emergency,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows: that Amendment No. 1 adopted by the House of Representatives be approved except that Section 8 of said amendment be stricken and the following amendment be adopted:

SECTION 8. Whenever a person is arrested by a law enforcement officer for a bondable traffic violation and the arrested person does not post bail in one of the methods provided for in Section 1114.1 of this act, the officer shall issue a citation to such person to appear in court under the provisions of Section 209 of Title 22 of the Oklahoma Statutes, unless:

(a) such person fails to identify himself satisfactorily;

(b) such person refuses to acknowledge receipt of such citation by signing it;

(c) arrest or detention is necessary to prevent imminent harm to such person or to another;

(d) such person had no ties to this state reasonably sufficient to assure his appearance or that there is a substantial

likelihood that he will refuse to respond to a citation;

(e) such person previously has failed to appear in response to a citation for an offense other than a minor one such as a parking violation.

FOR THE SENATE: Young, Grantham, Garrison.

FOR THE HOUSE: McCune, Sparkman, Sandlin.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1333 correctly engrossed.

SBs 129, 233, 253, 307, 308 and 353 each correctly enrolled.

Engrossed SAs to and Engrossed HB 1333, as amended, was properly signed and ordered returned to the Honorable House.

Enrolled SBs 129, 233, 253, 307 and 353 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Romang presiding.

Enrolled SB 308 was, 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 returning Engrossed SB 356, as amended.

HAs to SB 356 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Line 30, by deleting "and attached to the abstract".

AMENDMENT NO. 2. Amend Page 2, Line 34, by deleting the word "shall" and substituting the word "may".

AMENDMENT NO. 3. Amend Page 2, Line 35, by substituting after the word "Department" and before the word "returned" the word "or" for the word "and".

AMENDMENT NO. 4. Amend Page 2,

Lines 35 and 36, by substituting after the word "is" and before the period the word "completed" for the word "satisfied".

AMENDMENT NO. 5. Amend Page 4, Line 16, by striking the period and adding a semi-colon and adding the following language: "provided that no loan in excess of Fifty Thousand Dollars (\$50,000.00) shall be made."

AMENDMENT NO. 6. Amend Title, Line 15, by changing the period to a semi-colon and add the following: "AND PRESCRIBING MAXIMUM AMOUNT OF LOAN TO BE MADE."

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1248—By Mountford—An Act relating to the State Board of Public Affairs; amending 74 O. S. 1961, § 66; prohibiting members of State Board of Public Affairs from engaging in other business or entering into contracts; and prohibiting said members from engaging in certain political activities.

The above numbered HB was read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 24**—Coauthored by Andrews and entire House Membership.

The above numbered Resolution was 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 1101, 1105, 1114 and 1442**.

CONFERENCE COMMITTEE REPORTS

The following CCR on **HB 1101** 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 1101, entitled:

An Act relating to public Education; making appropriations to the State Board for Vocational and Technical Education; ***; 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 Amendment No. 1.

SENATE CONFEREES: McSpadden, chairman, Baldwin, Bradley, Garrett, Luton, Martin, Massey, Medearis, Smalley.

HOUSE CONFEREES: Willis, chairman, Cate, Fine, Greenhaw, Hesser, Miskelly, Odom (V. H.), Odom (Martin), Sparkman.

The following CCR on **HB 1105** 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. 1105, entitled:

(An Act relating to the State Veterans; 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 all Senate Amendments, and that the following Conference Committee amendments be adopted:

1. Restore title to read as follows:

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; providing for administration of affairs of the State Veterans Department, and each of the institutions listed in this Act; providing for appointment and compensation of personnel; providing for authority to enter into agreements with the Vocational Rehabilitation division of the Oklahoma Public Welfare Department, 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; repealing all Acts in conflict herewith; and declaring an emergency.

2. Page 2, Line 12, strike the figure "\$559,405.00" and insert in lieu thereof the figure "\$571,405.00"

3. Page 2, Line 14, strike the figure "228,890.00" and insert in lieu thereof the figure "240,890.00"

4. Page 2, Lines 29 and 30, strike the words and figures "One Hundred Forty-five Thousand Dollars (\$145,000.00)" and insert in lieu thereof the words and figures "One Hundred Sixty Thousand Dollars" (\$160,000.00)"

SENATE CONFEREES: McSpadden, chairman, Baldwin, Bradley, Garrett, Lutton, Martin, Massey, Medearis, Nichols, Smalley.

HOUSE CONFEREES: Willis, chairman, Cate, Fine, Greenhaw, Hesser, Miskelly, Odom (V. H.), Odom (Martin), Sparkman.

The following CCR on HB 1114 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 1114, entitled:

An Act making the Department of Labor,

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 and the following Conference Committee Substitute be adopted:

CCS for HB 1114—By Willis, et al of the House and McSpadden and Massey of the Senate.

An Act relating to the office of the Department of Labor and making appropriations thereto; stating the purpose; providing that the Commissioner of Labor shall fix the duties and compensation of employees within certain limitations; providing lapse date; 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 Office of the Department of Labor, 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 imposed upon the Office of the Department of Labor, by law:

	Fiscal Year
	Ending
	June 30, 1970
Personal Services (Including retirement costs)	\$158,012.00
Operating Expense	47,045.00
Total	\$205,057.00

SECTION 2. The Commissioner of Labor shall appoint and fix the duties and

compensation of the employees necessary to perform the duties imposed upon the Department of Labor by law, payable from the appropriation made by Section 1 of this Act, in accordance with the following schedule:

TITLE	NUMBER AUTHOR- IZED	MINI- MUM	MAXI- MUM
Commissioner of Labor	1	\$9,200.00	\$9,200.00
Assistant Commissioner	1	8,400.00	9,000.00
Secretary to Commissioner	1	3,900.00	4,800.00
Chief Safety Engineer	1	6,800.00	8,400.00
Assistant Chief Safety Engineer	1	6,900.00	7,800.00
Boiler Safety Engineer	3	5,100.00	6,000.00
Factory Safety Engineer	7	5,100.00	6,000.00
Women and Chil- dren Inspectors	2	4,500.00	5,100.00
Financial Sec- retary	1	5,400.00	6,600.00
Stenographer- Clerk	5	3,600.00	4,500.00
Statistician and Wage Clerk	1	5,100.00	6,000.00
Auditor, Pre- vailing Wages	1	5,100.00	6,000.00
Total	25		

SECTION 3. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for 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. 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: McSpadden, Chairman, Baldwin, Bradley, Garrett, Luton, Martin, Massey, Medearis, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Fine, Greenhaw, Hesser, Miskelly, Odom (V. H.), Odom (Martin), Sparkman.

The following CCR on HB 1442 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1442, and Engrossed Senate Amendments thereto, by Mountford entitled:

An Act relating to Insurance; amending 35 O.S. 1961, § § 616 and 2107; providing for filing of Articles of Incorporation of Domestic Insurance Companies with Secretary of State; providing for prior approval of Insurance Commissioner; prohibiting Insurance Commissioner from approving or renewing Articles of Incorporation where same provide for issuance of non-voting shares of common stock; prohibiting Insurance Commissioner from issuing or renewing Certificate of Authority to any insurance corporation which issues or has outstanding shares of nonvoting capital stock,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from Amendment No. 1.

That the Senate recede from Amendment No. 2, and

That the following conference committee substitute be adopted.

CCS for HB 1442—by Mountford—An Act relating to Insurance; amending 36 O.S. 1961, § § 616 and 2107; providing for filing of Articles of Incorporation of Domestic Insurance Companies with Secretary of State; providing for prior approval of Insurance Commissioner; prohibiting Insurance Commissioner from approving or renewing Articles of Incorporation where same provide for issuance of nonvoting shares of common stock; prohibiting Insurance Commissioner from issuing or renewing Certificate of Authority to any Insurance Corporation which issues or has outstanding shares of nonvoting capital stock.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 36 O. S. 1961, § 616, is amended to read as follows:

§ 616. A. If upon completion of application the Insurance Commissioner finds that the insurer has met the requirements for and is entitled thereto under this code, he shall issue to the insurer a proper certificate of authority; if he does not so find, the Insurance Commissioner shall issue his order refusing such certificate. THE INSURANCE COMMISSIONER SHALL NOT ISSUE OR RENEW A CERTIFICATE OF AUTHORITY TO ANY DOMESTIC INSURANCE CORPORATION UNLESS EACH OF THE SHAREHOLDERS OF THE COMMON CAPITAL STOCK THEREOF IS ENTITLED AT THE SHAREHOLDERS MEETINGS TO ONE VOTE FOR EACH SHARE STANDING IN THEIR NAME IN THE BOOKS OF THE CORPORATION. The Insurance Commissioner shall act upon an application for a certificate of authority within thirty (30) days after its completion.

B. The certificate, if issued, shall specify the kind or kinds of insurance the insurer is authorized to transact in Oklahoma. At the insurer's request, the Insurance Commissioner may issue a certificate of authority limited to particular types of insurance included within a kind of insurance as defined in this code.

SECTION 2. 36 O. S. 1961, § 2107, is amended to read as follows:

§ 2107. A. The articles of incorporation shall be filed in the office of the Secretary of State, and certified copies thereof shall be filed with the Insurance Commissioner. Articles of incorporation shall be approved by the Insurance Commissioner before they are filed in the office of the Secretary of State. THE INSURANCE COMMISSIONER SHALL NOT APPROVE OR RENEW ANY ARTICLES OF INCORPORATION WHICH PROVIDE FOR THE ISSUANCE OF SHARES OF COMMON CAPITAL STOCK TO ANY SHAREHOLDER UNLESS SUCH SHAREHOLDER SHALL BE ENTITLED AT THE SHAREHOLDERS MEETINGS TO ONE VOTE FOR EACH SHARE STANDING IN THE NAME OF SUCH SHAREHOLDER IN THE BOOKS OF THE CORPORATION.

B. Upon completion of such filing as to the articles of incorporation, the Secretary of State shall issue to the corporation a certificate of incorporation. Such corporation shall not transact business as an insurer until it has applied for and received from the Commissioner a certificate of authority as provided by this code.

FOR THE SENATE: Berrong, Inhofe, Dacus.

FOR THE HOUSE: Mountford, Greenhaw, Tarwater.

THIRD READING

HB 1431 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, Graves, Ham, Hamilton, Hargrave, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—35.

Nay: Garrison.—1.

Excused: Baldwin, Berrong, Breckinridge, Crow, Grantham, Holden, Horn, Howard, Massey, Phillips, Porter, Young.—12.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

Senator Garrison asked unanimous consent that the Rules be suspended for the purpose of reconsidering the vote by which **HB 1431** passed, which was the order.

As provided under Rule 19-b Senator Garrison moved that the vote be reconsidered by which **HB 1431** passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—38.

Excused: Baldwin, Berrong, Breckinridge, Crow, Horn, Massey, Miller, Phillips, Porter, Young.—10.

THIRD READING

Senator Garrison moved that the vote be reconsidered by which **HB 1431** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Garrison, the vote was reconsidered by which **HB 1431** was advanced to engrossment.

GENERAL ORDER

HB 1431 was considered further.

Senator Garrison moved to amend **HB 1431**, as amended by the Senate on April 15, 1969, the Xerox Copy thereof, on page 1, line 16, by striking the words "except docket books" and reinserting same at the end of said line 16, and by placing commas before and after said words, and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Garrett, **HB 1431** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1431**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1431 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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—41.

Excused: Baldwin, Breckinridge, Crow, Massey, Phillips, Porter, Young.—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, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley,

Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—41.

Excused: Baldwin, Breckinridge, Crow, Massey, Phillips, Porter, Ycung.—7.

HB 1431, as amended, was referred for engrossment.

The emergency was declared passed.

GENERAL ORDER

HB 1179 by Hargrave, et al of the House and Hargrave of the Senate was read and considered.

Senators Short and Bradley asked to be made coauthors of **HB 1179**, which was the order.

Senator Hargrave, joined by Senator Garrison, moved to amend **HB 1179**, page 5, line 8, by inserting after the word "when" and before the word "going" the word "unloaded," which amendment was declared adopted.

Senator Boecher moved to amend **HB 1179**, page 5, line 11, by inserting after the word "when" and before the word "going" the word "unloaded," which amendment was declared adopted.

Senator Boecher moved to amend **HB 1179**, page 8, line 3, by adding after the word "unloaded" the sentence "An unloaded firearm shall mean any firearm that does not have a loaded projectile in the barrel of such firearm".

Senator Smalley, as a substitute for the Boecher amendment, moved to amend **HB 1179**, page 7, beginning on line 18, by deleting all of Section 12, and by renumbering the remaining sections accordingly.

Senator Hargrave moved to table the Smalley substitute amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Boecher, Bradley, Garrison, Grantham, Hargrave, Holden, McCune, McGraw, Medearis, Payne, Short.—13.

Nay: Atkinson, Baggett, Birdsong, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Horn, Keels, Lane, Luton, McSpad-

den, Martin, Murphy, Romang, Smalley, Stipe, Taliaferro, Williams, Young.—22.

Excused: Breckinridge, Crow, Garrett, Howard, Inhofe, Massey, Miller, Nichols, Phillips, Porter, Smith, Stansberry, Terrill.—13.

The vote occurring upon the Smalley substitute amendment, it was declared adopted.

Senator Atkinson moved to amend **HB 1179**, page 6, beginning on line 6, by striking all of Section 8, and by renumbering the remaining sections accordingly, which amendment was tabled upon motion of Senator Hargrave.

Senator Boecher, joined by Senator Field, moved to amend **HB 1179**, page 5, line 17½ by inserting a new subsection to read as follows: "(k) an unloaded firearm shall mean any firearm that does not have a loaded projectile in the chamber capable of being fired" and by amending the title to conform thereto, which amendment was declared adopted.

Senator Lane, joined by Senator Smalley, moved to amend **HB 1179**, page 8, beginning on line 4, by striking all of Section 13, and by renumbering the remaining sections accordingly, which amendment was declared adopted.

Senator Hargrave moved to amend **HB 1179**, page 10, line 9, by adding after the word "stage" and before the word "television" the word "rodeo," which amendment was declared adopted.

Senator Garrison, joined by Senator Hargrave, moved to amend **HB 1179**, page 12, line 6½, by inserting a new section to read as follows: "Section 20. The provisions of this Act are severable, and if any part or provision hereof 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" and by renumbering the remaining sections accordingly, which amendment was declared adopted.

Senator Garrison, joined by Senator

Hargrave, moved to amend **HB 1179**, page 12, line 7, by changing the number "21" to the number "19" which amendment was declared adopted.

Senator Garrison, joined by Senator Hargrave, moved to amend **HB 1179**, page 12, line 9, by striking after the word "felony," the remainder of line 9, all of lines 10, 11, and 12, and substituting therefor the language "and a conviction thereof shall be punishable by a fine of not more than Five Thousand Dollars (\$5,000.00), or by imprisonment in the state penitentiary for not less than one (1) year or more than ten (10) years, or by both such fine and imprisonment" which amendment was declared adopted.

Senator Horn moved to amend **HB 1179**, page 8, beginning on line 17, by striking all of Section 14, and by renumbering the remaining sections accordingly, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1179**, page 10, line 2, by inserting after the word "authorities" and before the word "in" the words "and employees of the Department of Corrections" which amendment was declared adopted.

Upon motion of Senator Hargrave, **HB 1179**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **HB 1179**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1179 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Bradley, Garrett, Garrison, Grantham, Hargrave, Howard, McGraw, Miller, Nichols, Short, Smalley.—12.

Nay: Atkinson, Berrong, Birdsong, Boecher, Dacus, Ferrell, Field, Graves, Ham, Hamilton, Horn, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Mur-

phy, Payne, Romang, Stansberry, Stipe, Terrill, Williams.—25.

Excused: Baldwin, Breckinridge, Crow, Holden, Inhofe, Massey, Phillips, Porter, Smith, Taliaferro, Young.—11.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Short moved that the vote be reconsidered by which **HB 1179**, as amended, failed of passage.

GENERAL ORDER

HB 1046 by Sparkman of the House and McSpadden of the Senate was read and considered.

Senator Keels moved to amend **HB 1046**, page 1, line 7 of the Title, by striking the word "reserved" and substituting therefor the word "received" which amendment was declared adopted.

Senator Short, joined by Senator McCune, moved to amend **HB 1046**, page 4, beginning on line 6, by striking the words and figures "Twenty-five percent (25%)" and substituting therefor the words and figures "fifteen percent (15%)" which amendment was tabled upon motion of Senator Baggett upon a roll call as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Dacus, Field, Garrett, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Terrill, Young.—28.

Nay: Ferrell, Garrison, Hamilton, Inhofe, McCune, McGraw, Romang, Short, Stansberry, Stipe, Williams.—11.

Excused: Baldwin, Breckinridge, Crow, Hargrave, Lane, Massey, Phillips, Porter, Taliaferro.—9.

Senator Keels, joined by Senators Stansberry, Smith, Howard, Birdsong, Hargrave, Atkinson, Baggett and Garrett, moved to amend **HB 1046**, page 3, line 17, by inserting after the "period (.)" and be-

fore the word "Provided" the language "Provided that candidates in counties over three hundred thousand population according to the last Federal Decennial Census, or any future such census, shall deposit a cashier's check or certified check in the amount of Five Hundred Dollars (\$500.00) in lieu of a petition of electors instead of Fifty Dollars." and by inserting on line 17, after the word "Provided" and before the word "that" the word "further" which amendment was declared adopted.

Upon motion of Senator McSpadden, **HB 1046**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1046**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1046 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, Field, Garrett, Grantham, Ham, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Massey, Medearis, Miller, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—27.

Nay: Dacus, Ferrell, Garrison, Graves, Hamilton, Inhofe, McCune, McGraw, Martin, Murphy, Romang, Short, Stipe, Williams.—14.

Excused: Baldwin, Berrong, Breckinridge, Crow, Hargrave, Phillips, Porter.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Boecher, Bradley, Field, Garrett, Grantham, Ham, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Massey, Medearis, Miller, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—27.

Nay: Dacus, Ferrell, Garrison, Graves, Hamilton, Inhofe, McCune, McGraw, Martin, Murphy, Romang, Short, Stipe, Williams.—14.

Excused: Baldwin, Berrong, Breckinridge, Crow, Hargrave, Phillips, Porter.—7.

The emergency was declared failed of passage.

HB 1046, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1232** and **1312**.

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 1010**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

COMMITTEE REPORT

The following report of the Investigating Committee appointed pursuant to **SCR 8** was submitted and, upon motion of Senator Grantham, ordered incorporated herein:

TO: The Honorable Finis W. Smith,
President Pro Tempore of the
Oklahoma State Senate,
and

The Honorable Rex Privett,
Speaker of the
Oklahoma House of Representatives

We, the undersigned members of the Investigating Committee, appointed by the chairmen of the respective Judiciary Committees of the Oklahoma State Senate and the Oklahoma House of Representatives and approved by you under the authority of Senate Concurrent Resolution No. 8, have completed our investigation and here-

with submit our report in compliance with said resolution.

The authorization for this investigation is relatively narrow in scope, according to the terms and provisions of said resolution, being limited to the activities of members of the Oklahoma Highway Commission and other persons acting under their direction or supervision of said Commission as to the alleged unethical solicitation of campaign contributions and other improper conduct. However, all complaints received by any member of the Committee were called to the attention of the entire Committee and the person making such complaint was given an opportunity to appear before the Committee or to make the complaint under oath with supporting evidence, at the discretion of the Committee as to the manner of presenting such complaint, and all complaints have been duly considered and evaluated by the Committee.

In the conduct of the investigation the Committee did not have the benefit of an investigator or independent counsel for the Committee, but Senator Glen Ham served as chief counsel of the Committee and Senator Denzil D. Garrison and Representatives William G. Jones, C. H. Spearman, James W. Connor and Wiley Sparkman served as assistant counsel. Each witness was interviewed by counsel prior to said witness testifying before the Committee.

While the Committee was given subpoena power under Senate Concurrent Resolution No. 8, all witnesses appeared voluntarily either on request of the witness or by invitation of the Chairman, and Vice Chairman John W. McCune on behalf of the Committee. No witness was placed under oath in keeping with the rules adopted by the Committee but each witness was advised that he might be recalled to reaffirm his testimony under oath. Each member of the Committee was afforded the privilege of questioning each witness.

The Committee did not have the services of a reporter and in lieu thereof all testimony was recorded on a recording device and the tape on which the testimony was recorded will be preserved for future reference. The testimony has not been transcribed from the tape.

The Committee began the hearing of testimony on the 5th day of February, 1969, and concluded the hearing of testimony on the 24th day of March, 1969. The Committee heard testimony on thirteen different days consisting of several hours of testimony on each day with the total time devoted to the actual taking of testimony being approximately 32 hours. In addition to this the Committee spent many hours in determining procedure and writing a report of findings and recommendations. While the Committee met many hours when the Legislature was not convened, and on occasions late into the evening, the Committee in order to complete the hearing and make a report was required to meet while the Legislature was meeting and while other committees of both houses were meeting, which necessitated the members of the Committee being absent from these legislative proceedings, for which absence all members of the Committee were officially excused by the respective houses.

The Committee was assisted in the investigation and hearings by Mrs. Imogene W. Barber, Secretary to the Committee, who supervised the recording of the testimony and the reproduction of exhibits so that copies be made available to all members of the Committee; by Frank Truel, Sergeant-at-Arms, and by Joe Cross and F. B. Van Zant, Assistant Sergeants-at-Arms, who served as service officers of the Committee and likewise assisted in arrangements for the Committee. The Committee was greatly assisted by Senator George Miller who aided in drafting and directing policies with reference to the press.

In addition to the actual testimony which was recorded, the Committee re-

ceived in evidence 94 exhibits, all of which were made available to all members of the Committee and all of the testimony and exhibits were carefully weighed by the Committee.

It should be kept in mind 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 persons accused of wrongdoing or irregularity were not accorded the opportunity of cross examination of witnesses appearing before the Committee. This was considered by the Committee to insure 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 proceeding. Recognizing this fact, the Committee would like to report that the members of the Committee in their deliberations have endeavored to discount and discard incompetent and 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 the investigation, the Committee had three purposes, as follows:

1. The determination of needed legislation, if any, including the amending of the Constitution of Oklahoma, if necessary, which proposed constitutional changes would have to be approved by a vote of the people.

2. The determination of any wrongdoing, unethical activity or improper conduct on the part of members of the Oklahoma Highway Commission or persons under their direction or supervision and the referral of any such cases to the proper governmental agency.

3. The making of a specific recommendation as to the disposition of Senate Bill 132.

4. To study certain actions of the Highway Commissioners and if needed, by legislation, correct any weakness which might result in abuse of authority, wasting of state funds, or inefficiency of operation.

After hearing the testimony and considering the testimony and exhibits duly received in evidence, the Committee makes the following findings:

1. That Mr. Martin Garber and Mr. C. Hubert Gragg, former members of the Oklahoma Highway Commission, were informed by the Governor of the State of Oklahoma on the 28th day of January, 1969, that they were fired.

2. That the reason given for said firing was that said Commissioners had violated ethical standards of Governor Bartlett's administration in the improper solicitation of political campaign funds, at a meeting held on the 25th day of July, 1968, and that said fund raising or solicitation was related to awarding engineering contracts.

3. That the said Commissioners did hold a meeting on the 25th day of July and did invite consulting engineers who did business with the Highway Department of the State of Oklahoma, together with other persons, to said meeting and did solicit funds for the campaign of President Nixon at said meeting.

4. That at said meeting some consulting engineers pledged contributions and some did not, and at a later date some consulting engineers who contributed were given consulting engineering contracts by the Highway Commission and some consulting engineers who made no contribution or pledge were likewise given such contracts in the same manner. Sworn answers to Interrogatories which were sent to thirty (30) consulting engineers are tabulated as follows:

- 3—who received contracts stated that

they made no contribution in the last three years to the campaign of President Nixon

11—who received contracts made contributions to the campaign of President Nixon in 1968

1—who received a contract made a \$50.00 contribution to the campaign of President Nixon in 1968.

4—made contributions of \$500.00 to \$1,000.00 to the campaign of President Nixon in 1968 and did not receive contracts.

11—made no contributions to the campaign of President Nixon and received no contracts.

5. That there is no testimony that any contribution by any consulting engineer was made on the direct promise of receiving any contract with the Highway Department of the State of Oklahoma.

6. There is a conflict of evidence as to whether said consulting engineering contracts were needed but the preponderance of the evidence is that most of the contracts were needed in order to further advance the progress of each of the projects as advocated by each of the Commissioners in his respective district, although construction of some of the projects could not be started for a period of five years. Each Commissioner testified that each project in his district was urgently needed.

7. All Highway Commissioners and former Highway Commissioners testifying before the Special Joint Committee stated that the Governor never discussed with them any ethical standards with respect to political activity or solicitation of campaign funds. The evidence was that Mr. Garber and Mr. Gragg were requested by the Governor's brother to raise funds for the Governor's campaign and other campaigns and functions and they made solicitations from consulting engineers among others. The evidence was that the Governor has on occasion actively participated in raising political activity funds.

The sworn interrogatories of consulting engineers disclosed that five (5) consulting engineers contributed to the Governor Bartlett campaign in the amounts of between \$500.00 and \$1,400.00 each and the evidence shows that all received consulting engineering contracts. The testimony reveals that there was no evidentiary connection between these contributions and the awarding of consulting engineering contracts in August of 1968.

8. The Governor of the State of Oklahoma may discharge the members of the Highway Commission for any reason he may have or for no reason at all under the present law of the State of Oklahoma.

9. Shortly before the removal of Commissioners Garber and Gragg, the former Highway Director, William M. Dane, was discharged by the former Chairman of the Highway Commission, Martin Garber, at the direction of Governor Dewey F. Bartlett. This action was later confirmed by the Highway Commission in a meeting of those remaining on the Commission.

10. The Committee finds that no reason was ever given to William M. Dane as to why he was fired.

11. The Committee further finds from the evidence that the said William M. Dane did have ownership in certain lands along highways in Oklahoma which he acquired after he was employed by the Highway Department of the State of Oklahoma but that he did not directly participate in the purchase of any lands after he became Director. The evidence further shows that the land interests and transactions of the said William M. Dane made known to the Committee were revealed to the Commission and the Governor at the time he was hired as Director with one exception and this exception did not involve any transaction with the Highway Department.

12. That there was a difference of opinion concerning highway construction as to the priority of construction projects between Commissioner Gragg and certain members of the Oklahoma City Chamber

of Commerce but it cannot be concluded from the evidence that this was a contributing factor in the firing of either Mr. Garber, Mr. Gragg or Mr. Dane.

13. The Committee further finds that Mr. Anthony F. Keating actively solicited campaign contributions for the campaign of Robert L. Beckstrom who was a candidate to the Oklahoma State Senate from a senatorial district in the City of Tulsa. Commissioner Keating took on this assignment while he was a member of the Highway Commission at the request and urging of Governor Dewey F. Bartlett. In soliciting funds in this campaign, the said Anthony F. Keating mailed letters requesting money to a large number of persons, a few of whom were consulting engineers, but the Committee finds that these solicitations and the contributions in response thereto had no connection with the awarding of any contracts by the Highway Department to any consulting engineers or any other person.

14. As a result of the political activity the continued service of the said Anthony F. Keating on the Highway Commission was made impossible in that the candidate he supported was defeated.

15. There was nothing improper in the decision not to submit the name of Commissioner Keating for reappointment or in the decision not to move his confirmation inasmuch as these decisions may be made for any reason or for no reason at all under the present law of the State of Oklahoma.

16. Likewise, the firing of Mr. William M. Dane by the Highway Commission at the direction of the Governor is a decision that can be made for any reason or for no reason at all inasmuch as the power to hire the Highway Director carries with it the power to fire under the present law of the State of Oklahoma.

17. No testimony was presented of any illegal act by the Director or any employee of the Highway Department or by any member of the Highway Commission or

by any other person presenting testimony before the Committee.

18. The Committee further finds that the engaging in political fund raising activities by a member of the Highway Commission or the ownership of or the dealing in the sale of land along a highway by an employee of the Highway Department or a member of the Highway Commission gives rise to the possibility of improper or unethical conduct and even when no such conduct exists as a result of such activity or ownership, such conduct appears to the onlooker to so be by virtue of the office or position of the parties concerned.

19. The Committee further finds that legal counsel within the Highway Department is not properly utilized and that this results primarily from the structure or organization of the Highway Department.

20. There appears to be a difference of opinion among those concerned as to the Rogers Lane improvement in Comanche County. There is a question as to whether the right-of-way for this improvement can be obtained from the Fort Sill reservation through the U.S. Department of the Army.

21. There is an unrest in the Maple Ridge area of the City of Tulsa concerning proposed highway construction through this area. It is contended that the destruction necessitated by this improvement does not justify the cost. It is likewise contended on the other hand that there is no satisfactory alternative. The Committee finds there is legislation pending on this subject.

22. The Committee finds that the members of the Highway Commission make expenditure in carrying out the duties of their office each month for clerical help, rent, telephone, postage, and other incidental expenses for which they cannot be reimbursed under the present law of the State of Oklahoma and that this works a hardship on those who serve as members of the Highway Commission.

23. The Committee finds that Senate Bill 132 is a step in the right direction concern-

ing the political activities of Highway Commissioners but that it should be amended as hereinafter recommended.

Based on the above findings, after reviewing the testimony and after reviewing the documents and records submitted to the Committee, the following recommendations are made:

1. That the members of the Highway Commission should be appointed on staggered terms consisting of four-year terms instead of eight with two members of the Commission being appointed each year. That legislation should be drafted to bring this about.

2. That members of the Highway Commission are subject to removal by the Governor; however, the Governor should be required to set forth his reasons for removal of any Highway Commissioner at the time of removal.

3. That members of the Highway Commission should be prohibited from engaging in any political fund raising activity.

4. It is recommended that a definite policy as to ethical standards and conduct be set forth by Executive order by the Governor and distribution be made to the Highway Commission and the Highway Department and to all other executive departments, boards and commissions.

5. That the Highway Department adopt a fair and impartial policy for the hiring of Consulting Engineers, when needed, and that the policy, after adoption by the Highway Commission, be strictly followed. This should be done after reviewing the manner in which this problem is dealt with in other states.

6. That the policy of hiring consulting engineers when the work load of the Highway Department becomes too heavy for the personnel of the Department be continued when it is evident that the failure to hire consulting engineers would unduly delay highway construction.

7. That every member of the Highway Commission and every employee of the Highway Department make an immediate

report in writing to the Governor and to the Attorney General as to all ownership of or options to purchase land along any federal or state highway in Oklahoma and likewise make a report of any sale or purchase or lease of any real estate in the future and each new member of the Commission or new employee of the Highway Department shall make a report of such land owned when appointed and likewise report any sale, purchase or lease in the future. That legislation be enacted to carry out the intention of this recommendation.

8. That land or an interest therein can only be obtained by the State of Oklahoma from a member of the Highway Commission or an employee of the Highway Department through condemnation proceedings in the court unless it is unanimously certified in writing by all members of the Highway Commission that condemnation proceedings are not in the best interest of the State of Oklahoma.

9. That there be created in the Highway Department a separate Legal Division responsible to the Highway Commission and that the head of said Legal Division, or an attorney of the Division designated by him, be present at each meeting of the Highway Commission. That in acquiring land, condemnation proceedings shall be authorized by the Commission prior to filing, and, after a case is filed, only the attorneys may negotiate the settlement of the case, subject to the approval of the Commission.

10. That further study be made by the Highway Department of the Rogers Lane improvement in Comanche County and that the continuation of this project be further evaluated with particular reference to the possibility or impossibility of acquiring the right-of-way from the Department of the Army.

11. That further study be made by the Highway Department of the proposed construction through the Maple Ridge area in Tulsa and that the appropriate Committee of the Legislature hold hearings

on pending legislation involving this subject.

12. It is the further recommendation of this committee that legislation be enacted whereby each Highway Commissioner be authorized to maintain an office in his district for conducting official Highway Commission business; and the necessary and actual expenses of each such Commissioner's office be paid by the State of Oklahoma at not to exceed \$500.00 per month for clerical help, rent, telephone, postage and other necessary and actual expenses on properly executed State claims as required by law.

13. That Committee Substitute for Senate Bill No. 132 be reported to the Senate by the Judiciary Committee with the recommendation that it be adopted as attached hereto.

14. That copies of this report shall be made available to any witness who testified before the Committee at his request, that a copy of this report shall be retained by the Judiciary Committee of the Oklahoma House of Representatives and the Judiciary Committee of the Oklahoma State Senate and that a copy of this report be transmitted to the Governor of the State of Oklahoma.

15. That copies of this report be made available to the Legislative Council.

While the above findings and recommendations do not entirely represent the personal views of any one member of the Committee, they do represent, in most instances, a compromise worked out among all members of the Committee and, in all instances, they represent the views of a majority of the Committee.

Respectfully submitted this 16th day of April, 1969. Special Investigating Sub-Committee of the Judiciary Committees of the Oklahoma State Senate and the Oklahoma House of Representatives.

FOR THE SENATE: Grantham-Chairman, Garrett, Garrison, Ham, Hargrave.

FOR THE HOUSE: McCune-Chairman, Connor, Jones, Spearman, Sparkman.

CS for SB 132—by Smith of the Senate and Privett of the House—An Act relating to the State Highway Commission; prohibiting the members thereof from soliciting or receiving political contributions; prohibiting the members thereof from serving on committees of political parties or clubs or being candidates for election to any paid public office or taking part in the affairs of any political party or political campaign except as a citizen privately to express opinions and vote; directing codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. No appointed member of the State Highway Commission shall directly or indirectly solicit, receive or in any manner be concerned in soliciting or receiving any assessment, subscription or contribution for any political organization, candidacy or other political purpose.

SECTION 2. Section 1 of this act may be codified as Section 303-A of Title 69, and shall be inserted in the Oklahoma Statutes following Section 303 of Title 69, enacted by House Bill No. 501 of the Second Session of the Thirty-first Legislature, Chapter 415, O. S. L. 1968.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

COMMITTEE REPORT

By unanimous consent, upon request of Senator Grantham, the following Bill, reported by the Committee named, was ordered printed and placed upon the Calendar:

DO PASS, as amended:

SB 132—Judiciary—Coauthored by Garrison.

GENERAL ORDER

HB 1304 by Cox of the House and Massey of the Senate was read and considered.

Upon motion of Senator Massey, **HB 1304** was advanced to engrossment.

By unanimous consent, upon request of Senator Massey, **HB 1304** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1304 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, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Payne, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—34.

Nay: Bradley, Howard, Miller.—3.

Excused: Baldwin, Breckinridge, Crow, Field, Garrett, Hargrave, Nichols, Phillips, Porter, Smalley, Taliaferro.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Payne, Romang, Short, Smith, Stansberry, Stipe, Terrill, Williams, Young.—34.

Nay: Bradley, Howard, Miller.—3.

Excused: Baldwin, Breckinridge, Crow, Field, Garrett, Hargrave, Nichols, Phillips, Porter, Smalley, Taliaferro.—11.

The emergency was declared passed.

HB 1304, as amended, was referred for engrossment.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 112** was declared adopted.

SB 112, as 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, Dacus, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Terrill, Williams, Young.—33.

Nay: Keels, Short, Stansberry.—3.

Excused: Baggett, Baldwin, Bradley, Breckinridge, Crow, Field, Garrison, Hargrave, Phillips, Porter, Stipe, 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: Atkinson, Berrong, Birdsong, Boecher, Dacus, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Nay: Keels, Short.—2.

Excused: Baggett, Baldwin, Bradley, Breckinridge, Crow, Field, Garrison, Hargrave, Phillips, Porter, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 112, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 48** was declared adopted.

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, Birdsong, Boecher, Ferrell, Garrett, Grantham, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—31.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Ham, Hargrave, Howard, Inhofe, Phillips, Porter, Stipe, Taliaferro.—17.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Boecher, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—32.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Howard, Inhofe, Phillips, Porter, Stipe, Taliaferro.—16.

The emergency was declared passed.

SB 48, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on SB 52 was declared adopted.

SB 52, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Boecher, Fer-

rell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Romang, Short, Stansberry, Terrill, Williams, Young.—27.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Inhofe, Lane, Massey, Medearis, Murphy, Phillips, Porter, Smalley, Smith, Stipe, Taliaferro.—21.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Boecher, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stansberry, Terrill, Williams, Young.—32.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Inhofe, Phillips, Porter, Smalley, Stipe, Taliaferro.—16.

The emergency was declared passed.

SB 52, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Payne presiding.

Upon motion of Senator McSpadden, the Conference Committee Report on SB 59 was declared adopted.

SB 59, as 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, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Phillips, Porter, Stipe, Taliaferro.—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, Baggett, Birdsong, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Phillips, Porter, Stipe, Taliaferro.—14.

The emergency was declared passed.

SB 59, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on SB 63 was declared adopted.

SB 63, as 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, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Phillips, Porter, Stipe, Taliaferro.—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, Baggett, Birdsong, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Phillips, Porter, Stipe, Taliaferro.—14.

The emergency was declared passed.

SB 63, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on SB 68 was declared adopted.

SB 68, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Smalley, Smith, Stansberry, Terrill, Williams, Young.—28.

Nay: Ferrell, McCune, Short.—3.

Excused: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Ham, Hargrave, Horn, Phillips, Porter, Stipe, Taliaferro.—17.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Birdsong, Ferrell, Garrett, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short,

Smalley, Smith, Stansberry, Terrill, Williams, Young.—32.

Excused: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Ham, Hargrave, Phillips, Porter, Stipe, Taliaferro.—16.

The emergency was declared passed.

SB 68, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Senate rejected the Conference Committee Report on **SB 98**, and requested further conference, said Bill to be re-referred to the General Conference Committee on Appropriations.

Upon motion of President Pro Tempore Smith, the Conference Committee Report on **SB 106** was declared adopted.

SB 106, as 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, Birdsong, Ferrell, Garrett, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—29.

Excused: Baggett, Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Ham, Hargrave, Inhofe, McSpadden, Phillips, Porter, Stipe, Taliaferro, Young.—19.

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, Ferrell, Garrett, Grantham, Graves, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—32.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Ham, Hargrave, Inhofe, Phillips, Porter, Stipe, Taliaferro.—16.

The emergency was declared passed.

SB 106, 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 Committee Report and passage of Measure as amended: Engrossed **HB 1438**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1438** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1438, and Engrossed Senate Amendments thereto, by Vann, Sandlin and Monks entitled:

An Act relating to District Attorneys; ***; 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 concur in Senate Amendment No. 1.

2. That the Senate recede from Senate Amendment No. 2.

FOR THE SENATE: Nichols, Garrett.

FOR THE HOUSE: Willis, Vann.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 129, 233, 253, 307, 308 and 353**.

The above numbered Enrolled Bills were referred to the Governor.

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 56, 57, 61 and 73.

The above numbered Bills as amended in Conference were referred for enrollment.

GENERAL ORDER

Senator Baggett asked unanimous consent that **HJR 1003** be withdrawn from the Calendar and referred to the Committee on Constitutional Revisions and Regulatory Services, which was the order.

By unanimous consent, upon request of President Pro Tempore Smith, **HB 1208** was ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget.

THIRD READING

SJR 26 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—31.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Holden, Inhofe, Medearis, Phillips, Porter, Stipe, Taliaferro.—17.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short,

Smalley, Smith, Stansberry, Terrill, Williams, Young.—33.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, Inhofe, Phillips, Porter, Stipe, Taliaferro.—15.

The emergency was declared passed.

SJR 26 was properly signed and ordered transmitted to Honorable House.

MOTION TO RECONSIDER VOTE

Senator Baggett asked for consideration of his motion to reconsider the vote by which **HB 1004**, and the Emergency Section thereto, passed.

Senator Luton moved to table the Baggett motion, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1004, 1162 and 1304 each correctly engrossed.

Engrossed SAs to and Engrossed **HBs 1004, 1162 and 1304**, as amended, were properly signed and ordered returned to the Honorable House.

RESOLUTIONS

By unanimous consent, the following Resolution was introduced:

SCR 25 By Smalley of the Senate and Cate, et al, of the House—A Concurrent Resolution congratulating and commending the University of Oklahoma School of Drama upon their selection to participate in the first American College Theatre Festival; wishing great success to the **LYSISTRATA COMPANY** for their performances on May 1 and 2; and directing distribution.

By unanimous consent, upon request of Senator Smalley, all other members of the Senate were added as coauthors of the Resolution.

SCR 25, as coauthored, was read at length, adopted upon motion of Senator

Smalley, and ordered referred for engrossment.

By unanimous consent, the following Resolution was introduced:

SCR 26 By Murphy of the Senate and Hesser, et al, of the House—A Concurrent Resolution recognizing "Payne County Heritage Day" to commemorate the beginning of the development of said County; and directing distribution.

Senator Murphy asked unanimous consent that all other members of the Senate be made coauthors of the Resolution, which was the order.

SCR 26, as coauthored, was read at length, adopted upon motion of Senator Murphy, and ordered referred for engrossment.

GENERAL ORDER

HB 1475 by Bamberger of the House and Garrett of the Senate was read and considered.

Senator Bradley asked to be made co-author of **HB 1475**, which was the order.

Senator Garrett moved to amend **HB 1475**, page 1, line 1, by striking the title, which amendment was declared adopted.

Upon motion of Senator Garrett, **HB 1475**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1475**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1475 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Garrett, Holden, Howard, Keels, McGraw, Medearis, Miller, Nichols, Payne, Smith, Young.—11.

Nay: Atkinson, Baggett, Birdsong, Ferrell, Grantham, Graves, Ham, Hamilton, Horn, Inhofe, Lane, Luton, McCune, Martin, Massey, Murphy, Romang, Short,

Smalley, Stansberry, Taliaferro, Terrill, Williams.—23.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, McSpadden, Phillips, Porter, Stipe.—14.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Garrett moved that the vote be reconsidered by which **HB 1475**, as amended, failed of passage.

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 1164**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1164** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1164, and Engrossed Senate Amendments thereto, by McCune and Bamberger of the House and Smalley of the Senate entitled:

An Act relating to the Court on the Judiciary; providing additional ground than the causes set forth in Article VII-A of the Constitution of Oklahoma for removal of a judicial officer from office; 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 1164**—By McCune, et al, of the House and Smalley of the Senate—An Act relating to the Court on Judiciary; providing additional ground than the

causes set forth in Article VII-A of the Constitution of Oklahoma for removal of a judicial officer from office; providing for collection of marriage ceremony fee by Court Clerk issuing marriage license if ceremony is to be performed by judge; prohibiting judge from performing ceremony without proof of payment of marriage ceremony fee; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. In addition to the causes specified in Article VII-A, Section 1, of the Constitution of Oklahoma, cause for removal from office of a judicial officer by the Court on the Judiciary shall be the acceptance of a fee, or gratuity, other than that specifically provided by law, for performing any act in his capacity as a judge.

SECTION 2. When a marriage is to be performed by any Judge, the Court Clerk of the County in which the license is issued shall collect an additional fee of Five Dollars (\$5.00) for every marriage ceremony to be performed, to be deposited in the Court Fund, and no Judge shall perform a marriage ceremony without proof of such payment of fee being first made.

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, Garrison, Garrett.

FOR THE HOUSE: McCune, Tabor, Witt.

GENERAL ORDER

HB 1211 by Beauchamp, et al, of the House and Terrill of the Senate was read and considered.

Senators Taliaferro and Grantham asked to be made coauthors of **HB 1211**, which was the order.

Upon motion of Senator Terrill, **HB 1211** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **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, Birdsong, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Nay: Murphy.—1.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, McSpadden, Phillips, Porter, Stipe.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Birdsong, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Nay: Murphy.—1.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrison, Hargrave, McSpadden, Phillips, Porter, Stipe.—14.

The emergency was declared passed.

HB 1211, as amended, was referred for engrossment.

GENERAL ORDER

HB 1241 by Sparkman, et al, of the House

and Grantham of the Senate was read and considered.

Senators Terrill and Baggett asked to be made coauthors of **HB 1241**, which was the order.

Upon motion of Senator Grantham, **HB 1241** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1241** was placed upon third reading and final passage.

THIRD READING

HB 1241 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, Dacus, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Crow, Field, Garrison, Hargrave, Inhofe, McSpadden, Phillips, Porter, Stipe.—13.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Dacus, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Crow, Field, Garrison, Hargrave, Inhofe, McSpadden, Phillips, Porter, Stipe.—13.

The emergency was declared passed.

HB 1241 was properly signed and ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **SB 17** was read and consideration deferred:

Mr. President
and

Mr. Speaker:

The Conference Committee, to which was referred **SB 17**—By Smalley of the Senate, McCune of the House, entitled:

An Act relating to civil procedure; amending 12 O. S. 1961, * * * declaring an emergency,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses that the House Amendments be rejected and that the following Conference Committee Substitute be adopted:

CCS for **SB 17**—By Smalley of the Senate and McCune of the House—An Act relating to civil procedure; amending 12 O. S. 1961, § § 655, 1031 and 1032; authorizing trial courts to correct, open or vacate judgments; providing for new trials, notice and procedure therefor in certain instances; directing codification; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Within thirty (30) days after the rendition of a judgment, the court, of its own initiative or on motion of a party, may correct, open, modify or vacate the judgment. The court may prescribe what notice, if any, shall be given.

SECTION 2. 12 O. S. 1961, § 655, is amended to read as follows:

§ 655. Where the grounds for a new trial could not with reasonable diligence have been discovered before but are discovered MORE THAN TEN (10) DAYS after [the term at which] the verdict or decision was rendered or made or report of the referee approved, or where the impossibility of [making a case made] PREPARING A RECORD FOR AN APPEAL, without fault of the complaining party, arose MORE THAN TEN (10)

DAYS after [said term] THE JUDGMENT WAS RENDERED, the application may be made by petition filed in the original case, as in other cases, [not later than the second term] WITHIN THIRTY (30) DAYS after such discovery or occurrence; on which a summons shall issue, be returnable and served, or publication made, as in the beginning of civil actions, or such service may be made on the attorney of record in the original case. The facts stated in the petition shall be considered as denied without answer, and [if the service shall be complete in vacation], the case shall be heard and summarily decided [at the ensuing term, and if in term, it shall be heard and decided] after the expiration of twenty (20) days from such service AND NOT MORE THAN SIXTY (60) DAYS AFTER SUCH SERVICE. [the case shall be placed on the trial docket], and the witnesses shall be examined in open court, or their depositions taken as in other cases; but no such petition shall be filed more than one (1) year after the final judgment was rendered.

SECTION 3. 12 O. S. 1961, § 1031, is amended to read as follows:

§ 1031. The District Court shall have power to vacate or modify its own judgments or orders[, at or after the term at which such judgment or order was made] WITHIN THE TIMES PRESCRIBED HEREFTER:

First. By granting a new trial for the cause, within the time and in the manner prescribed in Section [5035] 653 OF THIS TITLE.

Second. By a new trial granted in proceedings against defendants constructively summoned, as provided in Section [4728] 176 OF THIS TITLE.

Third. For mistake, neglect or omission of the clerk or irregularity in obtaining a judgment or order.

Fourth. For fraud, practiced by the successful party, in obtaining the judgment or order.

Fifth. For erroneous proceedings against an infant, or a person of unsound mind, where the condition of such defendant does not appear in the record, nor the error in the proceedings.

Sixth. For the death of one of the parties before the judgment in the action.

Seventh. For unavoidable casualty or misfortune, preventing the party from prosecuting or defending.

Eighth. For errors in a judgment, shown by an infant in twelve (12) months after arriving at full age, as prescribed in Section [5142] 700 OF THIS TITLE.

Ninth. For taking judgments upon warrants of attorney for more than was due to the plaintiff, when the defendant was not summoned or otherwise legally notified of the time and place of taking such judgment.

SECTION 4. 12 O. S. 1961, § 1032, is amended to read as follows:

§ 1032. The proceedings to correct mistakes or omissions of the clerk, or irregularity in obtaining a judgment or order, shall be by motion, upon reasonable notice to the adverse party or his attorney in the action. The motion to vacate a judgment because of its rendition before the action regularly stood for trial can be made only [in the first three days of the succeeding term] WITHIN THREE (3) MONTHS AFTER THE RENDITION OF SAID JUDGMENT.

SECTION 5. Section 1 of this act shall be incorporated within the Oklahoma Statutes immediately following Title 12, Oklahoma Statutes, Section 1031.

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: Garrison, Smalley, Hamilton.

FOR THE HOUSE: Bickford, Hancock, Wolfe (Stephen).

The following CCR on SB 18 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred SB 18—By Smalley of the Senate, McCune of the House, entitled:

An Act relating to District Courts; amending 20 O. S. 1961, * * * and declaring an emergency,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, that the House Amendments be rejected and that the following Conference Committee Substitute be adopted:

CCS for SB 18—By Smalley of the Senate and McCune of the House.

An Act relating to district courts; amending 20 O. S. 1961, § 96; providing time when jury sessions and nonjury sessions may be held; prescribing the minimum frequency for holding motion and demurrer sessions; repealing 20 O. S. 1961, §§ 96.1 and 96.2; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 20 O. S. 1961, § 96, is amended to read as follows:

§ 96. Jury sessions of the District Court may be held at any time [during a regular term] upon order of [the judge thereof as now provided by law;] A CHIEF JUDGE OR OF THE PRESIDING JUDGE OF THE JUDICIAL ADMINISTRATIVE DISTRICT [and, a motion,

equity or nonjury session of the District Court shall be held in each county at least once every sixty days, the date or dates thereof to be fixed by the judge in his discretion.] A SESSION FOR THE HEARING AND DISPOSITION OF MOTIONS AND DEMURRERS SHALL BE HELD IN EACH COUNTY AT LEAST ONCE EVERY THIRTY (30) DAYS, AND ANY MOTION OR DEMURRER THAT HAS BEEN ON FILE FOR AT LEAST FIVE (5) DAYS SHALL BE PLACED ON THE DOCKET. THE DATE OR DATES OF REGULAR SESSIONS FOR THE HEARING OF MOTIONS AND DEMURRERS SHALL BE FIXED BY ANY OF THE JUDGES OF THE DISTRICT COURT UNLESS THE DISTRICT JUDGES OF THE DISTRICT COURT JUDICIAL DISTRICT SHALL PRESCRIBE OTHERWISE, PROVIDED THAT A JUDGE MAY HEAR ANY MATTER IN ANY CASE ASSIGNED TO HIM MORE FREQUENTLY THAN PROVIDED HEREIN.

SECTION 2. 20 O. S. 1961, §§ 96.1 and 96.2, are hereby repealed.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

FOR THE SENATE: Garrison, Smalley, Hamilton.

FOR THE HOUSE: Bickford, Hancock, Wolfe (Stephen).

DECLARATION OF VOTE

Senator Holden asked that the record show, had he been present at the time of third reading and final passage of HB 1179, he would have voted NO, which was the order.

Senator Terrill 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 concurrence in SAs to and passage of Engrossed HBs 1056, 1225, 1233, 1237, 1323, 1335 and 1351, as amended.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1021—By Privett—A Concurrent Resolution specifying the amount determined to be available for appropriation from the surplus monies in the State General Revenue Fund for the fiscal year ending June 30, 1969.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee reports to Engrossed **HB 1195** (removing Thompson as coauthor) and **HB 1264**, requesting further Conference and naming same Conferees.

President Pro Tempore Smith presiding.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SB 336 correctly engrossed.

Engrossed **SB 336** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Terrill motion, the Senate was declared adjourned until 10:00 a.m. tomorrow.

Fifty-ninth Legislative Day

Thursday, April 17, 1969

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor Nigh.

Upon roll call, the following members were present:

Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Baggett, Berrong, Field, Hargrave, Inhofe, Phillips, Porter, Stansberry, Stipe.—10.

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 further Conference granted on Engrossed SB 98, and referring said Bill to General Conference Committee on Appropriations.

RESOLUTION

Senator Berrong introduced the following Resolution, which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 32—By Berrong—A Resolution relating to interim study by the State Legislative Council; requesting a standing

committee, or the creation of a special committee, to conduct a detailed and comprehensive study of the Bail Bond Law enacted in 1965 (59 O. S. Supp. 1968, § § 1301-1340); providing for membership of the special committee; listing specific subjects to be included in said study; and requiring a report of findings and recommendations for submission to the Executive Committee and to the Second Session of the Thirty-second Legislature.

WHEREAS, the bail bond law (50 O. S. Supp. 1968, § § 1301-1340) was enacted in 1965 and became effective on January 1, 1966; and

WHEREAS, during the three years of its operation the courts and the District Attorneys have had sufficient time to determine its merits and its shortcomings; and

WHEREAS, said law should be analyzed in the light of experiences under its operation and remedial and amendatory legislation drafted, based on a comprehensive study thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council, acting through a standing or special committee, is hereby requested to conduct a detailed and comprehensive study of the present bail bond law (59 O. S. Supp. 1968, § § 1301-1340) including, but not limited to, the following subjects: (a) licensing of bail bondsmen; (b) types of bondsmen authorized; (c) surety requirements; (d) grounds for denial, suspension and revoca-

tion of licenses; (e) prohibited acts for bondsmen and runners; (f) qualifications of sureties; (g) requirements for cash and property bonds; (h) forfeiture of bonds; and (i) penalties.

SECTION 2. In the event that a special committee is created pursuant hereto, it is requested that said committee be composed of three (3) members of the Senate, three (3) members of the House of Representatives and four (4) District Attorneys to serve as advisory, nonvoting members, two (2) of whom shall be appointed by the President Pro Tempore of the Senate and two (2) appointed by the Speaker of the House of Representatives.

SECTION 3. Upon the conclusion of the study, the standing committee of reference or the special committee is hereby directed to prepare a report of findings and recommendations in bill form for submission to the Executive Committee and to the Second Session of the Thirty-second Legislature.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 257**—coauthored by Raibourn, as amended.

HAs to SB 257 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Title to read as follows: "An Act relating to game and fish; prohibiting the release of fish in any public waters of the state without the consent of the Wildlife Conservation Director; amending 29 O. S. 1961, § 520 (a), as amended by Section 1 (a) Chapter 34, O. S. L. 1963, and Section 2 (a), Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 520 (a)); empowering Oklahoma Wildlife Conservation Commission to declare open seasons on certain game; providing the killing of hen turkey shall be unlawful and the killing of doe deer, except in Alfalfa County and counties adjoining it, shall be unlawful; and declaring an emergency."

AMENDMENT NO. 2. Amend Page 1,

Line 17½, by adding a new Section 2 to read as follows: "SECTION 2. 29 O. S. 1961, § 520 (a), as amended by Section 1 (a), Chapter 34, O. S. L. 1963, and Section 2 (a), Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 520 (a)), 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, EXCEPT THAT THE DOE DEER MAY BE KILLED IN ALFALFA AND ADJOINING COUNTIES."

and renumber following sections.

SECOND READING

The following Bill was read the second time and referred to Committee indicated:

HB 1248—Public Affairs.

GENERAL ORDER

Senator Breckinridge moved that **HB 1251** be stricken from the Calendar, which motion was declared adopted.

HB 1440 by Camp, et al, of the House and McCune of the Senate was read and considered.

Senator McCune moved to amend **HB 1440**, page 2, beginning on line 17 by striking the word "thirty" and inserting in lieu thereof the word "sixty" which amendment was declared adopted.

Upon motion of Senator McCune, **HB 1440**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **HB 1440**, as amended,

was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1440 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Romang, Short, Smith, Terrill, Williams, Young.—32.

Excused: Atkinson, Baggett, Berrong, Field, Hargrave, Inhofe, Massey, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Stansberry, Stipe, Taliaferro.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Romang, Short, Smith, Terrill, Williams, Young.—32.

Excused: Atkinson, Baggett, Berrong, Field, Hargrave, Inhofe, Massey, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Stansberry, Stipe, Taliaferro.—16.

The emergency was declared passed.

HB 1440, as amended, was referred for engrossment.

Senators Stipe and Berrong asked to be shown present, which was the order.

GENERAL ORDER

HB 1355 by Peterson of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, HB 1355 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1355 was considered engrossed and 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: Baldwin, Berrong, Birdsong, Boecher, Bradley, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Holden, Horn, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Murphy, Payne, Romang, Short, Smith, Stipe, Terrill, Williams.—29.

Excused: Atkinson, Baggett, Breckinridge, Crow, Field, Ham, Hamilton, Hargrave, Inhofe, Lane, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Stansberry, Taliaferro, Young.—19.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Murphy, Payne, Romang, Short, Smith, Stipe, Terrill, Williams, Young.—34.

Excused: Atkinson, Baggett, Breckinridge, Field, Hargrave, Inhofe, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Stansberry, Taliaferro.—14.

The emergency was declared passed.

HB 1355, as amended, was referred for engrossment.

Senator Howard asked to be shown present, which was the order.

PENDING CONSIDERATION OF HAs

Upon motion of Senator Romang, the

Senate concurred in **HA** to Engrossed **SB 275**.

SB 275, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Keels, Luton, McCune, McGraw, Martin, Massey, Murphy, Nichols, Payne, Romang, Short, Taliaferro, Williams.—29.

Nay: Stipe.—1.

Excused: Atkinson, Baggett, Crow, Field, Hamilton, Hargrave, Inhofe, Lane, McSpadden, Medearis, Miller, Phillips, Porter, Smalley, Smith, Stansberry, Terrill, Young.—18.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Murphy, Nichols, Payne, Romang, Short, Smith, Stipe, Taliaferro, Williams, Young.—35.

Excused: Atkinson, Baggett, Field, Hargrave, Inhofe, McSpadden, Medearis, Miller, Phillips, Porter, Smalley, Stansberry, Terrill.—13.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Inhofe asked to be shown present, which was the order.

Upon motion of Senator Luton, the Senate concurred in **HA** to Engrossed **SB 282**.

SB 282, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Massey, Murphy, Payne, Romang, Short, Stipe, Taliaferro, Williams.—28.

Excused: Atkinson, Baggett, Bradley, Crow, Field, Hamilton, Hargrave, Holden, Lane, McGraw, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Terrill, Young.—20.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Murphy, Payne, Romang, Short, Smith, Stipe, Taliaferro, Williams, Young.—33.

Excused: Atkinson, Baggett, Bradley, Field, Hargrave, Holden, McGraw, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Stansberry, Terrill.—15.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Garrett, the Senate concurred in **HAs** to Engrossed **SB 304**.

SB 304, 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, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Massey, Murphy, Payne, Romang, Short, Taliaferro, Williams.—29.

Excused: Atkinson, Baggett, Bradley, Field, Hamilton, Hargrave, Lane, McGraw, Medearis, Miller, Nichols, Phillips,

Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—19.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Murphy, Payne, Romang, Short, Smith, Taliaferro, Williams, Young.—33.

Excused: Atkinson, Baggett, Bradley, Field, Hamilton, Hargrave, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill.—15.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senators Field, Baggett, Stansberry, Hargrave and Porter asked to be shown present, which was the order.

Senator Williams moved that the Senate refuse to concur in **HAs** to **SB 356** 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 Smith announced the appointment of the following Senate Conferees under **SB 356**: Williams, Field and Dacus.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 25 and **26**, and **HBs 1046**, **1200**, **1211**, **1412** and **1431** each correctly engrossed.

SBs 25, **32**, **56**, **57**, **61**, **73**, **172**, **186**, **224**, **225**, **226**, **248**, **256**, **263** and **357** each correctly enrolled.

Engrossed **SCRs 25** and **26** were proper-

ly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1046**, **1200**, **1211**, **1412** and **1431**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 25**, **32**, **56**, **57**, **61**, **73**, **172**, **186**, **224**, **225**, **226**, **248**, **256**, **263** and **357** 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 fourth reading of and transmitting for signature Enrolled **HBs 1056**, **1225**, **1233**, **1237**, **1323**, **1335** and **1351**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1479 by Green, et al, of the House and Breckinridge of the Senate was read and considered.

Senator Berrong moved to amend **HB 1479**, page 3, line 18, by adding after the word "operator" and before the "period (.)" the language "while said operator is performing official duties for the employing agency" which amendment was declared adopted.

Upon motion of Senator Breckinridge, **HB 1479**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, **HB 1479**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1479 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field,

Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Nay: Baldwin, Boecher, Graves.—3.

Excused: Atkinson, Baggett, Hamilton, Martin, Massey, Phillips, Smith, Young.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Nay: Baldwin, Boecher, Graves.—3.

Excused: Atkinson, Baggett, Hamilton, Martin, Massey, Phillips, Smith, Young.—8.

The emergency was declared passed.

HB 1479, as amended, was referred for engrossment.

GENERAL ORDER

Senator Terrill moved that **HB 1212** be stricken from the Calendar, which motion was declared adopted.

HB 1031 by Sparkman of the House and Nichols of the Senate was read and considered.

Upon motion of Senator Martin, **HB 1031** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1031** was placed upon third reading and final passage.

THIRD READING

HB 1031 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Williams.—33.

Nay: Berrong, Birdsong, Bradley, Stipe, Taliaferro, Terrill.—6.

Excused: Atkinson, Baldwin, Crow, Hamilton, Lane, Luton, Phillips, Smith, Young.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Williams.—33.

Nay: Berrong, Birdsong, Bradley, Stipe, Taliaferro, Terrill.—6.

Excused: Atkinson, Baldwin, Crow, Hamilton, Lane, Luton, Phillips, Smith, Young.—9.

The emergency was declared passed.

HB 1031 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Miller asked that **HB 1361** be ordered withdrawn from the Calendar and that it be re-referred to the Committee on Business Relations, which was the order.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Smalley, the Conference Committee Report on **SB 17** was declared adopted.

SB 17, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Murphy, Payne, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Atkinson, Baldwin, Garrison, Hamilton, H a r g r a v e, Medearis, Miller, Nichols, Phillips, Smith, 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, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Murphy, Payne, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—37.

Excused: Atkinson, Baldwin, Garrison, Hamilton, H a r g r a v e, Medearis, Miller, Nichols, Phillips, Smith, Young.—11.

The emergency was declared passed.

SB 17, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Berrong presiding.

Upon motion of Senator Smalley, the Conference Committee Report on **SB 18** was declared adopted.

SB 18, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison,

Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams.—39.

Excused: Atkinson, Crow, Hamilton, Hargrave, Miller, Phillips, Smith, Stipe, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—40.

Excused: Atkinson, Crow, Hamilton, Hargrave, Miller, Phillips, Smith, Young.—8.

The emergency was declared passed.

SB 18, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator Smalley, the Conference Committee Report on **HB 1164** was declared adopted.

HB 1164, as 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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams.—37.

Excused: Atkinson, Baldwin, Boecher,

Field, Hamilton, Massey, Phillips, Porter, Smith, Stipe, 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, Berrong, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams.—37.

Excused: Atkinson, Baldwin, Boecher, Field, Hamilton, Massey, Phillips, Porter, Smith, Stipe, Young.—11.

The emergency was declared passed.

HB 1164, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator Garrett, the Conference Committee Report on **HB 1438** was declared adopted.

HB 1438, as 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: Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Baggett, Baldwin, Field, Ham, Hamilton, Inhofe, Phillips, Porter, Smith, Stipe, Young.—12.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Brad-

ley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Baggett, Baldwin, Field, Ham, Hamilton, Inhofe, Phillips, Porter, Smith, Stipe, Young.—12.

The emergency was declared passed.

HB 1438, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Murphy presiding.

Upon motion of Senator Berrong, the Conference Committee Report on **HB 1442** was declared adopted.

HB 1442, as 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, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Field, Horn, Inhofe, Lane, Miller, Phillips, Porter, Stansberry, Stipe.—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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Nichols, Payne,

Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Field, Horn, Inhofe, Lane, Miller, Phillips, Porter, Stansberry, Stipe.—10.

The emergency was declared passed.

HB 1442, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Atkinson asked to be shown present, which was the order.

Senator McSpadden moved that the Senate adopt the Conference Committee Report on SB 55.

Senator Horn, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report, and request further conference, the Bill to be returned to the General Conference Committee on Appropriations with instructions to restore the line-item provision, restore the salary provision and to put the Bill back on the Budget.

Senator Smalley, in lieu of all pending motions, moved that the Senate refuse to adopt the Conference Committee Report on SB 55, and that said Bill be re-referred to the General Conference Committee on Appropriations with instructions to line item the appropriations, which motion was declared adopted.

GENERAL ORDER

HB 1282 by Allard, et al, of the House and Young of the Senate was read and considered.

Upon motion of Senator Smalley, HB 1282 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, HB 1282 was placed upon third reading and final passage.

THIRD READING

HB 1282 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, Breckinridge, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Miller, Nichols, Payne, Porter, Romang, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Nay: Murphy, Short.—2.

Excused: Bradley, Crow, Dacus, Hamilton, Inhofe, McSpadden, Medearis, Phillips, Stipe.—9.

The bill was declared passed.

HB 1282 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 132 by Smith and Garrison of the Senate and Privett of the House was read and considered.

Senator Howard asked to be made a co-author of SB 132, which was the order.

Senator Garrison moved to amend SB 132, by striking after the word "contributions" on line 4 of the Title, the language "prohibiting the members thereof from serving on committees of political parties or clubs or being candidates for election to any paid public office or taking part in the affairs of any political party or political campaign except as a citizen privately to express opinions and vote" which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, SB 132, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, SB 132, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 132 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-
rong, Birdsong, Bradley, Breckinridge,
Crow, Dacus, Ferrell, Garrett, Garrison,
Grantham, Graves, Ham, Hargrave, Hol-
den, Horn, Howard, Inhofe, Keels, Lane,
Luton, McCune, Martin, Massey, Miller,
Murphy, Nichols, Payne, Porter, Romang,
Short, Smalley, Smith, Stansberry, Tal-
iaferro, Terrill, Williams, Young.—40.

Excused: Boecher, Field, Hamilton, Mc-
Graw, McSpadden, Medearis, Phillips,
Stipe.—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, Birdsong, Bradley, Breckinridge,
Crow, Dacus, Ferrell, Garrett, Garrison,
Grantham, Graves, Ham, Hargrave, Hol-
den, Horn, Howard, Inhofe, Keels, Lane,
Luton, McCune, Martin, Massey, Miller,
Murphy, Nichols, Payne, Porter, Romang,
Short, Smalley, Smith, Stansberry, Tal-
iaferro, Terrill, Williams, Young.—40.

Excused: Boecher, Field, Hamilton, Mc-
Graw, McSpadden, Medearis, Phillips,
Stipe.—8.

The emergency was declared passed.

SB 132, as amended, was referred for
engrossment.

COMMITTEE REPORT

Upon motion of Senator Grantham, the
Report of the Investigating Committee,
appointed pursuant to **SCR 8**, submitted
and printed in the Journal of the last leg-
islative day, was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1355 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB**
1355, as amended, were properly signed
and ordered returned to the Honorable
House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and return-
ing Enrolled **SB 25**.

The above numbered Enrolled Bill was
referred to the Governor.

Senator Romang presiding.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Nichols
motion to reconsider the vote by which
HB 1011 failed of passage, it was declared
adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Birdsong, Boe-
cher, Bradley, Breckinridge, Crow, Da-
cus, Ferrell, Garrett, Garrison, Gran-
tham, Graves, Ham, Hargrave, Holden,
Horn, Inhofe, Keels, Lane, Luton, Mc-
Cune, McGraw, Martin, Miller, Murphy,
Nichols, Payne, Porter, Romang, Short,
Smalley, Smith, Stansberry, Terrill, Wil-
liams.—36.

Excused: Baldwin, Berrong, Field,
Hamilton, Howard, McSpadden, Massey,
Medearis, Phillips, Stipe, Taliaferro,
Young.—12.

THIRD READING

Senator Nichols moved that the vote be
reconsidered by which **HB 1011** was con-
sidered engrossed and placed upon third
reading and final passage, which motion
was declared adopted.

Upon motion of Senator Nichols, the vote
was reconsidered by which **HB 1011** was
advanced to engrossment.

GENERAL ORDER

HB 1011 was considered further.

Senator Lane, joined by Senators Fer-
rell and Payne moved to amend **HB 1011**,
page 2, line 3, by striking after the com-
ma (,) the remainder of said line 3, all
of lines 4 and 5, and the language on line
6, through the comma (,) after the word
"offense" which amendment was declared
adopted.

Upon motion of Senator Nichols, **HB**
1011, as amended, was advanced to en-
grossment.

By unanimous consent, upon request of
Senator Nichols, **HB 1011**, as amended,

was considered engrossed and placed upon third reading and final passage.

President Pro Tempore Smith presiding.

THIRD READING

HB 1011 was read at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Graves, Ham, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—34.

Nay: Grantham, Porter, Smalley, Stipe, Young.—5.

Excused: Baldwin, Breckinridge, Ferrell, Hamilton, Hargrave, Howard, Inhofe, Massey, Phillips.—9.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smith, Stansberry, Taliaferro, Terrill, Williams.—35.

Nay: Porter, Smalley, Stipe, Young.—4.

Excused: Baldwin, Breckinridge, Ferrell, Hamilton, Hargrave, Howard, Inhofe, Massey, Phillips.—9.

The emergency was declared passed.

HB 1011, as amended, was referred for engrossment.

PENDING CONSIDERATION OF CCR

Senator Young moved that the Senate refuse to adopt the Conference Committee Report on **SB 145**, and request further conference, which motion was declared adopted.

As provided under Rule 3-d, Pres-

ident Pro Tempore Smith reappointed the original Senate Conferees under **SB 145**—Young, Grantham and Garrison.

GENERAL ORDER

HB 1337 by Smith (Norman), et al, was read and considered.

Senator Baggett asked that he be made the Senate author of **HB 1337**, which was the order.

Upon motion of Senator Baggett, **HB 1337** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1337** was placed upon third reading and final passage.

THIRD READING

HB 1337 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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Ham, Holden, Horn, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baldwin, Breckinridge, Ferrell, Graves, Hamilton, Hargrave, Howard, Inhofe, Lane, Massey, Phillips.—11.

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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Ham, Holden, Horn, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baldwin, Breckinridge, Ferrell, Graves, Hamilton, Hargrave, Howard, Inhofe, Lane, Massey, Phillips.—11.

The emergency was declared passed.

HB 1337 was properly signed and ordered returned to Honorable House.

RESOLUTION

By unanimous consent, Senator Hamilton introduced the following Resolution:

SCR 27 by Hamilton of the Senate and Sullivan of the House—A Concurrent Resolution recalling from the Office of the Governor Senate Bill No. 108 passed by the First Session of the Thirty-second Oklahoma Legislature.

SCR 27 was read at length, adopted upon motion of Senator Hamilton, and ordered referred for engrossment.

GENERAL ORDER

HB 1125 by Bengtson of the House and Luton of the Senate was read and considered.

Senator Baggett, joined by Senator Luton moved to amend **HB 1125**, page 11, by restoring the language inside the brackets on lines 11 through 18, which amendment was declared adopted.

Senator Short moved to amend **HB 1125**, page 11, by deleting from said restored language all language after the word "further" on line 11 and before the word "all" on line 13, which amendment was tabled upon motion of Senator Baggett upon a roll call as follows:

Aye: Baggett, Birdsong, Bradley, Crow, Garrett, Graves, Hamilton, Hargrave, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill.—25.

Nay: Berrong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Horn, Inhofe, McCune, McGraw, Romang, Short, Stansberry, Williams.—17.

Excused: Atkinson, Baldwin, Holden, Howard, Phillips, Young.—6.

Senator Baggett moved to amend **HB 1125**, page 20, beginning on line 8 by striking after the word "purposes" and before

the words "as long" the words "or to a local board of education for school purposes".

Senator Short 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 Baggett moved to amend **HB 1125**, page 21, line 8, by inserting after the words "and/or" and before the word "units" the words "two family" which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1125** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1125**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1125 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Porter, Romang, Short, Smith, Stipe, Terrill.—37.

Nay: McCune, Stansberry, Williams.—3.

Excused: Baldwin, Garrett, Howard, Nichols, Phillips, Smalley, Taliaferro, Young.—8.

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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Mas-

sey, Medearis, Miller, Murphy, Payne, Porter, Romang, Short, Smith, Stipe, Terrill.—37.

Nay: McCune, Stansberry, Williams.—3.

Excused: Baldwin, Garrett, Howard, Nichols, Phillips, Smalley, Taliaferro, Young.—8.

The emergency was declared passed.

HB 1125, as amended, was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 53** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was re-

ferred **ENGROSSED SENATE BILL NUMBER 53**, entitled:

(The Corporation Commission 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 House recede from its Amendment No. 1.

2. The Senate concur in House Amendment No. 2.

3. That the following Conference Committee Amendments be adopted:

No. 1—Page 2, Line 4 following the word "funds," strike the balance of Line 4 and all of Lines 5, 6 and 7 and insert the following:

TITLE	NUMBER AUTHORIZED	MINIMUM	MAXIMUM
ADMINISTRATION			
Commissioner	3	\$19,000	\$19,000
Executive Secretary	3	5,880	7,800
Administrative Assistant	1	8,700	11,400
Assistant Secretary & Marshal	1	6,960	9,180
Typist Clerk III	2	4,980	6,600
Typist Clerk II	2	3,960	5,280
Clerk II	1	3,720	4,980
Clerk I	1	3,480	4,680
Accountant III	1	8,700	11,400
Account Clerk III	1	5,880	7,800

The salaries of the Commissioners and the employees listed above shall be paid 50% from the Conservation Fund and the remaining 50% from the General Revenue Fund

LEGAL DIVISION

Attorney IV, General Counsel	1	13,380	17,460
Attorney III	1	10,260	13,380
Attorney III	2	10,260	13,380
Attorney II	1	9,180	12,000
Court Reporter	1	7,380	9,720
Special Investigator	1	5,880	7,800
Steno Clerk III	3	4,680	6,240
Steno Clerk II	2	4,200	5,580

TITLE	NUMBER AUTHORIZED	MINIMUM	MAXIMUM
The General Counsel paid 50% from General Revenue Fund and 50% Conservation Division Fund			
PUBLIC UTILITY DIVISION			
Director—C.P.A.	1	12,660	16,560
Assistant Director	1	12,300	15,600
Plant Evaluation Engineer	1	11,400	14,880
Accountant II	2	10,260	13,380
Auditor	3	9,180	12,000
Assistant Auditor	2	6,600	8,700
Public Utility Engineer	3	9,180	12,000
Steno Clerk III	1	4,980	6,600
Steno Clerk II	4	4,200	5,580
Chief Cotton Gin Inspector	1	5,880	7,800
Cotton Gin Inspector	2	4,980	6,600
Assistant Public Utility Engineer	2	7,380	9,720
COMMON CARRIER RATE DIVISION			
Interstate Rate Counsel	1	12,660	16,560
Attorney II	1	9,180	12,000
Freight Rate Analyst	1	6,960	9,180
Tariff Rate Specialists	1	6,240	8,220
Transportation Rate Field Agent	2	6,960	9,180
Auditor—Inspectors	2	7,380	9,720
Steno Clerk III	2	4,980	6,600
Steno Clerk II	2	4,200	5,580
MOTOR CARRIER DIVISION			
Director	1	11,400	14,880
Assistant Director	1	7,800	10,260
Secretary to Director—Steno Clerk III	1	4,980	6,600
Insurance Supervisor—Steno Clerk III	1	4,980	6,600
Insurance Clerk—Steno Clerk II	1	4,200	5,580
Stenographer—Steno Clerk II	2	4,200	5,580
Identification Plate Clerks—Steno Clerk II	2	4,200	5,580
Typist Clerk II	1	3,960	5,280
Chief Enforcement Officer	1	6,960	9,180
Enforcement Officers	12	5,880	7,800
FUEL INSPECTION DIVISION			
State Fuel Inspector	1	11,000	12,900
Assistant State Fuel Inspector	1	9,000	10,900
Chief Chemist	1	9,400	10,400
Assistant Chemist	1	5,900	6,900
Secretary	2	4,600	5,700
Fuel Inspectors	43	5,700	6,600
PIPELINE DIVISION			
Engineer	1	9,000	13,500
Field Inspector	1	5,400	7,500
Secretary—Steno Clerk II	1	4,200	5,580

TITLE	NUMBER AUTHORIZED	MINIMUM	MAXIMUM
OIL & GAS CONSERVATION DIVISION			
Director	1	14,100	18,420
Conservation Atty.—Attorney IV	1	13,380	17,460
Assistant Conservation Attorney	2	11,400	14,880
Manager—Pollution Abatement	1	12,000	15,720
Manager—Field Operations	1	12,660	16,560
Manager of Administration	1	12,000	15,720
Manager—Data Processing	1	9,180	12,000
Computer Programmer	1	7,380	9,720
Machine Operator (Computer)	0	\$	\$
Key punch Operators II	4	4,200	5,580
Manager—Technical Dept.	1	12,000	15,720
Senior Engineer	1	10,800	14,100
Senior Geologist	1	10,800	14,100
Staff Engineers & Geologists	5	10,260	13,380
District Managers	4	10,260	13,380
District Office Assistants	4	5,280	6,960
Field Inspectors	32	5,280	6,960
Trial Examiners	3	12,000	15,720
Court Reporters	3	7,380	9,720
Manager—Statistical Department	1	9,180	12,000
Assistant Statistician	1	6,600	8,700
Statisticians	9	5,880	7,800
Secretaries (Steno Clerk II)	4	4,200	5,580
(Steno Clerk III)	6	5,980	6,600
Steno Clerk	4	3,710	4,980
Librarian	1	4,980	6,600
Duplicating Machine Operator	2	4,200	5,580

No. 2—Page 2, Line 12—add the following language after the word “of” and before the word “litigation”:

“establishing compensatory intrastate motor carrier freight rates and for”.

No. 3—The Title to be amended to read as follows:

An Act relating to the Corporation Commission; making appropriations thereto; stating the purpose; providing that the Commissioners shall fix the duties and compensation of employees within certain limits; appropriating funds for the Petroleum Experiment Station; providing for lapse date; making provisions of this Act severable; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden-Chairman, Baldwin, Boecher, Garrett, Garrison, Grantham, Luton, Martin, Massey, Medearis, Murphy, Smalley.

HOUSE CONFEREES: Willis-Chairman, Abbott, Allard, Cate, Connor, Greenhaw, Hesser, Miskelly, Raibourn, Sanguin, Skeith, Townsend.

The following CCR on SB 76 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 76, entitled:

(Oklahoma Tax Commission 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 House recede from its Amendment No. 1.

2. The following Conference Committee Amendments be adopted:

No. 1. Page 1, Lines 17 and 18. Strike the words and figures "Seven Million Five Hundred Forty-six Thousand Thirty Dollars (\$7,546,030.00)" and insert the words and figures "Six Million Seven Hundred Thirty-six Thousand Five Hundred Fifty-eight Dollars and fifty-eight cents (\$6,736,558.58)".

No. 2. The title to be amended to read as follows:

An Act relating to the Oklahoma Tax Commission and making an appropriation thereto; stating the purpose; prohibiting payments for prior years' obligations; authorizing payment for services of State Examiner and Inspector and limiting amount to be paid; 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; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Garrett, Garrison, Grantham, Luton, Martin, Massey, Medearis, Murphy, Smalley.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Cate, Connor, Greenhaw, Hesser, Miskelly, Raibourn, Sanguin, Skeith, Townsend.

The following CCR on SB 255 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, Your General Conference Commit-

tee on appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 255, entitled:

An Act relating to the Oklahoma Capitol Improvement Authority; * * * 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 Senate concur in House Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

No. 1. Page 1, Lines 17 and 18. Strike the words and figures "Fifty-five Thousand Seventy-six Dollars and forty-four cents (\$55,076.44)" and insert the words and figures of "Thirty Thousand Dollars (\$30,000.00)".

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Garrett, Garrison, Grantham, Luton, Martin, Massey, Medearis, Murphy, Smalley.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Cate, Connor, Greenhaw, Hesser, Miskelly, Raibourn, Sanguin, Skeith, Townsend.

MESSAGE FROM THE HOUSE

Advising passage of and returning SBs 134 and 343, and SB 344—coauthored by Bean, Bernard, Barker, Hopkins, Monks, Murphy, Trent, Camp, Hatchett, Smithey and Bickford.

The above numbered Bills were ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCRs 25 and 26.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising further Conference granted on SB 145 and re-appointing the original HCs.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning

Enrolled SBs 32, 56, 57, 61, 73, 172, 186, 224, 225, 226, 248, 256, 263 and 357.

The above numbered Enrolled Bills were referred to the Governor.

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 48, 52, 59, 63 and 68.

The above numbered Bills as amended in Conference were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 27 correctly engrossed.

Engrossed SCR 27 was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned as provided under the Rules until Monday, which motion was declared adopted.

Senator Dacus presiding.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1172 and 1377, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1304, requesting Conference and referring said Bill to General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1469, requesting Conference and naming Conferees as follows: Raibourn, Mountford and Miskelly.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 27.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1471, requesting Conference and naming Conferees as follows: Thompson, Sandlin and Bickford.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 27 correctly enrolled.

Enrolled SCR 27 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SECOND CONFERENCE COMMITTEE REPORT

The following 2nd CCR on SB 145 was read and consideration deferred:

Mr. President
and
Mr Speaker:

The Conference Committee, to which was referred SB 145 By Young, entitled:

An Act relating to criminal procedure where a motor vehicle traffic violation is charged; amending Sections 6, 7, and 9, Chapter 185, O. S. L. 1968 *** and declaring an emergency,
together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

That Amendment No. 1 adopted by the House of Representatives be approved except that Section 8 of said amendment be stricken and the following amendment be adopted:

SECTION 8. Whenever a person is arrested by a law enforcement officer for a bondable traffic violation and the arrested person does not post bail in one of the methods provided for in Section 1114.1 of this act, the officer shall issue

a citation to such person to appear in court under the provisions of Section 209 of Title 22 of the Oklahoma Statutes, unless:

(a) such person fails to identify himself satisfactorily;

(b) such person refuses to acknowledge receipt of such citation by signing it;

(c) arrest or detention is necessary to prevent imminent harm to such person or to another;

(d) such person had no ties to this state reasonably sufficient to assure his appearance or that there is a substantial likelihood that he will refuse to respond to a citation;

(e) such person previously has failed to appear in response to a citation for an offense other than a minor one such as a parking violation.

That the title to the substitute bill contained in Amendment No. 1 be amended by inserting the following;

Providing for a system of mandatory traffic citations, with certain exceptions; after the word "fines"; and before "declaring an emergency."

FOR THE SENATE: Young, Grantham, Garrison.

FOR THE HOUSE: McCune, Sparkman, Sandlin.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 27.

The above numbered Enrolled Resolution was transmitted to the Secretary of State.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., Monday, April 21, 1969.

Sixtieth Legislative Day

Monday, April 21, 1969

Pursuant to adjournment, the Senate was called to order by President Pro Tempore Smith.

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Berrong, Horn, Phillips, Porter, Stipe.—5.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, the Reverend H. Ray Baker, Pastor of the Wickline United Methodist Church, Midwest City, Oklahoma, and is incorporated herein, by unanimous consent, upon request of Senator Atkinson:

Almighty God, Creator of all mankind, Giver of all spiritual grace, the Author of everlasting life, we rejoice in this day which You have made. We are thankful that You are with us and that we live and move and have our being in You. We accept Your truth that it is not enough for us to ask for forgiveness but that it is necessary for us to forgive others; that we need not remind You, O God, to lead us but it is necessary that we decide now to follow You and do Your will; and that, perhaps You do not need to hear us say, "Thank You, God, for our many blessings" but rather that we must accept, use and

share all of life with others to express our true gratitude.

May our response to You be faithful today and for as long as You choose to be the God and Father of us all. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising return of Senate Bill No. 108 pursuant to SCR 27.

MESSAGES FROM THE GOVERNOR

Advising approval by him, April 17, 1969, of Enrolled SBs 71, 77, 79, 80, 96, 118, 197, 198, 199, 338 and 345 entitled:

SB 71—By McSpadden, Massey, Inhofe and McGraw of the Senate and Willis and Miskelly of the House—An Act relating to junior colleges; making an appropriation to the Oklahoma State Regents for Higher Education; * * *; and declaring an emergency.

SB 77—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Secretary of State and making appropriations thereto; * * *; and declaring an emergency.

SB 79—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Secretary of the State Election Board and making appropriations thereto; * * *; and declaring an emergency.

SB 80—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Division of

the Budget and making an appropriation thereto; stating the purpose; * * *; and declaring an emergency.

SB 96—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Department of Public Safety and Size and Weights Division; amending 47 O. S. 1961, § 14-116, as last amended * * *; and declaring an emergency.

SB 118—By Baggett, et al of the Senate and Miskelly, et al of the House—An Act relating to schools; providing for free kindergarten; providing short title; declaring legislative intent; * * *; and providing effective date.

SB 197—By Smith, et al of the Senate and Abbott, et al of the House—An Act relating to schools; amending 70 O. S. 1961, § 13-3, as amended by Section 3, Chapter 250, O. S. L. 1968 (70 O. S. Supp. 1968, § 13-3), * * *; providing special education for exceptional children; * * *; and declaring an emergency.

SB 198—By Smith, et al of the Senate and Abbott, et al of the House—An Act relating to schools; amending 70 O. S. 1961, § 13-2, as last amended by Section 2, Chapter 250, O. S. L. 1968 (70 O. S. Supp. 1968, § 13-2); pertaining to special education; requiring reevaluation of the eligibility of exceptional children at least once every three years; and declaring an emergency.

SB 199—By Smith, et al of the Senate and Abbott, et al of the House—An Act relating to schools; amending 70 O. S. 1961, § 13-1, as last amended by Section 1, Chapter 250, O. S. L. 1968 (70 O. S. Supp. 1968, § 13-1); pertaining to special education; amending the definition of exceptional children by including additional categories and by lowering the age requirement for children with specified handicaps; and declaring an emergency.

SB 338—By Horn, Stipe and Massey—An Act relating to Public Health and Safety; amending Sections 2 and 3, Chapter 73, O. S. L. 1963, (63 O. S. Supp. 1968, § § 4712 and 47.3); * * * providing for

deposit and expenditures of monies; and declaring an emergency.

SB 345—By Birdsong, et al of the Senate and Hopkins, et al of the House—An Act relating to cities and towns; providing regular police of a city or town may perform police functions in other cities or towns than their own under certain circumstances, subject to certain conditions; and declaring an emergency.

Advising approval by him, April 18, 1969, of Enrolled SBs 56, 57, 61, 129, 233, 249, 250, 290 and 353 entitled:

SB 56—By McSpadden, Massey, et al of the Senate and Willis and Miskelly, et al of the House—An Act relating to the Oklahoma Aeronautics Commission and making appropriation thereto; * * * and declaring an emergency.

SB 57—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Department of Public Safety and making appropriations thereto; * * * and declaring an emergency.

SB 61—By McSpadden, et al of the Senate and Willis, et al of the House—An Act relating to the Oklahoma Cerebral Palsy Center; making appropriation thereto; * * * and declaring an emergency.

SB 129—By Miller, Murphy, Ferrell, Bradley, Dacus, Martin, McGraw and McSpadden of the Senate and Abbott of the House—An Act relating to public health and safety; providing credits against income tax liability for investments in facilities for air pollution control; * * *; and providing for limitations.

SB 233—By Smith of the Senate and Miskelly and Ford of the House—An Act relating to public information; providing for distribution and preparation by state-owned information center and State Agencies of Publicity, Advertising and Informational Materials on state-owned and privately-owned museums, buildings, sites, attractions and points of interest in the State of Oklahoma; and declaring an emergency.

SB 249—By Stipe, Birdsong and Terrill of the Senate and Hopkins, Camp and Hatchett of the House—An Act relating to Cities and Towns; amending 11 O. S. 1961, § 54 1n, to authorize boards of trustees of police pension and retirement systems of cities and towns which employ two or more regular policemen to adjust pension amounts under specified conditions and circumstances and within availability of funds whenever adjustments are made in amount of the salaries of regular police; defining "regular police"; and declaring an emergency.

SB 250—By Grantham and Stipe of the Senate and Peterson, Conaghan and Thompson of the House—An Act relating to public health and safety; providing any male person of the age of eighteen or older may donate blood without parental permission in certain instances; and declaring an emergency.

SB 290—By Howard, Graves, and Nichols of the Senate and Townsend, et al of the House—An Act relating to state officers and employees and to the Oklahoma Resources Development Act of 1965; * * * and declaring an emergency.

SB 353—By Stipe and Dacus of the Senate and Mountford of the House—An Act relating to professions and occupations; providing that wherever in Chapter 4 of Title 59, O. S. 1961, and other statutes of Oklahoma in * * * defining the term DPM; and declaring an emergency.

Advising approval by him, April 21, 1969, of Enrolled SBs 32, 73, 146, 156, 171, 172, 186, 224, 225, 226, 248, 253, 256, 263, 307, 308, 318, 319 and 357 entitled:

SB 32—By Howard of the Senate and Bamberger of the House—An Act relating to fees; providing for the establishing of a flat fee for service of writs, orders, process, commands and notices; providing for mileage of sheriffs and deputies in certain instances; * * * and declaring an emergency.

SB 73—By McSpadden and Massey of the Senate and Willis and Miskelly of the

House—An Act relating to the Office of the State Supreme Court and making appropriations thereto; * * * and declaring an emergency.

SB 146—By Miller of the Senate and Townsend and Goodfellow of the House—An Act relating to elections; amending 26 O. S. 1961, §§ 362 and 363; providing appointment and duties of counters at elections; and declaring an emergency.

SB 156—By Miller of the Senate and Townsend and Goodfellow of the House—An Act relating to elections; amending 26 O. S. 1961, § 93.3, as amended by Section 1, Chapter 38, O. S. L. 1967, (26 O. S. Supp. 1968, § 93.3), 26 O. S. 1961, §§ 93.4, 101b, 101f, 102.3, 102.7 and 103.5; providing for the removal of restriction on registration five days after each election; and declaring an emergency.

SB 171—By Murphy and McGraw of the Senate and Hesser, Hunter and Ferrell of the House—An Act relating to Vocational and Technical Education; creating the State Department of Vocational and Technical Education; *** directing codification; and declaring an emergency.

SB 172—By Murphy of the Senate and Thompson, et al of the House—An Act concerning the recognition of notarial acts (including acknowledgments but extending to all notarial acts as defined) performed outside this state for use within this state; * * * and providing for uniformity of construction.

SB 186—By Martin, et al of the Senate and Bradley of the House—An Act relating to motor vehicle licensing and registration; amending 47 O. S. 1961, § 22.5b, by declaring certain vehicles to be engaged in "farm use" as defined by the laws of the state; *** as required for other vehicles registered for farm use.

SB 224—By Stipe of the Senate and Skeith of the House—An Act relating to mines and mining; amending 45 O. S. 1961, § 572; providing fire boss shall keep record book approved by Chief Mine Inspector; providing for removal of dangers;

providing for countersigning of reports; and declaring an emergency.

SB 225—By Stipe of the Senate and Skeith of the House—An Act relating to mines and mining; amending 45 O. S. 1961, § 106; providing for record book approved by Chief Mine Inspector; providing for countersigning of reports; and declaring an emergency.

SB 226—By Stipe of the Senate and Skeith of the House—An Act relating to mines and mining; amending 45 O. S. 1961, § 569; providing mine foreman shall keep records; providing for approval of records by Chief Mine Inspector; and declaring an emergency,

SB 248—By Inhofe, et al of the Senate and Gooden, et al of the House—An Act relating to mental health; providing for custody and confinement of mentally ill persons by county sheriff; and declaring an emergency,

SB 253—By Berrong, et al of the Senate and Mountford of the House—An Act relating to motor vehicles; amending 47 O. S. 1961, § 561, § 563, subsection (f), § 564, subsection (c), as amended by Section 6, Chapter 251, O. S. L. 1967, and § 565; providing schedule of fees for licenses; prescribing grounds for refusing, revoking or suspending motor vehicle dealer's license; and declaring an emergency,

SB 256—By Atkinson—An Act relating to game and fish; amending 29 O. S. 1961, § 523; providing revocation or suspension of commercial license; and declaring an emergency,

SB 263—By Atkinson of the Senate and Raibourn of the House—An Act relating to game and fish; amending 29 O. S. 1961, § 832; prohibiting removal of minnows from state; * * * from whom minnows were purchased,

SB 307—By Baggett of the Senate and Conaghan and Atkins of the House—An Act relating to motor vehicles; amending Section 9, Chapter 86, O. S. L. 1967 (47 O. S. Supp. 1968, § 759), to provide the Dean of University of Oklahoma School

of Medicine, or his designate, shall be chairman of the Board of Chemical Tests for Alcoholic Influence; and declaring an emergency,

SB 308—By Romang of the Senate and Hancock of the House—An Act relating to civil procedure; amending Section 2, Chapter 293, O. S. L. 1968 (12 O. S. Supp. 1968, § 153.1); authorizing service of summons and/or orders of the court in person or by mail; providing content of summons; prescribing procedure for mailing; providing for serving copy of petition with summons; fixing fee of clerk for mailing; relating to return information on summons; and declaring an emergency,

SB 318—By Stipe and Birdsong of the Senate and Hopkins, et al of the House—An Act relating to cities and towns; amending 11 O. S. 1961, § 541 1; providing disability allowance for police officers; * * * and declaring an emergency,

SB 319—By Stipe, Birdsong and Terrill of the Senate and Hopkins, Camp and Hatchett of the House—An Act relating to cities and towns and to police pensions and retirement amending 11 O. S. 1961, § 541q; providing for adjustments to pensions based upon changes in base salary; defining "regular police"; providing for proration of insufficient funds; and declaring an emergency,

SB 357—By Williams of the Senate and Thornhill of the House—An Act relating to school lands; amending 64 O. S. 1961, § 100, as last amended by Section 1, Chapter 310, O. S. L. 1968 (64 O. S. Supp. 1968, § 100), increasing the amount of interest to be charged on the balance of the purchase price of lands sold by the Commissioners of the Land Office from five percent per annum to six percent per annum,

MESSAGE FROM THE HOUSE

Granting further conference on Engrossed **SB 55**, re-referring said Bill to the General Conference Committee on Appropriations with instructions to line item the appropriation in said Bill.

CITATION

Upon motion of Senator Hargrave, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Lieutenant Kermit Horn, Tulsa Police Department.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

RESOLUTIONS

SCR 28 by Smalley of the Senate and Sandlin, et al, of the House was introduced and read as follows:

A Concurrent Resolution recalling from the Office of the Governor Senate Bill No. 25 passed by the First Session of the Thirty-Second Oklahoma Legislature.

SCR 28 was read at length, adopted upon motion of Senator Smalley and ordered referred for engrossment.

SCR 29 by Smalley of the Senate and McCune of the House was introduced and read as follows:

A Concurrent Resolution recalling from the Office of the Governor Senate Bill No. 91 passed by the First Session of the Thirty-Second Oklahoma Legislature.

SCR 29 was read at length, adopted upon motion of Senator Smalley and ordered referred for engrossment.

GENERAL ORDER

HB 1181 by Miskelly, et al, of the House was read and considered.

Senator Baggett asked to be made Senate Author of **HB 1181**, which was the order.

Senators McSpadden, Smalley, Keels, Ham, Luton and Birdsong asked to be made coauthors of **HB 1181**, which was the order.

Upon motion of Senator Baggett, **HB 1181** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **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, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Berrong, Horn, Phillips, Porter, Stipe.—5.

The bill was declared passed.

HB 1181, as amended, was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

Senator Terrill asked unanimous consent that **SB 223** be ordered withdrawn from the Calendar and referred to the Committee on Rules, which was the order.

THIRD READING

Senator Terrill asked unanimous consent that the vote be reconsidered by which **HB 1439**, as amended, was advanced to engrossment.

GENERAL ORDER

Senator Terrill asked unanimous consent that **HB 1439** be ordered withdrawn from the Calendar and re-referred to the Committee on Education, which was the order.

SB 379 by Smalley and Baggett of the Senate and Cate of the House was read and considered.

Upon motion of Senator Smalley, **SB 379** was advanced to engrossment.

By unanimous consent, upon request of

Senator Smalley, **SB 379** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 379 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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Hamilton.—1.

Excused: Berrong, Birdsong, Field, Horn, Inhofe, Phillips, Porter, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Hamilton.—1.

Excused: Berrong, Birdsong, Field, Horn, Inhofe, Phillips, Porter, Stipe.—8.

The emergency was declared passed.

SB 379 was referred for engrossment.

GENERAL ORDER

Senator Miller asked unanimous consent that **HJR 1031** be ordered withdrawn from the Calendar and re-referred to the Committee on Roads and Highways, which was the order.

Senator Berrong asked to be shown present, which was the order.

GENERAL ORDER

HB 1205 by Poulos, et al, of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, **HB 1205** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1205** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1205 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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Baggett, Birdsong, Field, Horn, Massey, Phillips, Porter, Stipe, Taliaferro.—9.

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, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—39.

Excused: Baggett, Birdsong, Field, Horn, Massey, Phillips, Porter, Stipe, Taliaferro.—9.

The emergency was declared passed.

HB 1205, as amended, was referred for engrossment.

Senators Horn and Phillips asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1031, 1164, 1172, 1241, 1282, 1337, 1377, 1438 and 1442.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Crow, the Senate concurred in **HAS** to Engrossed **SCR 22**.

SCR 22 by Crow, Field, Boecher and Ferrell, as amended by the Honorable House, was read at length, and adopted upon motion of Senator Crow.

HAS were properly signed and the Resolution, as amended, referred for enrollment.

Senator Atkinson moved that the Senate refuse to concur in **HAS** to **SB 257** 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 Smith announced the appointment of the following Senate Conferencees under **SB 257**: Atkinson, Williams and Boecher.

PENDING CONSIDERATION OF CCR

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 255** was declared adopted.

SB 255, as 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, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels,

Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Baggett, Birdsong, Inhofe, Porter, Stipe.—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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Baggett, Birdsong, Inhofe, Porter, Stipe.—5.

The emergency was declared passed.

SB 255, 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 1022—By Beauchamp, et al, of the House and Taliaferro and Terrill of the Senate—A Concurrent Resolution congratulating and commending Fort Sill Army Post on its One Hundredth Anniversary: noting some of its colorful history; recognizing its important part in modern day military developments; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1023—By Bickford—A Concurrent Resolution recalling from the office of the

Governor House Bill No. 1416 passed by the First Session of the Thirty-second Oklahoma Legislature.

Upon request of Senator Terrill, **HCR 1023** was taken up for immediate consideration.

HCR 1023 was read at length, adopted upon motion of Senator Terrill, properly signed and ordered returned to the Honorable House.

Senator Stipe asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 53** was declared adopted.

SB 53, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—43.

Nay: Young.—1.

Excused: Berrong, Birdsong, McGraw, Porter.—4.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang,

Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—43.

Nay: Young.—1.

Excused: Berrong, Birdsong, McGraw, Porter.—4.

The emergency was declared passed.

SB 53, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 76** was declared adopted.

SB 76, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—42.

Excused: Berrong, Birdsong, Graves, 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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—42.

Excused: Berrong, Birdsong, Graves, McGraw, Porter, Terrill.—6.

The emergency was declared passed.

SB 76, together with Conference Com-

mittee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1101** was declared adopted.

HB 1101, as 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, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Bradley.—1.

Excused: Atkinson, Berrong, Birdsong, Ferrell, Holden, Medearis, Porter, 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, Boecher, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Nay: Bradley.—1.

Excused: Atkinson, Berrong, Birdsong, Ferrell, Holden, Medearis, Porter, Stipe.—8.

The emergency was declared passed.

HB 1101, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, 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: Atkinson, Baggett, Baldwin, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Berrong, Birdsong, Garrett, Garrison, Holden, Medearis, Porter, 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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Berrong, Birdsong, Garrett, Holden, Medearis, Porter, Taliaferro.—7.

The emergency was declared passed.

HB 1105, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1114** was declared adopted.

HB 1114, as 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham,

Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—41.

Excused: Berrong, Birdsong, Garrett, Medearis, Porter, Taliaferro, 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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—41.

Excused: Berrong, Birdsong, Garrett, Medearis, Porter, Taliaferro, Young.—7.

The emergency was declared passed.

HB 1114, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting herewith Motions by Goodfellow of the House and Baldwin of the Senate for adoption and concurrence by the Honorable Senate in the issuance by the Oklahoma State Legislature of Concurrent Citations as follows:

No. 9—Don O'Rear.

No. 10—Ray Jarvis.

No. 11—Debbie Abbott.

No. 12—Sandy Hacker.

No. 13—Larry Weathers.

No. 14—Longhorn Lassies, Fort Cobb High School.

No. 15—Longhorns, Fort Cobb High School.

No. 16—Girls' Basketball team, Hinton, Oklahoma.

No. 17—Mike Dolch.

No. 18—Dorlana Wilburn.

Upon motion of Senator Baldwin, the Senate adopted the motions for the issuance of said Concurrent Citations.

House Concurrent Citations Nos. 3, 10, 11, 12, 13, 14, 15, 16, 17 and 18 were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Senator Terrill moved that **HB 1203** be withdrawn from the Calendar and re-referred to the Committee on Public Health, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 45**—coauthored by Atkins; **SB 242**—coauthored by Skeith, Murphy and Monks; and **SB 340**—coauthored by McCune, Sandlin, Holaday, Hancock, Peterson, Bickford, Jones, Green, Spearman, Thompson, Sparkman, Raibourn, Beauchamp, Briscoe, Camp, Dunn, Finch, Greenhaw, Hatchett, Kamas, Miskelly, Monks, Murphy, Patterson, Rogers, Smith (E. W.), Smithey, Thornhill, Townsend, Trent, Whorton and Wixson, each as amended.

HAs to **SB 242** read as follows, rejected upon motion of Senator McSpadden, and conference requested:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 28, by striking all the language after the word "truck" and adding in lieu thereof, the following language: "and trailer, where such truck and trailer are used as a combination unit".

AMENDMENT NO. 2. Amend Page 3, Line 2, by inserting the following as a new **SECTION 2**: "**SECTION 2.** For the purpose of promoting the development of forests and forest products in Oklahoma, and in order to eliminate apparent inequities in license fees for vehicles using only improved streets and highways and

those used in wooded areas and off the main highway system of this state, a special classification is hereby created for those motor vehicles used exclusively in transporting unfinished or unprocessed forest products, logs, ties, stave bolts, and posts directly from the forest or point of production or severance to the first mill or processing plant, or first market or shipping point. The annual license fee for each such vehicle shall be as follows:

For a truck with two axles, a fee of Three Dollars (\$3.00) per one thousand (1,000) pounds of gross laden weight of the truck, with a minimum fee of Twenty-five Dollars (\$25.00) and a maximum fee of Fifty Dollars (\$50.00) for each such truck.

The Oklahoma Tax Commission shall issue special and distinctive license plates for the motor vehicles registered in this classification.

On the application for registration of a motor vehicle under this classification the applicant shall state that he is familiar with the purpose for which such licensed vehicle may be used and that he will not use such vehicle for any purpose not authorized hereunder. Said application shall be made under penalty of perjury.

All other provisions of the laws in respect to the licensing and registration of other motor vehicles not inconsistent herewith shall apply to the motor vehicles registered under this section.

and renumber the present SECTION 2 as SECTION 3.

AMENDMENT NO. 3. Amend the TITLE, on Line 7½, before Emergency Provision: "PROVIDING CLASSIFICATION OF CERTAIN MOTOR VEHICLES; PRESCRIBING ANNUAL LICENSE FEES;"

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferencees under **SB 242**: McSpadden, Smalley and Howard.

HAS to SB 45 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 33, by inserting after the word "meetings" and before the word "of" a comma and the words "deliberations and voting".

AMENDMENT NO. 2. Amend Page 2, Line 20, by striking after the word "(5)" and before the word "variance", "Such exception or" and substituting therefor "A".

AMENDMENT NO. 3. Amend Page 2, Line 35½, by inserting after the word "members" and before the word "of" the following: ", three members if no protests are registered,".

AMENDMENT NO. 4. Amend Page 3, Lines 19 through 24, by deleting all the language.

AMENDMENT NO. 5. Amend Page 3, Line 27, by adding a new Section 3 as follows:

"In cities with a population over two hundred fifty thousand (250,000) the Board of Adjustments shall hold a minimum of two (2) regular scheduled public hearings per month".

And renumbering the following section.

HAS to SB 340 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Section 1, Line 20, by striking the word "a" following the word "of" and before the word "state" and substituting the words "the affected".

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 21, by adding after the word "the" the word "affected".

PENDING SENATE ACTION

Upon motion of Senator Lane, the request of the Honorable House for further conference on **HB 1264** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President

Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1264**: Hamilton, Crow and Young.

Upon motion of Senator Terrill, on behalf of Senator Hamilton, the request of the Honorable House for further conference on **HB 1195** was ordered granted, President Pro Tempore Smith reappointing the original Senate Conferees as follows: Hamilton, Crow and Young.

Upon motion of Senator Massey, the request of the Honorable House for a conference on **HB 1304** was ordered, said Bill to be referred to the General Conference Committee on Appropriations.

Upon motion of Senator Atkinson, the request of the Honorable House for a conference on **HB 1469** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1469**: Atkinson, Field and Boecher.

Upon motion of Senator Short, the request of the Honorable House for a conference on **HB 1471** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1471**: Short, Romang and Howard.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 242**, and naming House Conferees as follows: Mountford, Murphy and Witt.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 356**, and naming House Conferees as follows: Thornhill, Bradley and Clemons.

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 1098, 1106, 1113, 1123, 1234, 1319** and **1288**.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **HB 1098** 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 1098**, entitled:

An Act relating to the office of the Attorney General and offices of District Attorneys 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 recommendation:

That the Senate recede from Senate **AMENDMENT No. 1**.

SENATE CONFEREES: McSpadden-Chairman, Baldwin, Garrison, Grantham, Luton, Martin, Massey, Medearis.

HOUSE CONFEREES: Willis-Chairman, Abbott, Allard, Cate, Connor, Fine, Greenhaw, Hesser, Miskelly, Raibourn, Sanguin, Skeith, Townsend.

The following **CCR** on **HB 1106** 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 1106**, entitled:

An Act relating to the office of the De-

partment of Charities and Corrections and making appropriations 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 recommendation:

1. That the Senate recede from Senate AMENDMENT No. 1.

SENATE CONFEREES: McSpadden-Chairman, Baldwin, Garrison, Grantham, Luton, Martin, Massey, Medearis.

HOUSE CONFEREES: Willis-Chairman, Abbott, Allard, Cate, Connor, Fine, Greenhaw, Hesser, Miskelly, Raibourn, Sanguin, Skeith, Townsend.

The following CCR on HB 1113 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 1113, entitled:

(An Act relating to the State Highway 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 recommendations that the Senate recede from all Senate Amendments and the following Conference Committee Substitute be adopted:

CCS for HB 1113—by Willis, et al of the House and McSpadden and Massey of the Senate—An Act relating to the State Highway Department; making appropriations thereto; specifying purposes for which same may be expended; providing for transfer of certain funds; providing for construction of roads to lakes and historic sites; authorizing expenditure for highway safety coordinating committee; requiring certain minimum allocation of funds to commissioners districts; 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; making said appropriations non-fiscal; 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 Highway Department, from any revenues accruing to the State Highway Construction and Maintenance Fund, for the fiscal year ending June 30, 1970, not otherwise appropriated, the sum of Forty-eight Million Thirty-seven Thousand Four Hundred Ninety-six Dollars and twenty-four cents (\$48,037,496.24) to be used and expended by the Department of Highways of the State of Oklahoma to pay legal obligations incurred in the operation of the Department of Highways and the State Highway Commission and in the construction and maintenance of roads and highways, and to pay expenses of operating and maintaining the State Highway System and all expenses incurred in construction, repairing and maintaining state highways, farm-to-market roads, and county highways as authorized by law, including, but not excluding, necessary and convenient items not specifically mentioned herein; salaries, wages, and lawful expenses of members of the State Highway Commission and the State Highway Director and the employees, attorneys, and other professional help of the Department of Highways; the purchase of office supplies, furniture and equipment; the construction, maintenance and repair of needed warehouses, garages, division headquarters, and other needed buildings; the payment of bond premiums, insurance premiums, and premiums of Workmen's Compensation Insurance; the purchase of materials, tools, machinery, motor vehicles, and equipment necessary or convenient in the operation of the Department of Highways and the construction and

maintenance of roads and highways; the payment of witnesses' fees, attorneys' fees, appraisers' fees, sheriffs' mileage, and publication cost in actions to appropriate right-of-way, land, or materials needed in the construction or maintenance of roads and highways; payment of any expenses which may be necessary or convenient in constructing and maintaining roads and highways and in accomplishing the purposes for which the State Highway Commission and the Department of Highways were created; the acquisition by purchase of rights-of-way and land, the payment of any final judgment rendered by a court of competent jurisdiction in eminent domain proceedings for the taking or damaging of real or personal property for which the state is liable under the provisions of Section 24, Article II, of the Constitution, and for expenses of audit as provided by law. Provided, however, that payment to the State Examiner and Inspector for auditing accounts of the State Highway Department shall not exceed during the fiscal year ending June 30, 1970, one-tenth of one percent (1/10 of 1%) of the total warrants issued from the State Highway Construction and Maintenance Fund during the fiscal year June 30, 1969.

SECTION 2. There is hereby appropriated to the State Highway Department, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1970, not otherwise appropriated, the sum of Nine Million Nine Hundred Thirty-two Thousand Four Hundred Fifty-three Dollars and twenty-six cents (\$9,932,453.26). Said appropriation shall be transferred and is hereby appropriated to the State Highway Construction and Maintenance Fund and shall be expended in the same manner and for the same purpose as other monies accruing to the credit of the State Highway Construction and Maintenance Fund. All special maintenance projects with a total cost of Fifty Thousand Dollars (\$50,000.00) or more shall be done by the contract

method, when in the judgment of the Director and the majority of the State Highway Commission, it is in the best interest of the State of Oklahoma. Not less than Seven Hundred Thousand Dollars (\$700,000.00) of the funds dedicated to new construction shall be used for construction of lake roads and roads to historic sites and of this amount, not less than fifty percent (50%) shall be by contract method. Not less than Five Hundred Thousand Dollars (\$500,000.00) of the funds dedicated to new construction shall be used for construction of roads to existing industrial sites.

SECTION 3. The State Highway Department is hereby authorized to expend up to Eighteen Thousand Dollars (\$18,000.00) of the funds appropriated in this Act, for the fiscal year ending June 30, 1970, to carry out the administrative functions imposed by the Highway Safety Act, Chapter 347, Oklahoma Session Laws 1967 (47 O. S. Supp. 1968, § § 40-107, et seq.).

SECTION 4. Of the amounts appropriated by the preceding sections of this Act and restricted in use for matching federal funds and for state-aid project contracts, not less than six percent (6%) shall be allocated and encumbered in any one commissioner's district.

SECTION 5. No obligation shall be incurred during any fiscal year in excess of the unencumbered balance of the appropriation made by Section 1 of this Act, as adjusted by the State Budget Director. Construction contracts and purchase orders issued by the State Highway Department, setting forth the actual or estimated cost of construction as consideration for the cost of work to be done or services, supplies, and equipment to be furnished, shall constitute obligations within the meaning of this Act. Monthly, bimonthly, or weekly payrolls of the State Highway Department shall constitute current charges and shall become obligations against the State Highway Construction and Maintenance Fund at the time the

payrolls are filed with the State Budget Director for payment.

SECTION 6. To prevent obligations being incurred in excess of the revenue to be collected during any fiscal year, the appropriations made by Section 1 and 2 of this Act and the cash surplus, if any, shall be subject to the provisions of Title 62, § § 41.1 through 41.38, Oklahoma Statutes 1961, as now or hereafter amended.

SECTION 7. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 8. 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 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: McSpadden-Chairman, Baldwin, Garrison, Grantham, Luton, Martin, Massey, Medearis.

HOUSE CONFEREES: Willis-Chairman, Abbott, Allard, Cate, Connor, Fine, Greenhaw, Hesser, Miskelly, Raibourn, Sanguin, Skeith, Townsend.

The following CCR on HB 1123 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 1123, entitled:

(An Act relating to the State Department of Agriculture and making; 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 AMENDMENT No. 2.

3. That the House concur in Senate AMENDMENT No. 3.

4. That the following Conference Committee Amendments be adopted.

No. 1. Page 2, Line 4, strike the figure "\$509,400.00" and insert the figure "\$533,000.00".

No. 2. Page 2, Line 7, strike the figure "\$5,000.00" and insert the figure "\$6,000.00".

No. 3. Page 2, Line 9, strike the words and figures "State Turkey Show 1,000.00"

No. 4. Page 2, Line 16, strike the figure "\$1,915,298.00" and insert the figure "\$1,939,398.00".

No. 5. Restore title to read as follows:

An Act relating to the State Department of Agriculture and making appropriations thereto; stating the purpose; requiring that expenditures for brucellosis eradication shall be in conjunction with federal government's eradication program; authorizing appointment and compensation of personnel; providing lapse date; making the provisions of this Act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Garrison, Grantham, Luton, Martin, Massey, Medearis.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Cate, Fine, Greenhaw, Hesser, Miskelly, Sanguin, Skeith.

The following CCR on HB 1234 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 1234, entitled:

(An Act making appropriations; 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 Substitute be adopted:

CCS for HB 1234—By Willis et al of the House and McSpadden and Massey of the Senate—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 current holders of the following warrants or orders:

NUMBER OF

WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
421631	C. Wiley	C. Wiley	\$247.51
605733	R. C. Buchanan	R. C. Buchanan	62.00
652983	R. C. Buchanan	R. C. Buchanan	56.17
678877	R. C. Buchanan	R. C. Buchanan	25.02
637182	E. R. Arlinghaus	E. R. Arlinghaus	122.61
405189	M. A. Byrd	M. A. Byrd	6.62
261678	John Raper	John Raper Estate (P. R. Wilbanks, Executor)	198.48
982023	Lynn Smith	Lynn Smith	102.19
343765	B. M. Steele	B. M. Steele	27.50
221146	M. G. McCoy	M. G. McCoy	158.00
446074	Sinclair Refining Co.	Sinclair Refining Co.	33.79
782931	Paxton Equipment & Supply	Paxton Equipment & Supply	265.68
842811	R. G. Price	R. G. Price	20.00
929747	R. G. Price	R. G. Price	30.00
699335	R. G. Price	R. G. Price	5.00
450208	R. G. Price	R. G. Price	5.00
570099	R. G. Price	R. G. Price	15.00
331148	R. G. Price	R. G. Price	15.00
932269	R. G. Price	R. G. Price	5.00
230621	R. G. Price	R. G. Price	5.00
022426	R. G. Price	R. G. Price	10.00
118262	R. G. Price	R. G. Price	10.00
651276	Mike Frix	Mike Frix	150.00

SECTION 2. There is hereby appropriated out of any monies in the Wildlife Conservation Commission Fund of the Wildlife Conservation Commission, the following amounts for payment to the current holder of the following warrant:

NUMBER OF WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
088605	M. T. Reeves	M. T. Reeves	\$114.85
664954	Sinclair Refining Co.	Sinclair Refining Co.	138.62
876193	Leslie Vanderwork	Leslie Vanderwork	60.00
677874	J. Leemasters	J. Leemasters	69.76
677878	P. Leemasters	P. Leemasters	69.76

SECTION 3. There is hereby appropriated out of any monies in the Medical Research Fund, Department of Corrections, the following amount for payment to the current holder of the following warrant:

NUMBER OF WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
665656	Midcontinent Surgical Co.	Mid-Continent Surgical Co.	\$109.50

SECTION 4. There is hereby appropriated out of any monies in Aid to Families with Dependent Children of the Oklahoma Public Welfare Commission, the following amount for payment to the current holder of the following warrant:

NUMBER OF WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
0185448	Ramona Pilkington	H. C. Cornog	\$255.00

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 current holders of the following warrants or orders:

NUMBER OF WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
219732	Jennie Bradshaw	Jennie Bradshaw	\$ 97.00
47516	John C. Gafford	John C. Gafford	46.00
0408170	Edneau M. Hood	Edneau M. Hood	63.00
0176799	Lillie Johnson	Estate of Lillie Johnson	122.00
0408189	W. E. Vail	Safeway Stores, Inc.	112.00
0386326	S. L. Brooks	S. L. Brooks	47.00

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 current holders of the following warrants or orders:

NUMBER OF WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
114506	F. H. Austin, MD	F. H. Austin, MD	\$ 7.00
155582	G. E. Finley, MD	G. E. Finley, MD	10.00
42939	N. L. Hastings, DO	N. L. Hastings, DO	58.00
34153	C. H. Day, MD	C. H. Day, MD	17.00
9815	McCurtain Memorial Hospital	McCurtain Memorial Hospital	183.55
9317	McCurtain Memorial Hospital	McCurtain Memorial Hospital	40.00
34302	R. A. Jordan, MD	R. A. Jordan, MD	105.00
151588	Nathon Webb	R & S Drug Company No. 2	65.00
10665	Nowata General Hospital	Nowata General Hospital	68.00

SECTION 7. There is hereby appropriated out of any monies in the Oklahoma Emergency and General Assistance Account of the Oklahoma Public Welfare Commission, the following amounts for payment to the current holder of the following warrant:

NUMBER OF

WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
7316	Bobby R. Rotan	Bill Todd	\$ 20.00
11679	Lucious D. Durham	Buchanan Grocery	20.00
13981	Lucious D. Durham	Buchanan Grocery	20.00

SECTION 8. There is hereby appropriated out of any monies in the Department of Public Welfare Administration Account, the following amount for payment to the current holder of the following warrant:

NUMBER OF

WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
097542	S. D. Revere, MD	S. D. Revere, MD	\$ 10.00

SECTION 9. There is hereby appropriated out of any monies in the Department of Public Welfare Rehabilitation Fund, the following amounts for payment to the current holder of the following warrant:

NUMBER OF

WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
602624	Dorothy Price	Dorothy Price	\$ 18.54
932250	J. C. Penney Co.	J. C. Penney Co.	28.99

SECTION 10. There is hereby appropriated out of any monies in the Department of Public Welfare Title XIX Revolving Fund, the following amount for payment to the current holder of the following warrant:

NUMBER OF

WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
047410	C. Gallaher, MD	C. Gallaher, MD	\$ 5.00

SECTION 11. There is hereby appropriated out of any monies in the Department of Highway Construction and Maintenance Fund, the following amount for payment to the current holder of the following warrant:

NUMBER OF

WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
01136	Clifford D. Hayes, Sr.	Clifford D. Hayes, Sr.	\$412.13

SECTION 12. There is hereby appropriated out of any monies in the Griffin Memorial Hospital Revolving Fund, the following amount for payment to the current holder of the following warrant:

NUMBER OF

WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
917252	United World Films, Inc.	United World Films, Inc.	\$193.25

SECTION 13. The Oklahoma Tax Commission is hereby directed to pay from the Oklahoma Tax Commission Official Depository Account 106 the following amount to the current holder of the following warrant:

NUMBER OF

WARRANT	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
48891	Ralph W. Haskins	Estate of James S. Haskins	\$ 84.50

SECTION 14. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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.

SECTION 16. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 17. 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: McSpadden, Chairman, Baldwin, Garrison, Grantham, Luton, Martin, Massey, Medearis.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Cate, Fine, Greenhaw, Hesser, Miskelly, Sanguin, Skeith.

The following CCR on HB 1319 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 1319, entitled:

(An Act relating to motor vehicles 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 amendment be adopted:

Restore title to read as follows:

An Act relating to motor vehicles; amending 47 O. S. 1961, § § 2-104, 2-105 and 2-106, as last amended by Sections 1, 2, 3 and 4, Chapter 349, O. S. L. 1967 (47 O. S. Supp. 1968, § § 2-104, 2-105 and 2-106); providing for appointment of employees, prescribing qualifications; providing for increases in minimum and maximum salaries and longevity base pay for members of the Oklahoma Highway Patrol and Drivers License Division; repealing all acts in conflict herewith; mak-

ing provisions of Act severable; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Garrison, Grantham, Luton, Martin, Massey, Medearis.

HOUSE CONFEREES: Willis-Chairman, Allard, Cate, Fine, Greenhaw, Hesser, Miskelly, Sanguin, Skeith.

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 claims allowable from the court fund; * * *; 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:

That the Senate recede from Senate Amendments No. 1 and No. 2.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Garrison, Grantham, Luton, Martin, Massey, Medearis.

HOUSE CONFEREES: Willis, Chair-

man, Abbott, Allard, Cate, Fine, Greenhaw, Hesser, Miskelly, Sanguin, Skeith.

PENDING SENATE ACTION

HCR 1021 by Privett was taken up for consideration, read at length, and adopted upon motion of President Pro Tempore Smith.

HCR 1021 was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Short asked for consideration of his motion to reconsider the vote by which **HB 1179** failed of passage.

Senator Boecher moved to table the Short motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Boecher, Dacus, Ferrell, Field, Ham, Horn, Keels, Luton, Martin, Murphy, Payne, Terrill, Williams.—13.

Nay: Baggett, Baldwin, Bradley, Breckinridge, Garrison, Grantham, Hargrave, Howard, Inhofe, McCune, McGraw, McSpadden, Miller, Phillips, Romang, Short, Smalley, Smith, Stansberry.—19.

Excused: Atkinson, Berrong, Birdsong, Crow, Garrett, Graves, Hamilton, Holden, Lane, Massey, Medearis, Nichols, Porter, Stipe, Taliaferro, Young.—16.

The vote occurring upon the Short motion, it was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Bradley, Breckinridge, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—26.

Nay: Boecher, Dacus, Ferrell, Field, Ham, Horn, Luton, Payne, Phillips.—9.

Excused: Atkinson, Baldwin, Birdsong, Crow, Hamilton, Lane, Massey, Medearis, Nichols, Porter, Stipe, Taliaferro, Young.—13.

THIRD READING

Senator Short moved to reconsider the vote by which **HB 1179** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Upon motion of Senator Short, the vote was reconsidered by which **HB 1179** was advanced to engrossment.

GENERAL ORDER

Senator Short moved that **HB 1179** be withdrawn from the Calendar and referred to the Committee on Public Affairs, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 132 and **SCRs 28** and **29** and **HBs 1011, 1125, 1440** and **1479** each correctly engrossed.

SBs 48, 52, 59, 63, 68, 134, 275, 282, 304, 343, 344 and **SCRs 24** and **26** and **SR 32** each correctly enrolled.

Engrossed **SB 132** and **SCRs 28** and **29** were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1011, 1125, 1440** and **1479**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 48, 52, 59, 63, 68, 134, 275, 282, 304, 343** and **344** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 24** and **26** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 32 was properly signed and ordered transmitted to the Secretary of State.

COMMITTEE REPORT

By unanimous consent, upon request of President Pro Tempore Smith, the Rules were suspended and the following Resolu-

tion, as reported by the Committee named, was ordered printed and placed upon the Calendar:

DO PASS, as amended.

HJR 1011—Constitutional Revisions and Regulatory Services.

MOTION TO RECONSIDER VOTE

Senator Garrett asked for consideration of his motion to reconsider the vote by which **HB 1077** failed of passage.

Senator Terrill moved to table the Garrett motion, which motion was declared adopted.

Senator Garrett asked for consideration of his motion to reconsider the vote by which **HB 1475** failed of passage.

Senator Terrill moved to table the Garrett motion to reconsider the vote by which **HB 1475** failed of passage, which motion was declared adopted.

There being matters on the President's desk for consideration of the Senate in Executive Session, it was upon motion of Senator Terrill that the Senate closed its doors and resolved itself into Executive Session.

*

The Senate, in open session, was called to order by Senator Payne, who made the following announcements:

The Senate, in executive session and upon motion of Senator Murphy, advised and consented to the confirmation of the executive nomination of Judge ROBERT SWANK, Jr., Stillwater, as member of the Oklahoma State Industrial Court, to serve a six (6) year term ending March 14, 1975, and effective upon Senate confirmation. Judge Swank succeeds himself.

The Senate, in executive session and upon motion of Senator Nichols, advised and consented to the confirmation of the executive nomination of JEARL SMART, Wewoka, as member of the Oklahoma State Nursing Home Board, to serve a three (3) year term ending April 30, 1972, and effective upon Senate confirmation. Mr. Smart succeeds himself.

The Senate, in executive session and upon motion of Senator Romang, advised and consented to the confirmation of the executive nomination of LEON COOK, Enid, as member of the Oklahoma Highway Commission, to serve an eight (8) year term ending February 15, 1977, and effective upon Senate confirmation. Mr. Cook succeeds Mr. Martin Garber.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 242** was read and adopted upon motion of Senator McSpadden:

Mr. President

and

Mr. Speaker

The Conference Committee, to which was referred **SB 242**—By McSpadden, Birdsong, Ferrell, Field, Holden and Phillips of the Senate, entitled:

An Act relating to motor vehicles; amending 47 O. S. 1961, § 14-109; providing gross weight of vehicles and loads; * * * and declaring an emergency,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from House Amendment No. 1.
2. That the Senate concur in House Amendment No. 2.
3. That the Senate concur in House Amendment No. 3.
4. That the following Conference Committee amendment be adopted:

No. 1—By striking all the language on Line 28, Page 1, and inserting in lieu the following: "to a truck tractor and dump semitrailer where such are used as a combination unit".

FOR THE SENATE: McSpadden, Howard, Smalley.

FOR THE HOUSE: Mountford, Murphy, Witt.

SB 242, as 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, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Horn, Howard, Inhofe, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Murphy, Payne, Phillips, Romang, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams.—32.

Excused: Baggett, Baldwin, Bradley, Crow, Garrett, Hamilton, Hargrave, Holden, McCune, McGraw, Miller, Nichols, Porter, Smalley, Smith, 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, Berrong, Birdsong, Boecher, Breckinridge, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Horn, Howard, Inhofe, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Murphy, Payne, Phillips, Romang, Short, Stansberry, Stipe, Taliaferro, Terrill, Williams.—32.

Excused: Baggett, Baldwin, Bradley, Crow, Garrett, Hamilton, Hargrave, Holden, McCune, McGraw, Miller, Nichols, Porter, Smalley, Smith, Young.—16.

The emergency was declared passed.

SB 242, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Terrill moved that, when the Clerk's desk is cleared, the Senate stand adjourned as provided under the Rules, which motion was declared adopted.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1023**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled House Bill No. **1245**, together with the Governor's Veto Message thereon, advising that under the provisions of Section 11, 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 three-fourths vote of all Members elected to and constituting the House, said vote being as follows: 79 AYES—17 NAYS.

To the Speaker and Members of the Honorable House of Representatives
First Session, Thirty-second Oklahoma Legislature

Gentlemen:

I have on this date vetoed House Bill **1245** because it jeopardizes the safety and convenience of the traveling public and is not in the best interest of the citizens of this State.

Consideration of the above Veto Message was deferred for this legislative day.

RESOLUTIONS

By unanimous consent, the following Resolutions were introduced and consideration deferred:

SR 33—By Ferrell—A Resolution relating to interim study by the State Legislative Council during the 1969-70 interim; requesting the Executive Committee to refer to the appropriate standing committee for study the subject of solid waste and refuse collection and disposal; requesting the submission of a report with recommendations to said Executive Committee and to the Second Session of the Thirty-second Legislature.

SR 34—By Smith—A Resolution relating to interim study by the State Legislative Council; directing the Executive Committee to assign to the appropriate standing

committee for study during the 1969 interim, the need for and type of special typewriters or other equipment to be supplied to motor license agents by Oklahoma Tax Commission to enable immediate retrieval of motor vehicle registrations and ownership data; directing the Oklahoma Tax Commission to forego purchase of

such special equipment until directed by the Legislature; directing the standing committee of reference to prepare and submit its recommendations and a final report.

As provided under the Terrill motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

FOR THE HOUSE: Messrs. Martin, each special equipment was distributed and adopted and adopted the following: the Legislature directing the standing committee of reference to submit its recommendations on the bill.

On the question of passage of the bill, the roll call was as follows: Ayes—Adkinson, Berming, Birdsong, Brackner, Brackridge, Dacus, Farrell, Field, Garrison, Gratham, Graves, Ham, Horn, Howard, Ingle, Kels, Lane, Luten, McSpedden, Martin, Massey, Medaris, Murphy, Payne, Phillips, Romberg, Short, Stansberry, Stipe, Tallaferro, Terrell, Williams—42.

Excused: Baggett, Baldwin, Bradley, Crow, Garrett, Hamilton, Hargrave, Holden, McComb, McGraw, Miller, Nichols, Porter, Smalley, Smith, Young—16.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Ayes: Adkinson, Berming, Birdsong, Brackner, Brackridge, Dacus, Farrell, Field, Garrison, Gratham, Graves, Ham, Horn, Howard, Ingle, Kels, Lane, Luten, McSpedden, Martin, Massey, Medaris, Murphy, Payne, Phillips, Romberg, Short, Stansberry, Stipe, Tallaferro, Terrell, Williams—42.

Excused: Baggett, Baldwin, Bradley, Crow, Garrett, Hamilton, Hargrave, Holden, McComb, McGraw, Miller, Nichols, Porter, Smalley, Smith, Young—16.

The emergency was declared passed.

SB 241, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Terrell moved that, when the Clerk's desk is cleared, the Senate stand adjourned as provided under the Rules, which motion was declared adopted.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 202.

The House adopted a resolution directing the standing committee of reference to submit its recommendations on the bill. The bill, as amended in Conference, was declared passed. On the question of passage of the bill, the roll call was as follows: Ayes—Adkinson, Berming, Birdsong, Brackner, Brackridge, Dacus, Farrell, Field, Garrison, Gratham, Graves, Ham, Horn, Howard, Ingle, Kels, Lane, Luten, McSpedden, Martin, Massey, Medaris, Murphy, Payne, Phillips, Romberg, Short, Stansberry, Stipe, Tallaferro, Terrell, Williams—42.

To the Speaker and Members of the Honorable House of Representatives, First Session, Thirty-second Legislature, Legislature.

I have on this date vetoed House Bill 241 because it jeopardizes the health and convenience of the traveling public and is not in the best interest of the citizens of this State.

Consideration of the above Veto Message was deferred for this legislative day.

RESOLUTIONS

By unanimous consent, the following Resolutions were introduced and consideration deferred:

SR 25—By Terrell—A Resolution relating to interim study by the State Legislative Council during the 1932-33 session, requesting the Executive Committee to refer to the appropriate standing committee for study the subject of audit work and refuse collection and disposal, requesting the submission of a report with recommendations to said Executive Committee and to the Second Session of the Thirty-second Legislature.

SR 26—By Smith—A Resolution relating to interim study by the State Legislative Council, directing the Executive Committee to assign to the appropriate standing

Sixty-first Legislative Day

Tuesday, April 22, 1969

Pursuant to adjournment, the Senate was called to order by President Pro Tempore Smith.

Upon roll call, the following members were present:

Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Excused: Atkinson, Baggett, Berrong, Ham, Howard, Porter.—6.

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 Atkinson:

Almighty God, even as Thy spirit ministers to the families and constituents of these gentlemen, we invoke Thy blessing upon this the Senate of the State of Oklahoma, so that Thy will may be done in this and every session. We give Thee thanks for the gift of Jesus of Nazareth and His days upon the earth. Grant that the remembrance of His life once lived out on this common earth and under ordinary skies may remain with us in the tasks and duties of this day. We gratefully remember His eagerness to serve; His sympathy with suffering; His bravery in face of His own suffering; His steadiness of purpose; His simplicity; His serenity of spirit and His complete reliance upon Thee.

Our Father, we commit our ways unto Thee and may the remainder of this day be one of obedience, charity, happiness and peace, not by might nor by power but by Thy Spirit. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1046, 1200, 1333 and 1431, as amended.

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 17, 18 and 106.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1487—By Sparkman, Williamson, Musgrave and Wixson of the House and Luton and Smith of the Senate—An Act relating to motorboats and vessels; amending 63 O. S. 1961, § § 802, 803 and 819; defining terms; providing for numbering of vessels; providing procedure for numbering of vessels and boat motors and for annual registration and licensing thereof; providing classifications for tax purposes, fixing due and delinquent dates, fees and penalties; providing for certificates of title and license certificates, and for transfer thereof; providing registration and license fees to be in lieu of ad valorem

taxes; providing for administration of Act by Oklahoma Tax Commission, authorizing use of motor license agents, fees therefor, and aid of Industrial Development and Parks Department; making unpaid registration and license fees a first lien on vessels and motors, and prescribing procedure for enforcement; providing for dealer's license; providing exceptions and exemptions from provisions of Act; declaring certain acts to be crimes and prescribing punishment for violations; providing for apportionment of registration and license fees, taxes and penalties; providing for codification; providing for safety regulations and for safety equipment and appliances on vessels; prescribing duties and authority of Industrial Development and Parks Department; prescribing duty and authority of Grand River Dam Authority as to waters under its jurisdiction; providing for effective date; repealing 63 O. S. 1961, § 804, as amended by Section 1, Chapter 387, O. S. L. 1967 (63 O. S. Supp. 1968, § 804); and 63 O.S. 1961, § 821, and all laws in conflict; and providing for severability.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 28 and 29**.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 245**—coauthored by Tarwater and Cox.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 48, 52, 59, 63, 68, 134, 275, 282, 304, 343 and 344**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 24 and 26**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 379 and **HBs 1181 and 1205** each correctly engrossed.

SCRs 22, 28 and 29 each correctly enrolled.

Engrossed **SB 379** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 1181 and 1205**, as amended, were properly signed and ordered returned to the Honorable House.

SCRs 22, 28 and 29 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CITATIONS

Upon motion of Senator Miller, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Miss Joyce Peniston, Ada, Oklahoma upon winning the Distinguished Essay Award in the "Pride in Oklahoma" Essay Contest.

Upon motion of Senator Miller, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Joel B. Sherrer, Charles Barnes, Rose Engel, and David C. Stokes for being named regional winners in the "Pride in Oklahoma" Essay Contest.

Upon motion of Senator Miller, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to the Latta High School Boys' Basketball Team for their outstanding record for 1968-1969 basketball season.

Upon motion of Senator Miller, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to the Latta High

School Girls' Basketball Team for their outstanding record for 1968-1969 basketball season.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

RESOLUTIONS

Senator Birdsong introduced the following Resolution, which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 35—By Birdsong—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 FIRST SESSION OF THE THIRTY-SECOND 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.

Senator Birdsong introduced the following Resolution, which was read at length, adopted upon his motion, and ordered referred for enrollment:

SR 36—By Birdsong—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 of-

ficial use; authorizing the President Pro Tempore to appoint members of the Senate to interim committees; and providing for needed repairs to offices and equipment and the purchase of needed equipment, supplies, furniture and fixtures and for the approval of claims therefor.

BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That the President Pro Tempore is hereby authorized to hire necessary employees to conduct the business and protect the property of the Senate during the 1969 legislative interim.

SECTION 2. That 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. That members of the Senate shall be allowed to retain their telephone credit cards for use during the remainder of their term; said use, however, being limited to Six Hundred Dollars (\$600.00) per year. 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 member's personal telephone.

SECTION 4. That 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. That the President Pro Tempore is hereby authorized and directed to furnish each member necessary stationery and not to exceed six (6) rolls of six cent (\$.06) postage stamps for official communications by said members during the interim.

SECTION 6. That the President Pro Tempore is hereby authorized and empowered to appoint members of the Senate to committees during the interim.

FIRST READING

The following Bills were introduced and read the first time:

SB 384—By Short—An Act relating to civil procedure; amending 12 O. S. 1961, § 153, as last amended by Section 1, Chapter 293, O. S. L. 1968 (12 O. S. Supp. 1968, § 153); prescribing requisites of summons; providing for service thereof by mail; requiring answer to be filed within twenty days and copy of answer be furnished to plaintiff or to plaintiff's attorney.

SB 385—By Terrill—An Act relating to the Oklahoma Aeronautics Commission; creating the Oklahoma Wing, Civil Air Patrol, within the Oklahoma Aeronautics Commission; prescribing its purposes; providing for the appointment of a wing commander of the Civil Air Patrol; providing for appropriations to be made to the Oklahoma Aeronautics Commission for certain uses of the Oklahoma Wing, Civil Air Patrol; providing for a fund and for manner of expenditure therefrom; providing for audits of books and records, and for inspection of certain records by public; providing for codification; providing for severability; and declaring an emergency.

PENDING SENATE ACTION

HCR 1022 by Beauchamp, et al, of the House and Taliaferro and Terrill of the Senate was taken up for consideration.

Senator Terrill asked that all other Members of the Senate be added as coauthors, which was the order.

HCR 1022, as coauthored, was read at length and adopted upon motion of Senator Terrill.

HCR 1022 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HJR 1011 by Connor of the House and Garrison of the Senate was read and considered.

Senator Garrison moved to amend **HJR 1011**, page 6, line 5, by striking all language after the word "Oklahoma" and before the word "at" on line 8 and substituting therefor the language "on September 9, 1969" which amendment was declared adopted.

Upon motion of Senator Garrison, **HJR 1011**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HJR 1011**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 1011, as amended, was read for the third time at length, as follows:

COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE JOINT RESOLUTION NO. 1011—By Connor of the House and Garrison of the Senate.

A JOINT RESOLUTION AMENDING ENROLLED SENATE JOINT RESOLUTION NO. 7 OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE, RECEIVED BY THE SECRETARY OF STATE APRIL 10, 1969, AT 2:00 P.M.; 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 ADDING A NEW SECTION THERETO AUTHORIZING THE ISSUANCE AND SALE OF ADDITIONAL STATE INDUSTRIAL FINANCE BONDS; FIXING MAXIMUM AMOUNT OF BONDS OUTSTANDING; AUTHORIZING THE LEGISLATURE TO INCREASE AMOUNTS WHICH MAY BE OUTSTANDING; PROVIDING FOR REPAYMENT; 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-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. Enrolled Senate Joint Resolution No. 7 of the First Session of the Thirty-second Oklahoma Legislature, received by the Secretary of State April 10, 1969 at 2:00 p.m., consisting of Sections 1 through 4, is amended to read as follows:

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 new section to Article X of the Constitution of the State of Oklahoma, to be designated as Section 34A.

Section 34A. The Oklahoma Industrial Finance Authority is hereby authorized to issue and sell additional state industrial finance bonds, not to exceed Ten Million Dollars (\$10,000,000.00) outstanding at any one time in such amounts as may be needed and to mature within thirty (30) years from their date for the purposes set out in Section 34, Article X of the Oklahoma Constitution pertaining to the State Industrial Finance Authority, approved by vote of the people on July 26, 1960. The Legislature of the State of Oklahoma may raise the above amount of bonds to be issued by said Authority, not to exceed an additional Fifty Million Dollars (\$50,000,000.00) outstanding at any one time to mature within thirty (30) years from their date, in increments of Ten Million Dollars (\$10,000,000.00) by enactment of an appropriate resolution. All bonds herein authorized to be issued and sold shall be backed by the full faith and credit of the State of Oklahoma. The bonds herein authorized shall be in addition to those now authorized by the above-mentioned Section 34, Article X of the Oklahoma Constitution, and enabling statutes. There shall be pledged to the payment of

principal and interest of the bonds herein authorized to be issued: (1) The net proceeds from repayment of loans and interest received thereon; (2) Any moneys available from other funds of the state not otherwise obligated; and (3) The proceeds of any tax other than ad valorem, which may be imposed for such purpose in the event funds available for use and pledge under (1) and (2) should be insufficient. All other provisions of said Section 34, Article X of the Oklahoma Constitution shall remain in full force and effect.

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

amending Article X of the Oklahoma Constitution by adding a new section to be designated Section 34A, authorizing the issuance and sale of additional State Industrial Finance Bonds not to exceed Ten Million Dollars (\$10,000,000.00) outstanding at any one time, but authorizing the Legislature to raise the amount which may be outstanding to an amount not to exceed Fifty Million Dollars (\$50,000,000.00) additionally outstanding at any one time, providing that all such bonds shall be backed by the full faith and credit of the State of Oklahoma, and providing for repayment of the bonds

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 the Resolution, prepare and file one copy thereof, including the

above ballot title, with the Secretary of State, and one copy with the Attorney General.

Section 4. A special election is hereby ordered to be held throughout the State of Oklahoma on September 9, 1969, at which time the proposed amendment to the Constitution of the state of Oklahoma set forth in Section 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

On the question of the passage of Resolution, the roll call was as follows:

Aye: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Garrett.—1.

Excused: Atkinson, Baggett, Berrong, Ham, Hamilton, Howard, Porter.—7.

The Resolution was declared passed.

Senators Baggett, Howard and Atkinson asked to be shown present, which was the order.

The question being, "Shall **HJR 1011**, by Connor of the House and Garrison of the Senate entitled:

A Joint Resolution amending Enrolled Senate Joint Resolution No. 7 of the First Session of the Thirty-second Oklahoma Legislature, received by the Secretary of State April 10, 1969, at 2:00 p.m.; 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 adding a new section thereto authorizing the issuance and sale of additional State Industrial Finance Bonds; fixing maximum amount of bonds outstanding; authorizing the Legislature to increase amounts which may be outstanding; providing for repayment; pro-

viding 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 September 9, 1969, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on September 9, 1969, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Excused: Berrong, Graves, Ham, Inhofe, Porter, Stipe.—6.

The President Pro Tempore, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

HJR 1011, as amended, was ordered referred for engrossment.

Senator Berrong asked to be shown present, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Smalley, the Senate concurred in HAS to Engrossed **SB 340**.

SB 340, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, Mc-

Graw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ham, Nichols, Phillips, Porter, Stipe.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Ham, Nichols, Phillips, Porter, Stipe.—5.

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.

Senator Howard moved that the Senate refuse to concur in **HAS** to **SB 45** 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 Smith announced the appointment of the following Senate Conferees under **SB 45**; Howard, Baggett and Hargrave.

MESSAGE FROM THE HOUSE

Advising rejection of the Conference Committee Report, requesting further conference, naming same conferees, instructing conferees to add the emergency clause on Engrossed **HB 1158**.

Upon motion of Senator Terrill, the re-

quest of the Honorable House for further conference on **HB 1158** was ordered granted, said Bill to be re-referred to the General Conference Committee on Appropriations.

PENDING SENATE ACTION

SR 33 by Ferrell was called up for consideration.

SR 33 was read at length as follows, adopted upon motion of Senator Ferrell, and ordered referred for enrollment:

SR 33—By Ferrell—A Resolution relating to interim study by the State Legislative Council during the 1969-70 interim; requesting the Executive Committee to refer to the appropriate standing committee for study the subject of Solid Waste and Refuse Collection and Disposal; requesting the submission of a report with recommendations to said Executive Committee and to the Second Session of the Thirty-second Legislature.

WHEREAS, the citizens of Oklahoma now generate 1 3/4 million tons of refuse annually in their homes and industries; and

WHEREAS, unwanted, obnoxious refuse dumps are appearing in increasing numbers alongside our highways, county roads, recreation areas and urban areas, and these dumps constitute a blight on our landscapes, present a public health problem, present a danger to our surface and underground water supplies, are a nuisance to both property owners and passers-by, are a source of rats and flies; and

WHEREAS, some hazardous wastes such as strong acids, strong alkalies, pathogenic biologics and radio active material need special disposal methods; and

WHEREAS, smoke from some open burning dumps present a serious air pollution problem in some areas; and

WHEREAS, there are an insufficient number of disposal areas to accommodate all our citizens, and land for disposal areas is becoming more scarce and more expensive, and there are methods of dis-

posal of solid waste which will improve the land, not devalue it; and

WHEREAS, municipal collection systems generate less than half of the total solid waste, private industry and private haulers and individuals generate the other half; and

WHEREAS, some municipalities limit the use of their disposal areas to the municipal collection system, and disposal facilities are not available to the rest of the population nearby while some municipalities accept refuse free to all comers consequently such large amounts accumulate from as far as fifty miles and even from other states that the municipalities can ill afford to operate a decent landfill under such conditions; and

WHEREAS, solid waste and refuse collection and disposal is a county-wide problem, and few municipalities can afford to rightfully attack the problem without the cooperation of other adjacent or nearby municipalities or other legal entities; and

WHEREAS, county governments have not traditionally engaged in solid waste collection or disposal, and county governments do not have the finances to engage in this endeavor; and

WHEREAS, new methods of financing satisfactory solid waste collection and disposal systems available to all citizens need to be met, and it is a fundamental duty of this Legislature to protect the health and welfare of Oklahoma citizens and their property, therefore, it is appropriate that a complete study be made of the above-mentioned subject and recommendations be made for future legislative consideration.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That the Executive Committee of the State Legislative Council is hereby requested to refer to the appropriate committee for study during the 1969-70 legislative interim the subject of solid waste collection and disposal.

SECTION 2. 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 the Second Session of Thirty-second Legislature.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Young, the Conference Committee Report on **SB 145** was declared adopted.

SB 145, as 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, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Nay: Short, Smalley.—2.

Excused: Field, Garrett, Lane, Nichols, Porter, Stipe.—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, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Nay: Short, Smalley.—2.

Excused: Field, Garrett, Lane, Nichols, Porter, Stipe.—6.

The emergency was declared passed.

SB 145, together with Conference Com-

mittee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1098** was declared adopted.

HB 1098, as 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, Boecher, Bradley, Breck-inridge, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamil-ton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stans-berry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Field, Lane, Porter, Stipe.—4.

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, Birdsong, Boecher, Bradley, Breck-inridge, Crow, Dacus, Ferrell, Field, Gar-rett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, How-ard, Inhofe, Keels, Luton, McCune, Mc-Graw, McSpadden, Martin, Massey, Me-dearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—45.

Excused: Lane, Porter, Stipe.—3.

The emergency was declared passed.

HB 1098, together with Conference Com-mittee Report thereon, was ordered return-ed to Honorable House.

Senator Baldwin presiding.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1106** was declared adopted.

HB 1106, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call re-sulted as follows:

Aye: Atkinson, Baggett, Baldwin, Ber-rong, Birdsong, Boecher, Bradley, Breck-inridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamil-ton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stans-berry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Garrett, Lane, Porter, Stipe.—4.

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, Birdsong, Boecher, Bradley, Breck-inridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamil-ton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stans-berry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Garrett, Lane, Porter, Stipe.—4.

The emergency was declared passed.

HB 1106, together with Conference Com-mittee Report thereon, was ordered return-ed to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1113** was declared adopted.

HB 1113, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call re-sulted as follows:

Aye: Atkinson, Baggett, Baldwin, Bird-song, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Gran-

tham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Young.—40.

Excused: Berrong, Field, Garrett, Porter, Stansberry, Stipe, Terrill, Williams.—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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Young.—40.

Excused: Berrong, Field, Garrett, Porter, Stansberry, Stipe, Terrill, Williams.—8.

The emergency was declared passed.

HB 1113, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1123** was declared adopted.

HB 1123, as 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips,

Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—42.

Excused: Berrong, Garrett, Porter, Stipe, 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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—42.

Excused: Berrong, Garrett, Porter, Stipe, Williams, Young.—6.

The emergency was declared passed.

HB 1123, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1234** was declared adopted.

HB 1234, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—42.

Excused: Atkinson, Berrong, Howard, Porter, Stipe, Williams.—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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—42.

Excused: Atkinson, Berrong, Howard, Porter, Stipe, Williams.—6.

The emergency was declared passed.

HB 1234, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—41.

Nay: Bradley.—1.

Excused: Atkinson, Baggett, Lane, Porter, Stipe, Williams.—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, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Hol-

den, Horn, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—41.

Nay: Bradley.—1.

Excused: Atkinson, Baggett, Lane, Porter, Stipe, Williams.—6.

The emergency was declared passed.

HB 1288, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1319** was declared adopted.

HB 1319, as 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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—41.

Excused: Atkinson, Baggett, Howard, Medearis, Porter, Stipe, Williams.—7.

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, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Young.—41.

Excused: Atkinson, Baggett, Howard, Medearis, Porter, Stipe, Williams.—7.

The emergency was declared passed.

HB 1319, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1162**, requesting Conference and naming Conferees as follows: Derryberry, Townsend and Sandlin.

Upon motion of Senator Short, the request of the Honorable House for a conference on **HB 1162** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1162**: Short, Payne and Baggett.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1329**, requesting Conference and naming Conferees as follows: Briscoe, Bernard and Bean.

Upon motion of Senator McSpadden, the request of the Honorable House for a conference on **HB 1329** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1329**: McSpadden, Howard and Smith.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1046, 1101, 1105, 1114, 1200, 1333 and 1431**.

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 1021**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Greenhaw of the House and Baldwin of the Senate for adoption and concurrence by the Honorable Senate in the issuance of Concurrent Citation No. 19 by the Oklahoma State Legislature to the Eakly Ladies Bowling Team.

Upon motion of Senator Baldwin, the Senate adopted the motion for the issuance of said Concurrent Citation.

House Concurrent Citation No. 19 was properly signed and ordered returned to the Honorable House.

There being matters on the President's desk for the consideration of the Senate in Executive Session, it was upon motion of Senator Terrill that the Senate closed its doors and went into Executive Session.

*

The Senate, in open session, was called to order by Senator Smalley, who made the following announcement:

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of the executive nomination of J. DON GARRISON, Norman, as member of the Oklahoma State Board of Education, to serve a six (6) year term ending April 1, 1975, and effective upon Senate confirmation. Mr. Garrison succeeds himself.

RESOLUTION

By unanimous consent, **SCR 30** By Massey and McSpadden was introduced and read.

Senators Stansberry, Short, Lane, Ferrell, Breckinridge, Miller, Birdsong, Garrison and Young asked to be made co-authors of **SCR 30**.

Senator Baggett asked to be heard in opposition, but asked unanimous consent that Rule 12-b be suspended for the purpose of considering **SCR 30** on this legislative day, which was the order.

Senator Payne presiding.

SCR 30, as coauthored, was read at length as follows, adopted upon motion of Senator Massey and ordered referred for engrossment:

SCR 30—By Massey, McSpadden, Stansberry, Short, Lane, Ferrell, Breckinridge, Miller, Birdsong, Garrison and Young—A Concurrent Resolution memorializing the Congress of the United States to refer a proposed amendment to the United States Constitution authorizing the several states to establish residency requirements for welfare recipients within its boundaries; and directing distribution.

WHEREAS, residency requirements for welfare recipients has been a significant factor in stabilizing state welfare programs in facilitating administration and in eliminating fraudulent practices; and

WHEREAS, said residency requirements have enabled individual states to provide a more adequate welfare program for their citizens; and

WHEREAS, said requirements have been adopted as public policy in approximately four-fifths of the state; and

WHEREAS, the United States Supreme Court has held that a residency requirement for welfare eligibility is an "invidious discrimination" which denies to the newly migrated "equal protection of the laws" and, thus, is invalid; and

WHEREAS, said decision has far-reaching implications which will undermine the basic concept of the federal system; and

WHEREAS, the tremendous impact of this decision can be expected to spur vast migration of welfare recipients to states paying high benefits, resulting in those states having to "freeze" their welfare programs at present levels or even reduce the monthly payments thereby mak-

ing it difficult or impossible for the recipients to subsist thereon.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Congress of the United States is respectfully urged to refer a proposed amendment to the United States Constitution authorizing the several states to establish reasonable residency requirements for welfare recipients within its boundaries.

SECTION 2. Duly authenticated copies after consideration and enrollment shall be presented to the Speaker of the United States House of Representatives, the Presiding Officer of the United States Senate, and each member of the Oklahoma Congressional Delegation.

GENERAL ORDER

HB 1348 by Abbott, et al, of the House and Nichols, Ferrell and Atkinson of the Senate was read and considered.

Senators Stipe, Ham, Murphy, Keels, Payne, Dacus, Boecher, Holden, Young, Short, Inhofe, McGraw, McCune and Breckinridge asked to be made co-authors of **HB 1348**, which was the order.

Following discussion, Senator Stipe asked that further consideration of **HB 1348** be deferred for this legislative day, which was the order.

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 53, 76, 242 and 255.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCRs 22, 28 and 29.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

COMMITTEE REPORT

The following report of the Committee on Constitutional Revisions and Regulatory Services, pursuant to SR 7, was submitted and upon motion of Senator Baggett was ordered incorporated herein:

TO: THE HONORABLE FINIS W. SMITH, President Pro Tempore of the Oklahoma State Senate

MR. PRESIDENT:

Your Committee on Constitutional Revisions and Regulatory Services, having met pursuant to the instructions of Enrolled Senate Resolution No. 7, beg leave to report the following:

Senate Resolution No. 7, adopted by the Oklahoma State Senate on the 3rd day of February, 1969, requests that the President Pro Tempore refer to the appropriate committee this resolution for "the purpose of holding hearings concerning the operations and activities of (the Oklahoma Liquefied Petroleum Gas) Board" and to determine whether the Board "is operating outside the scope of its statutory authority."

The four special hearings, which included 415 written pages of testimony, were heard by the Committee. Appearing before the Committee were the seven members of the LPG Board, Mr. Merlin Cooper, the Acting Administrator, the President and Executive Secretary of the LPG Association, Mr. H. L. Akin of Frederick, Oklahoma, and other interested parties. In addition, numerous relevant documents and reports were submitted to the Committee for consideration.

Mr. H. L. Akin charged that the LPG Board and the Acting Administrator and his staff used their discretionary powers to prevent him from engaging in the LPG

business for reasons other than those connected with safety.

Upon consideration of the testimony offered to the Committee, we find the following:

1. The Committee finds that the members of the LPG Board have been conscientious in the performance of their duties and have, in fact, selflessly served long hours in order to meet their responsibility to the public.

2. That the Board established many years ago by regulation a requirement for the issuance of a Class I Permit that the applicant have a "firm contract for fuel supply for at least one year of 250,000 gallons or more for each delivery unit to be used in the business in the State of Oklahoma." The Committee found no evidence that this requirement is necessary or proper under authority granted the Board in 52 O.S. 1961 § 420, and recommends that the Board repeal the same forthwith.

3. That the Committee received no evidence that the Acting Administrator and his staff, the LPG Board, or the officers or members of the LPG Association have conspired actively to establish or maintain retail prices of liquefied petroleum gas in Oklahoma, and inasmuch as this subject was not expressly assigned to the Committee by Senate Resolution No. 7, it was not pursued. The Committee, however, does question the purpose and function of the monthly report published by the LPG Association named OKLAHOMA LP-GAS MARKET REPORT—AVERAGE COUNTY PRICES. It was not explained to the Committee's satisfaction whether the prices quoted were average or minimum prices or why some counties were recorded as having a single price and others having a range of prices. The purpose of publishing such a report was not explained to the satisfaction of the Committee.

4. The Committee reviewed the procedure used in the selection of Board members as authorized by 52 O.S. 1961 § 420.3-(a). Mr. John Orr, Executive Secretary of the Oklahoma LPG Association testified

that the Executive Secretary of the Association has supervision of mailing ballots to holders of Class I Permits and tabulating the results, that a list of the seven persons (in the district having the vacancy) receiving the greatest number of votes are conveyed by him to the Governor's office for the Governor's consideration and selection from the list for appointment to the LPG Board, and that on the last occasion of a vacancy, only one name was submitted to the Governor.

5. The Committee reviewed the procedures used in examining applicants for Class I Permits. Prior to an Attorney General's Opinion dated September 1, 1968 applicants were required to successfully complete a written test before answering an oral examination. Inasmuch as the Attorney General ruled that the Board could not require both oral and written exams, the Board has since qualified all applicants orally. Testimony from the members of the Board indicates that examinations are given without benefit of an agenda as to the subject matter to be covered or the number and type of questions to be posed; the individual members ask those questions they deem most appropriate and, upon completion of examination, vote for approval or rejection of the application based on their individual opinion as to whether the applicant has the knowledge of safety rules and procedures necessary for a Class I Permit. The Committee finds that such subjective judgments are a primary cause for the questions which prompted this investigation.

6. The Committee also reviewed the purposes and function of the "Qualified Manager" examination, which is a written test very similar to the Class I examination previously used by the Administrator. The examination has been required for some employees of some but not all Class I Dealers who supervise operations outside the effective control of their employees. A question has been raised to the authority of the Administrator to require the test due to improper filing of the ruling adopted

by the Board. In addition, the Committee learned that the designation "Qualified Manager" is automatically terminated when the designee terminates his employment with the Class I Dealer. The Committee found that the Administrator did not require a "qualified manager" for all remote bulk plants and that there is no objective standard for when such managers would be required and when they would not.

Pursuant to Senate Resolution No. 7, Section 6, the Committee on Constitutional Revisions and Regulatory Services, having reviewed the testimony and the documents and record submitted to the Committee, hereby make the following recommendations:

1. That the members of the LPG Board and particularly Mr. Merlin Cooper, Acting Administrator, and the Chairman, Mr. Joe Barker, be commended for the cooperation and assistance given to the Committee.

2. That 52 O.S. 1961 § 420 be amended to prohibit the requirement that an applicant for a Class I Permit have a contract of fuel supply prior to the approval of his application. In the meantime, the Board should rescind such requirement.

3. That a copy of the transcript of hearings held pursuant to Senate Resolution No. 7, as well as a copy of OKLAHOMA LP-GAS MARKET REPORT — AVERAGE COUNTY PRICES, published by the LPG Association, be forwarded to the Attorney General for his consideration and copies deposited in the State Library.

4. That 52 O.S. 1961 § 420 be amended to permit the Governor to appoint members of the LPG Board without prior recommendation from the LPG Association or LPG Dealers.

5. That the Oklahoma State Senate consider ways to revise qualifications, number of members and districts of Board members to provide for the most effective representation for the benefit of the public. Specifically, we urge that consumers of LPG be represented on the Board.

6. That the LPG Board promulgate rules and regulations establishing a system of examinations which are standardized and objective in nature.

7. That the LPG Board prepare recommendations for the Committee of necessary or desirable changes which the Board thinks should be made relative to the statutes dealing with LPG regulation. The Committee recommends that attention be given to suggestions for revising the number and type of permits authorized by law and for the revision or adoption of qualifications and examinations for these permits.

8. That the Acting Administrator revise the form letter sent to all applicants for the Class I Permit so that the letter will adequately describe the nature and scope of the examination and that the Administrator also provide an adequate study guide of publications useful in preparation for the examination.

9. That 52 O.S. 1961 § 420 be amended to provide that the LPG Board or Administrator be prohibited from requiring examinations other than those necessary and proper to determine the qualifications of applicants for permits which are expressly authorized by statute.

10. That the LPG Board reexamine all of the existing rules and regulations promulgated by the Board, determine if they have been properly promulgated under the terms of the Administrative Procedure Act, and seek the counsel of the Attorney General with regard to any rule or regulation where there exists the slightest doubt as to its legality; also as to the continued need for and usefulness of each existing rule and regulation. The Committee further recommends that the LPG Administrator cause to be published as soon as possible a codification of all existing rules and regulations.

11. That copies of this report be made available to any witness who testified before this Committee, that a copy be retained by the Constitutional Revisions and Regulatory Services Committee, that copies be

made available to the Legislative Council, and that a copy be transmitted to the Governor of Oklahoma, and a copy filed with the State Library.

Respectfully submitted this 22nd day of April, 1969.

Committee on Constitutional Revisions
and Regulatory Services.

By: Baggett, Chairman, Nichols, Breckinridge, Howard, Keels, Smalley, Stansberry.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 354—coauthored by Rogers, as amended.

HAs to SB 354 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Title to read as follows: "AN ACT RELATING TO PUBLIC FINANCE; PROVIDING REGULAR PERIODICAL BILLINGS OF PUBLIC UTILITIES FOR SERVICES FURNISHED MUNICIPALITIES NEED NOT AS A CONDITION TO ALLOWANCE AND PAYMENT BY A MUNICIPALITY BE REQUIRED TO BE VERIFIED, DEFINING TERMS; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 14, after the figure "1". and before the word "A" add the following new language: "The governing board of" and change the capital "A" to a small "a".

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 15, after the word "regular" and before the word "billings" insert the word "periodical".

AMENDMENT NO. 4. Amend Page 1, Section 1, Line 18, by deleting the words, "substances or things".

AMENDMENT NO. 5. Amend Page 1, Section 1, Line 19, by deleting the words "or itemization".

President Pro Tempore Smith moved that, when the Clerk's desk is cleared, the Senate stand adjourned as provided under

the Rules, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 356 was read and consideration deferred:

Mr. President
and
Mr. Speaker:

The Conference Committee, to which was referred SB 356—By Williams of the Senate and Thornhill of the House, entitled An Act relating to Commissioners of the Land Office. Increasing interest rate from five to six percent,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

No. 1 That the Senate accede to House Amendments Nos, 1, 2, 3, 4, and 6.

No. 2 That the House recede from House Amendment No 5.

No. 3 That the following Conference Committee amendment be adopted: Page 1, line 29, strike "One Hundred Thousand Dollars (\$100,000.00)" and insert the words and figures "Eighty Thousand Dollars (\$80,000.00)".

FOR THE SENATE: Williams, Fields, Dacus.

FOR THE HOUSE: Thornhill, Bradley, Clemons.

MESSAGES FROM THE GOVERNOR

This is to advise you that on this date, I have returned ENROLLED SENATE BILL NO. 25 for correction as requested by the Senate.

This is to advise you that on this date, I have returned ENROLLED SENATE BILL NO. 91 for correction as requested by the Senate.

Senator Garrison presiding.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1011, 1125, 1211, 1355, 1412, 1440 and 1479, as amended.

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 1061 and 1471.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1061 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1061, and Engrossed Senate Amendments thereto, by Privett, et al, of the House and Smalley and Graves of the Senate entitled:

An Act relating to the State Legislative Council; Amending 74 O. S. 1961, § 456, as amended by Section 2, Chapter 113, O. S. L. 1968 (74 O. S. Supp. 1968, § 456); creating the Executive Committee of the State Legislative Council; providing for appointment of members thereof; providing for meetings, quorum, authority and duties; providing for appointment of a standing committee on legislative procedures; providing for reimbursement of expenses incurred by members of the Legislative Council in attending meetings; eliminating certain provisions relating to reimbursement of office and travel expense previously allowed; repealing Section 1, Chapter 238, O. S. L. 1968 (74 O. S. Supp. 1968, § 456.1), pertaining to reimbursement of certain expenses incurred by the President Pro Tempore of the State Senate and the Speaker of the House of Representatives; 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 1051—by Privett and Derryberry of the House and Smalley and Graves of the Senate—An Act relating to the State Legislative Council; amending 74 O. S. 1961, § 456, as amended by Section 2, Chapter 113, O. S. L. 1968 (74 O. S. Supp. 1968, § 456); creating the Executive Committee of the State Legislative Council; providing for appointment of members thereof; providing for meetings, quorum, authority and duties; providing for appointment of a standing committee on legislative procedures; providing for reimbursement of expenses incurred by members of the Legislative Council in attending meetings; eliminating certain provisions relating to reimbursement of office and travel expense previously allowed; repealing Section 1, Chapter 238, O. S. L. 1968 (74 O. S. Supp. 1968, § 456.1), pertaining to reimbursement of certain expenses incurred by the President Pro Tempore of the State Senate and the Speaker of the House of Representatives; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 74 O. S. 1961, § 456, as amended by Section 2, Chapter 113, O. S. L. 1968 (74 O. S. Supp. 1968, § 456), is amended to read as follows:

§ 456. (a) An Executive Committee of the State Legislative Council is hereby created, to be composed of fifteen (15) Senators and fifteen (15) Representatives, to be appointed by the President Pro Tempore of the Senate and the Speaker of the House, respectively, prior to adjournment of each regular legislative session held in odd-numbered years. Appointments shall be made to said Executive Committee in such manner as to give each Congressional district representation therein, and shall be approved by a majority vote of the respective Houses. The

Executive Committee shall meet as often as may be necessary to perform its duties; provided, the Committee shall meet in regular session as provided in the rules adopted by said Committee for governing the State Legislative Council. Special sessions of the Executive Committee may be held at such times and places as designated in a call by the Chairman or, in his absence from the state or due to disability, by the Vice Chairman. Twenty (20) members shall constitute a quorum, and a majority thereof shall have authority to act in any matter falling within the jurisdiction of said Executive Committee. Said Executive Committee shall, prior to adjournment of each regular session held in odd-numbered years, schedule the first meeting to adopt rules of procedure, [to create the respective standing committees and] to confirm appointments of the Chairman and Vice Chairman [thereof.] OF STANDING COMMITTEES, AND TO PREPARE THE AGENDA FOR INTERIM STUDIES. THE CORRESPONDING SUBJECT-MATTER STANDING COMMITTEES OF THE SENATE AND OF THE HOUSE OF REPRESENTATIVES APPOINTED FOR THE REGULAR SESSION SHALL CONSTITUTE EX OFFICIO THE JOINT INTERIM STANDING COMMITTEES OF THE STATE LEGISLATIVE COUNCIL. IN ADDITION, A STANDING LEGISLATIVE COUNCIL COMMITTEE ON LEGISLATIVE PROCEDURES SHALL BE APPOINTED BY THE CHAIRMAN AND VICE CHAIRMAN OF THE COUNCIL. AS NEARLY AS PRACTICABLE, THE NUMBER OF STANDING COMMITTEE CHAIRMANSHIPS SHALL BE EQUALLY DIVIDED AS BETWEEN MEMBERSHIP OF THE SENATE AND THE HOUSE OF REPRESENTATIVES. The Executive Committee may, from time to time, create special committees as needs arise. The Chairman and Vice Chairman of each standing and special committee shall be appointed by the Chairman and Vice Chairman of the Council for their respective Houses, and said appointments shall

be confirmed by the Executive Committee. [Each member of the Council shall be entitled to membership on two (2) standing committees of his choice; provided, that members of the Council may be appointed to additional standing committees by the Chairman and Vice Chairman of the Council, subject to confirmation by the Executive Committee. All committees of the Council shall consist of an equal number of Senators and Representatives.] The Executive Committee shall have authority to act for and on behalf of the Council with respect to all duties enjoined upon the Council by law.

(b) Members of the Legislative Council and the officers thereof shall be reimbursed their expenses in attending sessions of the State Legislative Council or committees of which they are members. A per diem in lieu of expenses in the amount of Twenty-five Dollars (\$25.00) is hereby authorized for not to exceed twenty (20) days during the interim; provided, however, a per diem in lieu of expenses in the amount of Twenty-five Dollars (\$25.00) is hereby authorized for meetings outside the state by members, officers and employees of the LEGISLATURE AND THE STATE LEGISLATIVE Council [and Legislature.] In addition thereto, for authorized travel, employees, members, and officers of THE LEGISLATURE AND the State Legislative Council shall be reimbursed for FIRST CLASS travel expenses [as other state officers are reimbursed].

(c) It shall be the duty of each member of the Legislative Council to maintain an office within a county wherein his district is located for the purpose of examining the effects of legislation and research on pending items of study before the Legislative Council and to travel throughout his legislative district AND THE STATE OF OKLAHOMA to collect information and research items of study pending or to be submitted before the Legislative Council or the Legislature. THE EXPENSE OF MAINTAINING AN

OFFICE AND TRAVEL WITHIN HIS DISTRICT OR STATE, AS PROVIDED IN THIS SECTION, SHALL BE IN THE AMOUNT OF TWO THOUSAND FOUR HUNDRED DOLLARS (\$2,400.00), SHALL BE BORNE AND PAID BY EACH MEMBER OF THE LEGISLATURE, AND SHALL CONSTITUTE A BUSINESS DEDUCTION FOR INCOME TAX PURPOSES, BUT AMOUNTS EXPENDED BY SUCH MEMBER WITHIN EACH SUCH TAXABLE YEAR SHALL NOT BE DEDUCTIBLE FOR INCOME TAX PURPOSES IN EXCESS OF TWO THOUSAND FOUR HUNDRED DOLLARS (\$2,400.00).

[In lieu of all expenses in maintaining said offices, the sum of Seventy-five Dollars (\$75.00) monthly is hereby authorized, and in lieu of said travel expenses throughout a member's district, the sum of Seventy-five Dollars (\$75.00) monthly is hereby authorized; provided, however, that from and after January 1, 1968, in lieu of all expenses in maintaining said offices, the sum of One Hundred Dollars (\$100.00) monthly is hereby authorized, and in lieu of said travel expenses throughout a member's district, the sum of One Hundred Dollars (\$100.00) monthly is hereby authorized.]

(D) THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE SHALL TRAVEL THROUGHOUT THE STATE FOR THE PURPOSE OF EXAMINING THE EFFECTS OF LEGISLATION AND RESEARCH OF PENDING ITEMS OF STUDY, AND SUCH EXPENSE SHALL BE IN THE AMOUNT OF FOUR THOUSAND EIGHT HUNDRED DOLLARS (\$4,800.00), SHALL BE BORNE AND PAID BY SUCH OFFICER, AND SHALL CONSTITUTE A BUSINESS DEDUCTION FOR INCOME TAX PURPOSES, BUT AMOUNTS EXPENDED BY SUCH MEMBER WITHIN EACH SUCH TAXABLE YEAR SHALL NOT BE DEDUCTIBLE FOR INCOME TAX PURPOSES IN EXCESS OF FOUR THOUSAND EIGHT HUNDRED DOLLARS (\$4,800.00).

SECTION 2. Section 1, Chapter 238, O. S. L. 1968 (74 O. S. Supp. 1968, § 456.1), is hereby repealed.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

FOR THE SENATE: Smalley, Garrison, Terrill.

FOR THE HOUSE: Derryberry, Murphy, Hunter.

The following CCR on HB 1471 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1471 and Engrossed Senate Amendments thereto, by Thompson, et al, of the House and Short of the Senate entitled:

An Act relating to probate procedure; amending 58 O. S. 1961, § § 25, as amended by Section 1, Chapter 178, O. S. L. 1967 * * * providing changes in procedure for giving notice in various stages of probate proceedings; providing for sale of property by executor when authorized or directed by a will; * * * and declaring an emergency, beg leave to report that we have had the same under consideration and herewith return same with the following recommendation:

1. House concurs in Senate Amendments No. 1, 2 and 4.

2. Senate recedes from Senate Amendment No. 3 and, in lieu thereof, the following is adopted:

"Amendment No. 3, Page 17, Line 21½, insert a new Section 38 to read as follows:

SECTION 38. Wherever in this Act mailing is required, such mailing shall be made by the Court Clerk or a deputy court clerk or by the Attorney for the party and

proof of such mailing shall be by affidavit of such Court Clerk or deputy court clerk or Attorney filed in the case.

Renumber subsequent sections.

FOR THE SENATE: Short, Romang, Howard.

FOR THE HOUSE: Thompson, Sandlin, Bickford.

President Pro Tempore Smith presiding.

CONFERENCE COMMITTEE REPORTS

The following 2nd CCR on SB 55 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 55, Entitled:

(Oklahoma Alcoholic Beverage Control Board 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 following Conference Committee Amendments be adopted:

No. 1—Page 1, Lines 16 and 17, strike the words and figures "Three Hundred Thirteen Thousand Five Hundred Thirty Dollars (\$313,530.00)" and insert the words and figures "Three Hundred Thirty-one Thousand Two Hundred Thirty-four Dollars (\$331,234.00)".

No. 2—Page 1, Lines 26 through 36 and Page 2, Lines 2, 3 and 4, by striking all of those lines and inserting in lieu thereof the following:

TITLE	NUMBER		
	AUTHOR- IZED	MINI- MUM	MAXI- MUM
Director	1	\$12,000.00	\$16,500.00
Assistant Director	1	8,220.00	9,720.00

Enforcement			
Agents	18	6,660.00	8,700.00
Accountant II	1	7,380.00	9,720.00
Accountant I	1	6,600.00	8,700.00
Account Clerk II	1	4,400.00	5,880.00
Clerk II	1	3,960.00	5,280.00
Key punch			
Operator I	1	3,960.00	5,280.00
Tab Equipment			
Operator I	1	4,440.00	5,880.00
Typist Clerk I	1	3,720.00	4,980.00
Utility Clerk	1	3,720.00	4,980.00
Secretary I	1	5,580.00	7,380.00
Stenographer			
Clerk III	1	4,980.00	6,600.00
Total	30		

3. Amend the Title to read as follows:

An Act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation thereto; stating the purpose; providing that the Alcoholic Beverage Control Board shall fix the duties and compensation of employees, including the director within certain limitations; authorizing seasonal employees; authorizing the purchase of insurance on motor vehicles; authorizing purchase of automobiles; providing for the transfer of the unappropriated balance in Alcoholic Beverage Control Fund; providing lapse date; providing for severability; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Boecher, Bradley, Garrett, Grantham, Hamilton, Martin, Massey, Medearis, Nichols.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Connor, Fine, Greenhaw, Hesser, Miskelly, Raibourn, Sanguin, Sparkman, Townsend.

The following CCR on SB 69 was read and consideration deferred:

Mr. President
and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was re-

ferred ENGROSSED SENATE BILL NUMBER 69, entitled:

(Public Schools and the State Board of Education * * * 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 recommendation that the following Conference Committee Substitute be adopted:

CCS for SB 69—By McSpadden, Massey and Miller of the Senate and Willis and Miskelly of the House—An Act relating to the public schools and the State Board of Education; making an appropriation for state aid to the school districts of the state; providing for the apportionment and disbursement of funds appropriated; providing for adjustments in foundation aid in certain circumstances; limiting the amount of funds that may be used for administration of the State Aid program; authorizing use of funds for participation in Educational Commission of the States; providing for special education; authorizing use of funds to establish new special education programs and expressing legislative intent; authorizing use of funds for special education on special formula basis; authorizing use of funds for study of school laws; making an appropriation for a kindergarten program; making an appropriation to Board of Trustees of the Oklahoma Teacher's Retirement System and stating the purpose; authorizing State Board of Education to waive Requirement Number (4) in 70 O. S. 1961, § 3-1; authorizing use of funds to assist in financing costs of Oklahoma Commission on Education; reappropriating certain funds and stating purpose; making an appropriation for the school textbook program and stating the purpose; providing for the appointment of certain personnel; making appropriations non-fiscal; providing lapse date; 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 Board of Education, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1970, not otherwise appropriated, the sum of Ninety-four Million Thirty-two Thousand Five Hundred Dollars (\$94,032,500.00) 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, 1970.

The funds appropriated in this section 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.

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 Section 3, Chapter 48, O. S. L. 1968 (70 O. S. Supp. 1968, § 18-8A) will not provide a minimum raise of Four Hundred Dollars (\$400.00) 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 Sixty-five Thousand Dollars (\$365,000.00) 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, 1970, to defray all expenses of administration.

SECTION 4. Not to exceed the sum of Twenty-three Thousand Dollars (\$23,000.00) 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, 1970, for the State's annual contribution to the Educational Com-

mission of the States, and for the expenses and per diem of Oklahoma's members in attending the meetings of the 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, 1970, 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. The sum of One Hundred Thousand Dollars (\$100,000.00) of the funds appropriated by Section 1 of this Act shall be used for the purpose of establishing new special education programs in school districts not presently offering special education programs or additional types of offering some but not all types of special education; provided none of such appropriation shall be allocated to school districts for existing programs or classes. It is the intention of the Legislature to establish new programs of special education in school districts not presently offering special education programs and additional types of special education in school districts not presently offering such types; and particularly but not exclusively, to encourage new classes for children with learning disabilities in school districts not presently offering such classes. If a school district qualifies under the rules and regulations which the State Board of Education is hereby authorized to make then such district shall be allocated an amount not to exceed Five Thousand Dollars (\$5,000.00) per class and not to exceed two classes.

SECTION 7. The sum of One Hundred Thousand Dollars (\$100,000.00) of the fund appropriated by Section 1 of this Act shall be used for the special education of exceptional children. The amount of each such allocation to be made by the State

Board of Education shall be based upon such criteria as the Board shall establish by rule or regulation; provided, such special allocations shall not be a part of or subtracted from the Foundation Program Aid of the receiving districts, but shall be in addition thereto.

SECTION 8. Not to exceed the sum of Twenty-five Thousand Dollars (\$25,000.00) of the fund appropriated by Section 1 of this Act, shall be used by the State Department of Education during the fiscal year ending June 30, 1970, for the interim study of school laws and all other laws relating thereto, with a view toward amendment, revision or codification by the Legislative Council as provided in **HCR 1010** of the first session, 32nd Legislature.

SECTION 9. 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 Million Three Hundred Fifty-four Thousand Dollars (\$2,354,000.00), or that portion thereof which may be necessary to carry out the provisions of Senate Bill No. 118 enacted by the First Regular Session of the Thirty-second Oklahoma Legislature providing for allocation of State funds to the public schools of Oklahoma for a tuition free Kindergarten program, during the fiscal year ending June 30, 1970.

SECTION 10. There is hereby appropriated to the Board of Trustees of the Oklahoma Teacher's Retirement System, 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 Million Six Hundred Forty-six Thousand Dollars (\$2,646,000.00), to assist in financing the Teacher's Retirement System of Oklahoma, provided in House Bill No. 1136 enacted by the First Regular Session of the Thirty-second Oklahoma Legislature.

The funds appropriated in this Section shall be allocated and transferred to the

Board of Trustees of the Oklahoma Teacher's Retirement System in accordance with existing statutory provisions.

SECTION 11. The State Board of Education, in case of appointment is hereby authorized to waive requirement number (4) in 70 O. S. 1961 Oklahoma Statutes Section 3-1, if the person to be appointed as mentioned in said Section, is otherwise qualified.

SECTION 12. It is the intent of the Legislature that the State Board of Education, allocate from funds appropriated in Section 1 of this Act, Twenty-five Thousand Dollars (\$25,000.00) for the purpose of defraying up to fifty per cent (50%) of the operating expenses of the Oklahoma Commission on Education created in Senate Joint Resolution No. 12 of the First Session of the Thirty-Second Oklahoma Legislature, said funds to be expended under appropriate rules and regulations formulated for this purpose.

SECTION 13. The amount of Seventy-nine Million Nine Hundred Sixty-seven Thousand Five Hundred Seventy-four Dollars and ninety-four cents (\$79,967,574.94) originally appropriated to the State Board of Education by Section 1, Chapter 375, Oklahoma Session Laws 1968, from the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1969, 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 support and maintenance of the public schools pursuant to the provisions of Title 70, Chapter A, Article 18, Oklahoma Statutes of 1961, Oklahoma School Code, as amended.

SECTION 14. 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, 1970, not otherwise appropriated, the sum of Two Million Seven Hundred Twenty-four Thousand Eight

Hundred Sixty-seven Dollars (\$2,724,867.00) for the purchase, replacement, repair, re-binding and distribution of school textbooks, including cost of advance copies, payment of the cost of administration of the free textbook program, per diem and expenses of the members of the State Textbook Committee, compensation and expenses of personnel necessary to carry out and make effective the free textbook program of the State of Oklahoma, and for the purpose of otherwise carrying out the provisions of 70 O. S. 1961, § § 16-1, et seq.

SECTION 15. 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 the administration of the State Textbook Program, and shall incur other necessary expenses payable from the appropriations made by Section 1 and Section 7 of this Act.

SECTION 16. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this Act is approved.

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. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 19. It being immediately necessary for the preservation of public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrett, Garrison, Grantham, Hamilton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Cate, Connor, Fine, Hesser, Miskelly, Odom (V. H.), Sanguin, Sparkman, Townsend.

The following CCR on SB 72 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 72, entitled:

(Oklahoma State Regents for Higher Education *** 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 recommendation that the following Conference Committee Substitute be adopted:

CCS for SB 72—By McSpadden, Massey, Miller and Murphy 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 the purpose; providing legislative intent with respect to allocation of funds to various institutions, and cooperation with the Southern Regional Education Board; 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; providing lapse date; making provisions of 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 Oklahoma State Regents for Higher Education, from any monies in the General Revenue Fund of the State Treas-

ury, not otherwise appropriated, the sum of Fifty-nine Million Five Hundred Fifty-two Thousand One Hundred Thirty-three Dollars (\$59,552,133.00) for the fiscal year ending June 30, 1970. 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 functions of each of said institutions.

SECTION 2. 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 3. 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 4. 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, Chapter 100, O. S. L. 1967 (70 O. S. Supp. 1968, § § 4402 and 4408), to the fullest extent practicable.

SECTION 5. It is the intent of the Legislature that the State Regents cooperate and enter into contracts with the Southern Regional Education Board in providing 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 judgement, 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. Provided, further, that the State Regents may operate an assistance program for citizens of the state studying Optometry similar to that operated for dental students. It is the intent of the Legislature that the State Regents allocate from funds appropriated in Section 1 of this Act the sum of Eighty-five Thousand Dollars (\$85,000.00) for this purpose.

SECTION 6. 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 7. It is the intent of the Legislature that the Oklahoma State Regents for Higher Education allocate from funds appropriated in Section 1 of this Act a sufficient amount of funds to the Oklahoma College of Liberal Arts for the purpose of adequately funding the cost of the new trimester program in the fiscal year 1969-70. The Legislature commends the State Regents, the College Regents, the administration, faculty and student body of this institution for their efforts being made in this experimental program, the results of which may have a state-wide effect in improving the efficiency of operation of Oklahoma colleges and universities. It is the feeling of the Legislature that the State Regents should, when allocating budgetary funds, make provision for special and adequate budgetary support of this experimental trimester program.

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 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 10. 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 11. 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 12. It is the intent of the Legislature that the State Regents allocate, from funds appropriated in Section 1 of this Act, Twenty-Five Thousand Dollars (\$25,000.00) for the purpose of defraying up to fifty per cent (50%) of the operating expenses of the Oklahoma Commission on Education created in Senate Joint Resolution No. 12 of the First Session of the Thirty-Second Oklahoma Legislature, said funds to be expended under appropriate rules and regulations formulated for this purpose.

SECTION 13. It is further the intent of the Legislature that the State Regents in allocating funds appropriated in this Act encourage institutions to take advantage of federal, private and other donated funds that might be available to supplement

and enrich the libraries and instructional programs of institutions.

SECTION 14. The appropriation made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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.

SECTION 16. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 17. 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: McSpadden-Chairman, Baldwin, Bradley, Garrett, Garrison, Grantham, Hamilton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis-Chairman, Abbott, Allard, Cate, Connor, Fine, Hesser, Miskelly, Odom (V. H.), Sanguin Sparkman, Townsend.

The following CCR on SB 98 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 98, Entitled:

(State Officers and Employees 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 Senate concur in House Amendment No. 1.

2. That the following Conference Committee Amendments be adopted.

No. 1—Page 2, Line 7 following the word "at" strike the words "not to exceed".

No. 2—Page 2, Line 7 Strike the word and figure "Forty (40)" and insert in lieu thereof "Thirty-seven (37)".

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrett, Garrison, Grantham, Hamilton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Cate, Connor, Fine, Greenhaw, Hesser, Miskelly, Odom (V.H.), Sanguin, Sparkman, Townsend.

The following CCR on SB 99 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, Your General Conference Committee on Appropriations, to whom was referred ENGROSSED SENATE BILL NUMBER 99, entitled:

(Department of Corrections 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 Conference Committee Substitute be adopted.

2. That the Conference Committee Substitute be amended on Page 4, Line 14, following the word "Reformatory" by adding the following: "Provided further that the Department of Corrections be permitted to match such Federal funds that may be available from the Federal Omnibus Crime Act".

CCS for SB 99—by McSpadden and Massey 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 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 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 Department of Corrections, from any monies in the General Revenue Fund of the State Treasury, and from the Department of Corrections Fund of the State Treasury, created in Section 22, Chapter 261, O. S. L. 1967, as amended by Section 1, Chapter 137, O. S. L. 1968 (57 O. S. Supp. 1968, § 522), for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to perform the duties imposed upon the Department of Corrections by law:

	Fiscal Year Ending June 30, 1970
General Revenue Fund	\$303,588.00
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. 1968, § § 501-525), in accordance with the following schedule and subject to provisions of this Act:

For Administration, Division of Inspections, and Divisions of Institutions:

Personal Services (Including Retirement Costs)	\$107,124.00
Travel	8,500.00
Operating Expenses	7,500.00
Rent	13,750.00
Per Diem and Travel of State Board of Corrections	7,500.00

Total	\$144,374.00
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For the Division of Probation and Parole:

Personal Services (Including Retirement Costs)	\$497,214.00
Travel	122,000.00
Operation Supplies and Expenses	40,000.00

Total	\$659,214.00
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SECTION 3. The Director of the Department of Corrections shall appoint personnel and fix the duties and compensation of personnel necessary to carry out the duties imposed upon the Department of Corrections by law payable from the appropriations made in Section 1 of this Act, in accordance with the following schedules:

ADMINISTRATION

NO.	POSI- TIONS	POSI- TION	MINI- MUM	MAXI- MUM
1	Director		\$16,500.00	\$16,500.00
1	Administrative Assistant-Accountant		6,600.00	8,700.00
2	Account Clerk II		4,440.00	5,880.00
1	Secretary		4,980.00	6,600.00
2	Microfilm Operator		3,300.00	4,440.00
1	Receptionist		3,720.00	4,980.00
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DIVISION OF INSPECTIONS

NO.	POSI- TIONS	POSI- TION	MINI- MUM	MAXI- MUM
1	Consultant (part time)		\$ 3,500.00	\$ 3,500.00

Such consultant role shall be performed

by the Commissioner of Charities and Corrections.

DIVISIONS OF INSTITUTIONS

NO. POSITIONS	POSITION	MINI-MUM	MAXI-MUM
1	Deputy Director	\$13,000.00	\$16,500.00
1	Psychologist II	12,660.00	15,000.00
1	Correctional Treatment and Training Program Coordinator	7,380.00	9,720.00

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DIVISION OF PROBATION AND PAROLE

NO. POSITIONS	POSITION	MINI-MUM	MAXI-MUM
1	Deputy Director	\$13,000.00	\$15,000.00
1	Assistant Deputy Director	9,600.00	11,400.00
1	Administrative Assistant	6,600.00	8,700.00
5	District Supervisors	6,969.00	9,180.00
48	Probation and Parole Officers	5,880.00	7,800.00
7	Steno Clerk III	4,440.00	5,880.00
3	Steno Clerk II	3,960.00	5,280.00
5	Typist Clerk II	3,720.00	4,980.00
1	Duplicating Equipment Operator I	4,200.00	5,580.00

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SECTION 4. The Department of Corrections is hereby authorized to employ college student help in the summer.

SECTION 5. 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, for the fiscal year ending June 30, 1970, not otherwise appropriated, the sum of Four Million

Seventy-one Thousand Five Hundred Ninety-five Dollars (\$4,071,595.00) or so much thereof as shall be necessary for the operation of the Penitentiary and Reformatory. The sum of Four Thousand Dollars (\$4,000.00) is hereby dedicated to construction of roads at Oklahoma State Penitentiary and the sum of One Thousand Dollars (\$1,000.00) is dedicated to airport construction at the Oklahoma State Reformatory.

SECTION 6. The sum of One Hundred Twenty Thousand Dollars (\$120,000.00) appropriated in Section 5 of this Act shall be allocated to the Oklahoma State Reformatory for the operation of the school at that institution.

SECTION 7. 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 8. The salary of the Warden at the Oklahoma State Penitentiary shall be established in accordance with the provisions of Grade 36 of the State Personnel Board, and the salary of the Warden at the Oklahoma State Reformatory shall be established in accordance with the provisions of Grade 34 of said Board.

The minimum salary for any other employee at the penitentiary or the reformatory shall be not less than Three Hundred Ten Dollars (\$310.00) per month.

SECTION 9. 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 McLeod Honor

Farm, the Stringtown Subprison and the Granite Reformatory.

SECTION 10. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 13. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Bradley, Garrett, Garison, Grantham, Hamilton, Martin, Massey, Medearis, Murphy, Nichols, Small-ey.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Cate, Connor, Fine, Hesser, Miskelly, Odom (V. H.), Sanguin, Sparkman, Townsend.

The following CCR on SB 104 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 104, entitled:

An Act relating to the Oklahoma State Regents for Higher Education; authorizing and directing the establishment of a Junior College in Altus, and providing for

the vitalization of the establishment; 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 that the following Conference Committee Substitute be adopted:

CCS for SB 104—By Hamilton of the Senate and Derryberry of the House—An Act relating to the Oklahoma State Regents for Higher Education; authorizing and directing the establishment of a junior college in Altus, and providing for the vitalization of the establishment; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The Oklahoma State Regents for Higher Education shall establish a two-year junior college in Altus, to serve Jackson, Tillman, Kiowa, Greer and Harmon Counties 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 Altus 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.

SECTION 2. The State Regents for Higher Education are directed to negotiate with the Board of the now existing Altus Community College and make all appropriate arrangements for the conversion of this institution to a state junior college, including the continued use of existing facilities, faculty and other resources for the period of time necessary to achieve the conversion, and to maintain and operate the college during the transition period. After the conversion has been fully accomplished by the State Regents, a governing board composed of seven members to serve seven-year overlapping terms and to be known as the Board of

Regents of Altus Junior College shall be created to be appointed by the Governor by and with the advice and consent of the Senate, which board shall have the same powers and duties as the Board of Regents of Tulsa Junior College, set out in O. S. Supp. 1968, Title 70, Section 4413.

SECTION 3. The Oklahoma State Regents for Higher Education, and its successor, may do all things necessary or convenient to make the Altus Junior College effective for the functions and purposes for which it shall have been established.

SECTION 4. There is hereby appropriated to the Oklahoma State Regents for Higher Education, in addition to any other appropriation, and in lieu of any division of funds to be allocated in Section 4 of Senate Bill No. 72 of the 1st Session of the 32nd Legislature, from any monies in the General Revenue Fund, not otherwise appropriated, the sum of Sixty-five Thousand Dollars (\$65,000.00) for the purpose of establishing and maintaining the Altus Junior College in the fiscal year 1969-70, in conjunction with other funds available for this purpose.

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: McSpadden-Chairman, Baldwin, Bradley, Garrett, Garrison, Grantham, Hamilton, Martin, Massey, Medearis, Murphy, Nichols, Smalley.

HOUSE CONFEREES: Willis-Chairman, Abbott, Allard, Cate, Connor, Fine, Hesser, Miskelly, Odom (V. H.), Sanguin, Sparkman, Townsend.

Senator Smalley presiding.

The following CCR on SB 349 was read and consideration deferred:

Mr. President
and

Mr. Speaker:

The Conference Committee, to which was referred SB 349 by Baggett, Smalley, et al, of the Senate and Willis of the House, entitled:

An Act vitalizing Section 38, Article X, of the Oklahoma Constitution providing for the issuance, sale, delivery and payment of general * * * emergency.

together with House Amendment thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, that the following Committee Substitute be adopted:

CCS for SB 349—By Baggett, Smalley, Nichols, Bradley and Hargrave of the Senate and Willis of the House—An Act vitalizing Section 38, 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 Ninety-nine Million Eight Hundred Eight Thousand Dollars (\$99,808,000.00); for the purpose of planning and constructing new buildings and additions to existing buildings and other capital improvements, for remodeling, modernizing and repairing existing buildings and other capital improvements and purchase of land, equipment and furnishings necessary for such new buildings, additions and improvements for various departments and agencies of the state not to exceed the amounts and for the purposes set forth in Section 38, Article X of the Oklahoma Constitution; providing for sale of such bonds in four series and specifying the dates of sales and the amounts to be sold; creating the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury; 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; creating the State of Oklahoma Building Bonds of 1968 Sinking Fund; providing for the investment of construction account and sinking fund monies; 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.

SECTION 1. It is hereby declared to be the purpose of this act to vitalize Section 38, Article X, of the Oklahoma Constitution and to direct the issuance and sale of general obligation bonds authorized by said constitutional amendment.

SECTION 2. The State of Oklahoma Building Bonds Commission, created by Title 62, Oklahoma Statutes 1961, Section 57.1, acting for and on behalf of the State of Oklahoma, shall be the agency by and through which the State of Oklahoma shall incur indebtedness to the extent of the sum of Ninety-nine Million Eight Hundred 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 for remodeling, modernizing and repairing existing buildings and capital improvements and purchase of land, equipment and furnishings necessary for construction or remodeling for the following departments and agencies of state government in the amounts and for the purposes set forth as follows:

1. The constituent institutions of the Oklahoma State System of Higher Education\$34,250,000.00
2. Medical Center of the University of Oklahoma 26,870,000.00
3. A new junior college at Tulsa
..... 4,000,000.00

4. A new junior college at Midwest City and new or existing community junior colleges 2,000,000.00
5. Central State Griffin Memorial Hospital, Eastern State Hospital, Western State Hospital and Taft State Hospital, and for community mental health centers, provided not more than \$1,200,000.00 may be spent on community mental health centers 8,000,000.00
6. Administrative offices and laboratories of the State Health Department
..... 4,516,000.00
7. Oklahoma General Hospital
..... 500,000.00
8. Acquisition of land and completion of streets and highways in the State Capitol Complex1,875,000.00
9. Equipment and remodeling at Wiley Post Building and acquisition and improvement of historic sites125,000.00
10. Area vocational and technical schools and technical institutes and equipment 5,750,000.00
11. Oklahoma State University School of Technical Training at Okmulgee
..... \$ 1,500,000.00
12. 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
13. Construction of a Juvenile Diagnostic Evaluation and Receiving Center
..... 1,000,000.00
14. Construction of a Plans and Training Building and for district headquarters of the Department of Public Safety
..... 497,000.00
15. Construction of headquarters, warehouse and armory buildings of State Military Department 1,500,000.00
16. State Bureau of Investigation headquarters building 200,000.00
17. Construction and equipping of a re-

ception and diagnostic center and other capital improvements at the State Penitentiary ----- 1,000,000.00

18. Constructing, renovating and equipping academic and vocational school facilities and other capital projects at the State Reformatory ----- 750,000.00

19. Eastern Oklahoma Tuberculosis Sanatorium ----- 250,000.00

20. Western Oklahoma Tuberculosis Sanatorium ----- 250,000.00

21. Constructing community social service centers at Ada, Shawnee, Lawton and other communities approved by the State Department of Health ----- 500,000.00

22. Cerebral Palsy Institute ..100,000.00

SECTION 3. The Commission, acting for and on behalf of the State of Oklahoma, shall issue, sell and deliver, as hereinafter provided, "State of Oklahoma Building Bonds of 1968" in the principal sum of Ninety-nine Million Eight Hundred Eight Thousand Dollars (\$99,808,000.00). The Commission is hereby authorized and directed to issue, sell and deliver said bonds as follows:

Series A, in the principal sum of Thirty Million Three Hundred Thousand Dollars (\$30,300,000.00) on or about July 15, 1969;

Series B, in the principal sum of Twenty-five Million Dollars (\$25,000,000.00), on or about July 15, 1970;

Series C, in the principal sum of Twenty-five Million Dollars (\$25,000,000.00), on or about July 15, 1971; and

Series D, in the principal sum equal to the balance of the amount authorized in Section 38, Article X of the Oklahoma Constitution;

The bonds in Series B, C and D shall not be sold, issued or delivered until the Legislature has enacted a bill or joint resolution (1) confirming the authorization contained in this section, (2) confirming or adjusting the amount of bonds to be sold and (3) determining the schedule for the payments into the Sinking Fund and maturity schedule for such Series. All pro-

ceeds from the sale of such bonds shall be deposited in the State Treasury to the credit of the "State of Oklahoma Building Bonds of 1968 Fund" which is hereby created.

SECTION 4. It is hereby expressly provided and pledged for the benefit of the purchasers, owners and holders of said bonds that five cents (\$.05) of the tax on each package of cigarettes levied by Section 1, Chapter 47, 1968 Oklahoma Session Laws, constituting the remainder of revenue available for 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, or so much as may be necessary, shall be devoted irrevocably to the payment and discharge of the interest on and the principal of, the bonds issued hereunder as the same become due, and said revenues shall be, and hereby are, irrevocably pledged for such purposes.

SECTION 5. There is hereby created in the State Treasury a fund to be known as the "State of Oklahoma Building Bonds of 1968 Sinking Fund" (herein called the "Sinking Fund"), which is hereby irrevocably pledged to the payment of the interest on, and principal of, the bonds issued hereunder, and monies to the credit thereof shall be paid out only in the manner and at the time and places provided for in the resolution or resolutions of the Commission authorizing the issuance of such bonds. Beginning on the first day of the month following the adoption of said constitutional amendment, the Oklahoma Tax Commission, when transmitting to the State Treasurer the monthly collection of the tax on cigarettes, shall also transmit to the State Treasurer a schedule showing the net proceeds of the tax on each package of cigarettes levied by Section 1, Chapter 47, 1968 Oklahoma Session Laws. It shall be the duty of the State Treasurer, upon receiving said taxes and schedules from the Oklahoma Tax Commission, to deposit in the Sinking Fund such portions

of the cigarette tax or taxes hereinabove pledged to the payment of the bonds issued hereunder as may be necessary to assure prompt payment of the interest on, and the principal of, the outstanding State of Oklahoma Building Bonds of 1968 as the same fall due.

SECTION 6. The State Treasurer shall deposit in the Sinking Fund, in addition to all other amounts required to be deposited therein, the following sums for the following fiscal years for the payment of the principal upon the Series A Bonds:

FISCAL YEAR BEGINNING JULY 1	AMOUNT
1969	—0—
1970	—0—
1971	\$ 850,000.00
1972	\$ 900,000.00
1973	\$1,000,000.00
1974	\$1,000,000.00
1975	\$1,100,000.00
1976	\$1,100,000.00
1977	\$1,200,000.00
1978	\$1,300,000.00
1979	\$1,300,000.00
1980	\$1,400,000.00
1981	\$1,500,000.00
1982	\$1,550,000.00
1983	\$1,650,000.00
1984	\$1,750,000.00
1985	\$1,850,000.00
1986	\$1,950,000.00
1987	\$2,050,000.00
1988	\$2,150,000.00
1989	\$2,250,000.00
1990	\$2,450,000.00

SECTION 7. In the event that the payments into the Sinking Fund in any fiscal year plus the accumulation in such Sinking Fund is not sufficient to pay the principal and interest due the following July 15 on the State of Oklahoma Building Bonds of 1968, then it shall be the duty of the State Treasurer to pay into said Sinking Fund from the State of Oklahoma Building Bonds of 1968 Reserve Fund such sum of money as may be necessary to pay said principal and interest. The cig-

arette tax monies hereinabove pledged to the retirement of the bonds issued hereunder shall constitute the primary revenue dedicated to the payment of the interest on, and the principal of, said bonds, but it is further pledged, for the purchasers, owners and holders of said bonds, that the State of Oklahoma, if and when it shall appear to be necessary, hereby devotes irrevocably to the payment of the interest on, and principal of, said bonds, any monies in the General Revenue Fund of the State of Oklahoma not otherwise obligated, committed or appropriated, and the State Treasurer is directed to apply such General Revenue Fund of the State of Oklahoma for such purpose. The State of Oklahoma further pledges to the purchasers, owners and holders of said bonds that it will, if and when it shall appear to be necessary, impose and collect a tax and devote the proceeds thereof, or so much thereof as may be necessary, for the purpose of paying the principal of and interest on the bonds issued hereunder as they come due. The bonds issued hereunder, and the interest thereon, shall be general obligations of the State of Oklahoma, and the full faith, credit and resources of the State of Oklahoma are pledged to their payment. The Commission is authorized to incorporate on the face of each of the bonds issued under this act pledges, the same or substantially the same as those made herein. The pledges and covenants so made by the Commission shall constitute the commitment of the State of Oklahoma, made in full good faith, in its sovereign capacity, and shall be binding upon said State and the Legislature, officers, instrumentalities and agents thereof, so long as any of the interest on, or principal of, said bonds shall remain outstanding and unpaid. The Commission is authorized to make such other equally binding covenants and agreements, not inconsistent with this act or Section 38 of Article X of the Oklahoma Constitution, as it deems to be needful and appropriate to

the general purpose of effectuating this act.

SECTION 8. The Series A Bonds shall be serial coupon bonds. Said bonds and the interest thereon shall be payable at such place or places as may be designated by the State of Oklahoma Building Bonds Commission. The Series A Bonds shall mature on January 15 in the years and amounts, respectively, as follows:

Years	Amounts
1972	\$ 850,000.00
1973	\$ 900,000.00
1974	\$1,000,000.00
1975	\$1,000,000.00
1976	\$1,100,000.00
1977	\$1,100,000.00
1978	\$1,200,000.00
1979	\$1,300,000.00
1980	\$1,300,000.00
1981	\$1,400,000.00
1982	\$1,500,000.00
1983	\$1,550,000.00
1984	\$1,650,000.00
1985	\$1,750,000.00
1986	\$1,850,000.00
1987	\$1,950,000.00
1988	\$2,050,000.00
1989	\$2,150,000.00
1990	\$2,250,000.00
1991	\$2,450,000.00

The Series A Bonds shall bear interest, payable semiannually on January 15 and July 15 of each year, may be in such denomination or denominations, may be in such form either coupon or registered, may carry such registration or conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, as may be provided by resolution or resolutions to be adopted by the State of Oklahoma Building Bonds Commission; provided, that all such bonds maturing on and after ten (10) years from their dates may, at the discretion of the Commission, be made subject to call and redemption, in inverse order of bond numbers, at par or with premium, and accrued interest, with the detailed provisions for such call-

ing and redemption thereof and the amount of the premium, if any, to be fixed by the Commission in the resolution or resolutions for the issuance of such bonds. Until such time as the Sinking Fund shall be sufficient to retire all outstanding State of Oklahoma Building Bonds of 1968, including interest thereon, there shall be paid into the Sinking Fund during each fiscal year from the sources hereinabove pledged such amounts as may be necessary to pay the interest and principal as they become due. All bonds issued pursuant to this act shall have all the qualities and incidents of negotiable paper, and neither said bonds nor the interest earned thereon shall be subject to taxation by the State of Oklahoma or any county, municipality or political subdivision thereof.

SECTION 9. The Commission shall advertise the bonds for sale in the manner hereinafter provided. Notice of such sale shall be published at least once in each of two (2) consecutive weeks prior to the date fixed for such sale in a newspaper having a general circulation in the State of Oklahoma and at least once not less than twenty (20) days prior to the date fixed for such sale in a financial periodical or newspaper known to have general circulation among bond dealers and bond purchasers. Such notice shall state the time and place when and where the Commission will receive written bids for the purchase of the bonds so offered for sale and shall also state that the bonds will be sold to the bidder bidding the lowest interest cost to the State of Oklahoma, such cost to be determined by deducting the total amount of any premium bid from the aggregate amount of interest on all of the bonds from their date until their respective maturities, stating also, however, that the Commission may, in its discretion, reject all bids submitted and readvertise the bonds for sale. Such notice may contain such other conditions, information and details as the Commission deems appropriate and desirable to se-

cure understanding of the offer and to assure maximum competition between bidders. Upon acceptance of any bid (which shall name the interest rate or rates, not exceeding six percent (6%) per annum), the bonds shall be issued in accordance therewith and shall be delivered to said purchaser upon payment of the purchase price thereof, which shall be not less than par plus accrued interest to date of delivery; provided, however, that no tender of the bonds shall be valid until after the expiration of the period of contestability provided for herein. All bidders shall be required to submit with their bids such good faith deposit as may to the Commission seem appropriate. Upon the acceptance of a bid, the Commission shall return to all of the unsuccessful bidders the deposits so made by them. All such deposits by the successful bidder shall become the property of the State of Oklahoma, and shall be credited upon the purchase price of the bonds so sold and with the further agreement that, if the purchaser shall fail for five (5) days after the tender of the bonds to pay the balance of the purchase price, said sale shall be thereby annulled and the deposit shall in such event be retained by the State of Oklahoma and credited to the General Revenue Fund of the state.

SECTION 10. The Commission is authorized to issue one or more interim bonds representative of the bonds so sold, which interim bonds may be in any denomination, shall have all the qualities and be secured by all the covenants and pledges made to secure the bonds so sold, but said interim bonds shall represent the bonded debt only until such time as the definitive bonds are printed, executed and delivered to the purchaser thereof. No tender of any such interim bonds shall be valid until the expiration of the period of contestability provided in this act. Simultaneously with delivery of the definitive bonds, any such interim bonds shall be surrendered for cancellation and canceled by the State Treasurer of Oklahoma.

SECTION 11. Any bank, trust or insurance company organized under the laws of Oklahoma may invest its capital, surplus and reserve funds and other funds under its control in bonds issued under the provisions of this act. The officers having charge of any fund of the State of Oklahoma, or any department, agency, or institution thereof or any sinking fund of any county, city, town, township, board of education or school district may invest such funds in bonds issued under the provisions hereof. Such bonds shall also be approved as collateral security for the deposit of any public funds and for the investment of trust funds.

SECTION 12. Within ten (10) days after the sale or sales of said bonds, the Attorney General of the State of Oklahoma shall examine all of the proceedings of the Commission and all resolutions passed and actions taken by it in connection with the authorization and issuance and sale of such bonds, and shall, if he finds such bond proceedings and sale to be constitutional and lawful, execute his certificate and file the same of record in the office of the Secretary of State of the State of Oklahoma, which said certificate shall read substantially as follows:

"I have examined all proceedings had in connection with the issuance of the State of Oklahoma Building Bonds of 1968, Series -----, in the aggregate principal amount of -----, dated -----, authorized and sold pursuant to Section 38, Article X, Constitution of Oklahoma, and laws of the State of Oklahoma enacted pursuant thereto, and find said proceedings and sale to be constitutional, lawful and regular in all particulars and that said bonds will be valid legal general obligations of the State of Oklahoma. Unless suit thereon shall be brought in the Supreme Court of the State of Oklahoma within thirty (30) days from the date of this certificate, said bonds shall be incontestable for all purposes. Date---

Attorney General of the State of Oklahoma."

A facsimile of such Attorney General's certificate shall appear on each bond so issued. The Supreme Court of Oklahoma is hereby vested with exclusive jurisdiction over any litigation involving the validity of any bonds issued under this act. All bonds shall bear the signature of the Governor and the Secretary of State and shall bear the certificate required by Section 29, Article X, of the Constitution of Oklahoma. Such bonds shall also be registered by the Treasurer of the State of Oklahoma and a statement of such registration shall appear on the back of each bond. The Commission may, by resolution, prescribe that the seal of the State of Oklahoma, or the seals of any of the officers thereof, and any or all signatures required to appear on the bonds or coupons, with the exception of either the Governor's or the Secretary of State's signature on the bonds, may be facsimile seals and signatures.

SECTION 13. The bonds and interest coupons attached thereto shall be delivered to the purchaser thereof only upon payment of par and accrued interest to the date of delivery thereof, together with any premium bid, if any. The proceeds of the sale of said bonds shall be deposited in the State Treasury of the State of Oklahoma, in the State of Oklahoma Building Bonds of 1968 Fund, where they shall remain subject to disposition as provided for by the Legislature of Oklahoma, provided that the State Treasurer of the State of Oklahoma, when so directed by any agency to which a portion of such fund has been appropriated as to the amount appropriated to such agency, shall invest the amounts designated by such agency for the period or periods of time specified by such agency in direct obligations of the United States of America or in certificates of deposits from banks in the State of Oklahoma acceptable as depositories by the State Depository Board when such certificates of deposits are se-

cured by the acceptable collateral and yield as much or more than direct obligations of the United States of America, and provided further that all such investments of said monies must be so made that the same shall mature in time to enable the State of Oklahoma to issue warrants for payment of the valid indebtedness incurred for the purpose for which said bonds are issued, when the said indebtedness has been incurred pursuant to legislative authority. It shall be the duty of each agency receiving an appropriation to promptly certify to the State Treasurer the amount of all sums not needed for payment of construction and other legal expenditures payable from the fund to meet the construction payment schedule, and upon receipt of such certification the State Treasurer shall forthwith make the aforementioned investment. All interest received by the State Treasurer upon the above-mentioned securities shall be deposited in the State of Oklahoma Building Bonds of 1968 Fund to the credit of the agency for which the investment was made.

SECTION 14. The State Treasurer shall invest all Sinking Fund monies in direct obligations of the United States of America or in certificates of deposits from banks in the State of Oklahoma acceptable as depositories by the State Depository Board, when such certificates of deposits are secured by acceptable collateral and yield as much or more than direct obligations of the United States of America, to mature in time to meet the principal and interest payments on the bonds, which earnings shall be deposited in the Sinking Fund.

SECTION 15. The Commission is authorized in its discretion to file an application with the Supreme Court of Oklahoma for the approval of the bonds issued hereunder, and exclusive original jurisdiction is hereby conferred upon the Supreme Court to hear and determine each such application. It shall be the duty of the Court to give such applications

precedence over the other business of the court and to consider and pass upon such applications and any protests which may be filed thereto as speedily as possible. Notice of the hearing on each application shall be given by notice published in a newspaper of general circulation in the state that on a day named the commission will ask the Court to hear its application and approve the bonds. Such notice shall inform all persons interested that they may file protests against the issuance of the bonds and be present at the hearing and contest the legality thereof. Such notice shall be published one time not less than ten (10) days prior to the date named for the hearing and the hearing may be adjourned from time to time in the discretion of the Court. If the Court shall be satisfied that the bonds have been properly authorized in accordance with this act and Section 38, Article X, of the Constitution of Oklahoma, and that when issued they will constitute valid obligations in accordance with their terms, the Court shall render its written opinion approving the bonds and shall fix the time within which a petition for rehearing may be filed. The decision of the Court shall be a judicial determination of the validity of the bonds, shall be conclusive as to the State of Oklahoma, its officers, agents and instrumentalities, and thereafter the bonds so approved and the revenues pledged to their payment shall be incontestable in any Court in the State of Oklahoma.

SECTION 16. 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.

SECTION 17. 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, Nichols, Smalley, Miller.

FOR THE HOUSE: Willis, Abbott, Hunter, McCune, York.

Senator Garrison presiding.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 257**, and naming House Conferees as follows: Raibourn, Mountford and Miskelly.

Senator Payne presiding.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 350** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred **SB 350**—By Baggett, Smalley, et al of the Senate and Willis and Miskelly of the House entitled:

An Act appropriating from the proceeds of the sale of bonds authorized by Section 38, Article X of the Oklahoma Constitution * * * and declaring an emergency,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, that the following Conference Committee Substitute be adopted:

CCS for SB 350—By Baggett, Smalley, Nichols, Bradley and Hargrave of the Senate and Willis and Miskelly of the House—An Act appropriating from the proceeds of the sale of bonds authorized by Section 38, Article X of the Oklahoma Constitution; declaring purpose of Act; appropriating Fifteen Million Six Hundred Thousand Dollars (\$15,600,000.00) to the Oklahoma State Regents for Higher Education for expenditure at the constituent institutions of the Oklahoma State System

of Higher Education, the Medical Center of the University of Oklahoma, the new Tulsa Junior College and the new Midwest City Junior College and existing community junior colleges; appropriating Eleven Million One Hundred Fifty Thousand Dollars (\$11,150,000.00) to the State Board of Public Affairs for the use of various departments and agencies at designated institutions and for other specified purposes; appropriating to the Regents for Higher Education Seven Hundred Fifty Thousand Dollars (\$750,000.00) for Oklahoma State University School of Technical Training at Okmulgee and Five Hundred Thousand Dollars (\$500,000.00) for Oklahoma State University Technical Institute at Oklahoma City from Item 10 in Section 38, Article X of the Oklahoma Constitution; appropriating One Million Eight Hundred Seventy-five Thousand Dollars (\$1,875,000.00) to the State Department of Highways for the completion of streets and highways in the State Capitol complex; appropriating One Hundred Twenty-five Thousand Dollars (\$125,000.00) to the Oklahoma Historical Society; appropriating Three Hundred Thousand Dollars (\$300,000.00) to the State Military Department; specifying the purposes for which such appropriations are to be expended and providing restrictions and limitations on expenditures; designating the respective contracting agencies and authorizing them to contract for expenditures hereunder; authorizing and directing coordination and cooperation with federal granting agencies; appropriating to the Building Bonds Commission Seven Thousand Five Hundred Dollars (\$7,500.00) for the expenses of issuing such bonds and Fifteen Thousand Dollars (\$15,000.00) for legal services in connection with such bonds; making appropriations nonfiscal; specifying effective date; authorizing and directing State Department of Health to allocate and spend One Million Dollars (\$1,000,000.00) from proceeds of 1965 bond issue for Community Social Service Center

at Ada; making provisions of this Act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE
OF THE STATE OF OKLAHOMA:

SECTION 1. It is hereby declared to be the purpose of this act to provide for appropriation of part of the proceeds of the sale of bonds to be issued and sold pursuant to Senate Bill No. 349 of the Thirty-second Oklahoma Legislature enacted pursuant to Section 38, Article X of the Oklahoma Constitution.

SECTION 2. The appropriations made by this act are appropriated from the proceeds of the sale of the Series A Bonds issued and sold pursuant to Senate Bill No. 349 enacted by the Thirty-second Oklahoma Legislature and deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury; said bonds to be issued and sold under the constitutional grant of power, conferred by the people of Oklahoma in the adoption of Section 38, Article X, of the Oklahoma Constitution.

SECTION 3. There is hereby appropriated to the Oklahoma State Regents for Higher Education from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Five Million Dollars (\$5,000,000.00) to be allocated by the Regents to the constituent institutions comprising the Oklahoma State System of Higher Education according to the needs of said institutions for planning and construction, furnishing and equipping new buildings and for remodeling, modernizing, repairing, furnishing and equipping existing buildings, and for other capital additions and improvements including the acquisition of real property necessary for such buildings, additions and improvements. The governing boards of the institutions of higher education are authorized to enter into necessary contracts and exercise supervision of the expenditure of funds appropriated by this act. It is the intention of the Legislature

that the Regents shall allocate and the governing board shall utilize the funds so as to gain the maximum available Federal participation consistent with the priorities of need established by the Regents.

SECTION 4. There is hereby appropriated to the Oklahoma State Regents for Higher Education from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Seven Million Dollars (\$7,000,000.00) to be allocated by the Regents to the University of Oklahoma for expenditure at the Medical Center for the planning and construction, furnishing and equipping of new buildings and for remodeling, modernizing, repairing, furnishing and equipping existing buildings, and for other capital additions and improvements including the acquisition of real property necessary for such buildings, additions and improvements. The Board of Regents for the University of Oklahoma is authorized to enter into necessary contracts and exercise supervision of the expenditure of funds appropriated by this section.

SECTION 5. There is hereby appropriated to the Oklahoma State Regents for Higher Education from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Two Million Dollars (\$2,000,000.00) to be allocated by the Regents to the Tulsa Junior College for the planning and construction, furnishing and equipping of a new junior college to be located in Tulsa.

SECTION 6. There is hereby appropriated to the Oklahoma State Regents for Higher Education from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of One Million Six Hundred Thousand Dollars (\$1,600,000.00) to be allocated by the Regents for the planning and construction, furnishing and equipping of a new junior college

to be located in Midwest City and for capital improvements at existing community junior colleges.

SECTION 7. There is hereby appropriated to the State Board of Public Affairs for the use of the State Department of Mental Health from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of One Million Six Hundred Thousand Dollars (\$1,600,000.00) for the planning and construction, furnishing and equipping of new buildings, and for remodeling, modernizing, repairing, furnishing and equipping existing buildings, and for other capital additions and improvements at Central State Grif-fin Memorial Hospital, Eastern State Hospital, Western State Hospital and Taft State Hospital; and for planning and constructing, furnishing and equipping community mental health centers; provided, however, that none of the funds appropriated by this section may be used for the acquisition of real property or any interest therein. The real property necessary for community mental health centers shall be contributed in fee simple title to the State of Oklahoma free of cost before any funds appropriated by this section are expended for community mental health centers.

SECTION 8. There is hereby appropriated to the State Board of Public Affairs for the use of the State Department of Health from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Three Million Five Hundred Twenty-five Thousand Dollars (\$3,525,000.00) for the planning and construction, furnishing and equipping of a new building or buildings for the administrative offices and laboratories of the State Department of Health to be located in or adjacent to the Medical Center of the University of Oklahoma, including the acquisition of real property necessary for such buildings.

SECTION 9. There is hereby appro-

appropriated to the State Board of Public Affairs for the use of the State Department of Health from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of One Million Dollars (\$1,000,000.00) to be allocated and expended as follows:

- (a) for construction, remodeling and equipping at Eastern Oklahoma Tuberculosis Sanatorium\$250,000.00
- (b) for construction, remodeling and equipping at Western Oklahoma Tuberculosis Sanatorium\$250,000.00
- (c) for construction, remodeling and equipping Oklahoma General Hospital\$500,000.00

provided, however, that the State Department of Health is hereby authorized and directed to consolidate the operations of Oklahoma General Hospital and Western Oklahoma Tuberculosis Sanatorium at the location of the latter and to sell, lease or otherwise dispose of the property now used by Oklahoma General Hospital.

SECTION 10. There is hereby appropriated to the State Department of Highways from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of One Million Eight Hundred Seventy-five Thousand Dollars (\$1,875,000.00) for the acquisition of real property and for the completion of the streets and highways in the State Capitol Complex, including the necessary parking to serve the State Capitol Complex. The State Department of Highways is hereby authorized to enter into the necessary contracts and exercise supervision of the expenditure of funds appropriated by this section.

SECTION 11. There is hereby appropriated to the Oklahoma Historical Society from the proceeds of the sale of bonds deposited in the State of Oklahoma Build-

ing Bonds of 1968 Fund in the State Treasury the sum of One Hundred Twenty-five Thousand Dollars (\$125,000.00) for equipping and remodeling Wiley Post Building and for the acquisition and improvement of historic sites. The Oklahoma Historical Society is hereby authorized to enter into the necessary contracts and exercise supervision of the expenditure of funds appropriated by this section.

SECTION 12. There is hereby appropriated to the State Board of Public Affairs for the use of the State Department of Vocational Education from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Two Million Dollars (\$2,000,000.00) (a) for the planning and construction of area vocational and technical schools, provided, that none of the funds hereby appropriated shall be used for the acquisition of real property; and (b) for the purchase of equipment to be used in the area vocational and technical schools and in the institutions of higher education which provide vocational and technical training, provided, that title to such equipment shall be in the State of Oklahoma.

SECTION 13. There is hereby appropriated to the Oklahoma State Regents for Higher Education from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Seven Hundred Fifty Thousand Dollars (\$750,000.00) to be allocated by the Regents for expenditure at Oklahoma State University School of Technical Training at Okmulgee for planning and construction, furnishing and equipping new buildings, and for remodeling, modernizing, repairing, furnishing and equipping existing buildings, and for other capital additions and improvements. The appropriation made in this section is from the amount in item 10 of Section 38, Article X of the Oklahoma Constitution.

SECTION 14. There is hereby appropriated to the Oklahoma State Regents

for Higher Education from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Five Hundred Thousand Dollars (\$500,000.00) to be allocated by the Regents for expenditure at Oklahoma State University Technical Institute at Oklahoma City for planning and construction, furnishing and equipping new buildings, and for other capital additions and improvements. The appropriation for the technical institute made in this section is from the amount in item 10 of Section 38, Article X of the Oklahoma Constitution.

SECTION 15. There is hereby appropriated to the State Board of Public Affairs for the use of the State Department of Public Welfare from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Two Million One Hundred Seventy-five Thousand Dollars (\$2,175,000.00) for planning and construction, furnishing and equipping new buildings and for remodeling, modernizing, repairing, furnishing and equipping existing buildings, and for other capital additions and improvements at 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.

SECTION 16. There is hereby appropriated to the State Board of Public Affairs for the use of the State Department of Public Welfare from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) for planning and construction, furnishing and equipping a Juvenile Diagnostic Evaluation and Receiving Center.

SECTION 17. There is hereby appropriated to the State Military Department

from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Three Hundred Thousand Dollars (\$300,000.00) for planning and construction, furnishing and equipping new headquarters and warehouse buildings and related capital improvements to be located on the state-owned land in the vicinity of Grand Boulevard and Northeast 30th Street in Oklahoma City and for planning and construction, furnishing and equipping new armory buildings and for remodeling, modernizing, repairing, furnishing and equipping existing armory buildings, and for other capital additions and improvements. The State Military Department is hereby authorized to enter into the necessary contracts and exercise supervision of the expenditure of funds appropriated by this section.

SECTION 18. There is hereby appropriated to the State Board of Public Affairs for the use of the State Department of Corrections from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of Five Hundred Thousand Dollars (\$500,000.00) for the planning and construction, furnishing and equipping of a reception and diagnostic center and other capital improvements at the State Penitentiary and for planning, constructing, renovating and equipping academic and vocational school facilities and other capital projects at the State Reformatory.

SECTION 19. There is hereby appropriated to the State Board of Public Affairs for the use of the Cerebral Palsy Institute from the proceeds of the sale of bonds deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury the sum of One Hundred Thousand Dollars (\$100,000.00) for planning and construction, furnishing and equipping of new buildings, and for remodeling, modernizing, repairing, furnishing and equipping existing buildings, and for other cap-

ital additions and improvements at the Cerebral Palsy Institute.

SECTION 20. The State Board of Public Affairs is hereby authorized to enter into the necessary contracts and exercise supervision of the expenditure of funds appropriated under Sections 7, 8, 9, 12, 15, 16, 18 and 19 of this act.

SECTION 21. Any funds allocated from the monies herein appropriated to any institution may be used and expended in conjunction or cooperation with any Federal agency or instrumentality under such terms and conditions as may be necessary to obtain grants of Federal aid and assistance, and it shall be the duty of such institutions to make a bona fide attempt to obtain such Federal aid and assistance.

SECTION 22. There is hereby appropriated to the Oklahoma Building Bonds Commission from any monies in the 1968 Building Bond Reserve Fund of the State Treasury, for the fiscal year ending June 30, 1970, the sum of Seven Thousand Five Hundred Dollars (\$7,500.00). These funds shall be used to meet any and all expenses, such as, but not limited to, printing, supplies, postage, and other communication expenses, travel, preparing prospectus' and other miscellaneous expenses, except attorneys' fees, incurred in connection with the issuance of any State Bond Issues heretofore or hereafter authorized to be issued by the Oklahoma Building Bonds Commission.

SECTION 23. The Bond Commission is authorized to employ attorneys other than the Attorney General to perform services in connection with this bond issue; provided, however, the fees paid to said attorneys shall not exceed Fifteen Thousand Dollars (\$15,000.00).

There is hereby appropriated to the Oklahoma Building Bond Commission from the General Revenue Fund of the State Treasury for the fiscal year ending

June 30, 1970, not otherwise appropriated, the sum of Fifteen Thousand Dollars (\$15,000.00) for the purpose of paying said attorneys' fees.

SECTION 24. The appropriations herein made shall not be subject to fiscal year limitations and said appropriations after they become effective may be contracted against and expended to and including the constitutional lapse period of thirty (30) months after the passage of this act. These appropriations shall take effect the date that the aforesaid bonds are sold and the proceeds thereof deposited in the State of Oklahoma Building Bonds of 1968 Fund in the State Treasury.

SECTION 25. In lieu of appropriating from item 17 of Section 38, Article X of the Oklahoma Constitution for community service centers, the State Department of Health is hereby authorized and directed to allocate and expend forthwith One Million Dollars (\$1,000,000.00) from the proceeds of the sale of bonds under Section 37, Article X of the Oklahoma Constitution for the planning and construction of a community social service center at Ada.

SECTION 26. 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 27. 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, Nichols, Smalley, Miller.

FOR THE HOUSE: Willis, Abbott, Hunter, McCune, York.

As provided under the Smith motion, the Senate was declared adjourned until 1:00 p.m., tomorrow.

Sixty-second Legislative Day

Wednesday, April 23, 1969

Pursuant to adjournment, the Senate was called to order by President Pro Tempore Smith.

Upon roll call, the following members were present:

Atkinson, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—40.

Excused: Baggett, Berrong, Garrett, Howard, Phillips, Porter, Stansberry, 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 Atkinson:

Almighty God, let us do our part in the life of the world today so that we do not obscure the beauty of Thy presence but rather make it more plainly visible to the eyes of all men. So let us stand, O God—For whatever is pure and true and just and good; For the advancement of science and education and true learning; For the redemption of daily business from selfishness; For the rights of the weak and the oppressed; For industrial cooperation and mutual help; For the conservation of nature and the rich traditions of the past; For the recognition of new workings of Thy spirit in the minds of men in our own day; and For the hope of yet

more glorious days to come, with peace on earth and good will to all men. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Transmitting herewith Motion by Goodfellow of the House and Baldwin of the Senate for adoption and concurrence by the Honorable Senate in the issuance of Concurrent Citation No. 20 by the Oklahoma State Legislature to Joe Spencer.

Upon motion of Senator Baldwin, the Senate adopted the motion for the issuance of said Concurrent Citation.

Senator Baldwin presiding.

House Concurrent Citation No. 20 was properly signed and ordered returned to the Honorable House.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1011, 1098, 1106, 1113, 1123, 1125, 1211, 1234, 1288, 1319, 1355, 1412, 1440 and 1479.

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 1022.

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 45**, and naming House Conferees as follows: Ford, Musgrave and Miskelly.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 30 and **HJR 1011** each correctly engrossed.

SBs 17, 18, 53, 76, 106, 242, 245, 255, 340 and **SCR 25** and **SRs 33, 35** and **36** each correctly enrolled.

Engrossed **SCR 30** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HJR 1011**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 17, 18, 53, 76, 106, 242, 245, 255** and **340** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 25** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SRs 33, 35, and 36** were properly signed and ordered transmitted to the Secretary of State.

CITATION

Upon motion of Senator Garrett, pursuant to Rule 8-b, a Citation of Appreciation was ordered issued to Mayor Don Reynolds for his distinguished service and outstanding leadership to the City of Del City.

The above request was ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citation.

SECOND READING

The following Bills were read the second time and referred to Committees indicated:

SB 384—Judiciary.

SB 385—Constitutional Revisions and Regulatory Services.

HB 1487—By unanimous consent, upon request of Senator Luton, **HB 1487** was ordered printed and placed upon the Calendar without reference to a Committee.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Williams, the Conference Committee Report on **SB 356** was declared adopted.

SB 356, as 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, Crow, Dacus, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keeis, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—39.

Nay: Grantham.—1.

Excused; Baggett, Berrong, Garrett, Howard, Phillips, Porter, Stansberry, Stipe.—8.

The Bill, as amended in Conference, was declared passed.

SB 356, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Berrong asked to be shown present, which was the order.

Upon motion of Senator Short, the Conference Committee Report on **HB 1471** was declared adopted.

HB 1471, as 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Holden,

Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baggett, Garrett, Graves, Ham, Howard, Martin, Massey, Phillips, Porter, Stansberry, Stipe.—11.

The Bill, as amended in Conference, was declared passed.

HB 1471, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Stipe asked to be shown present, which was the order.

PENDING CONSIDERATION OF BILL RECALLED

Senator Smalley moved that the Senate rescind its fourth reading and signing of Enrolled **SB 25**, which motion was declared adopted.

Senator Smalley moved to reconsider the vote by which **SB 25**, as amended by the Honorable House, passed, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—37.

Excused: Atkinson, Baggett, Garrett, Graves, Ham, Holden, Howard, Martin, Phillips, Porter, Stansberry.—11.

Senator Smalley moved that the Honorable House be requested to rescind its fourth reading and signing of **SB 25** which motion prevailed.

By unanimous consent, upon request of Senator Smalley, the Senate reconsidered its vote by which **HAS** to **SB 25** were concurred in.

By unanimous consent, upon request of Senator Smalley, the Senate rejected **HAS**

to **SB 25** and requested the Honorable House to grant a Conference thereon, **SCs** to be appointed.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **SB 25**: Smalley, Nichols and Grantham.

Senators Garrett and Baggett asked to be shown present, which was the order.

PENDING CONSIDERATION OF BILL RECALLED

Senator Smalley moved that the Senate rescind its fourth reading and signing of Enrolled **SB 91**, which motion was declared adopted.

Senator Smalley moved to reconsider the vote by which **SB 91**, as amended by the Honorable House, passed, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Williams, Young.—38.

Excused: Atkinson, Graves, Ham, Howard, Martin, Phillips, Porter, Stansberry, Taliaferro, Terrill.—10.

Senator Smalley moved that the Honorable House be requested to rescind its fourth reading and signing of **SB 91**, which motion prevailed.

By unanimous consent, upon request of Senator Smalley, the Senate reconsidered its vote by which **HAS** to **SB 91** were concurred in.

By unanimous consent, upon request of Senator Smalley, the Senate rejected **HAS** to **SB 91** and requested the Honorable House to grant a Conference thereon, **SCs** to be appointed.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferencees under **SB 91**: Smalley, Nichols and Grantham.

Senator Stansberry asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Smalley, the Conference Committee Report on **HB 1061** was declared adopted.

HB 1061, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hargrave, Holden, Horn, Inhofe, Keels, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—34.

Nay: Berrong, Grantham, McSpadden, Romang.—4.

Excused: Ham, Hamilton, Howard, Lane, Luton, Martin, Phillips, Porter, 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, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Graves, Hargrave, Holden, Horn, Inhofe, Keels, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—34.

Nay: Berrong, Grantham, McSpadden, Romang.—4.

Excused: Ham, Hamilton, Howard, Lane, Luton, Martin, Phillips, Porter, Taliaferro, Terrill.—10.

The emergency was declared passed.

HB 1061, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Boecher, the Senate concurred in **HAS** to **SB 354**.

SB 354, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—37.

Excused: Ham, Horn, Howard, Lane, Luton, McGraw, Martin, Phillips, Porter, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Williams, Young.—37.

Excused: Ham, Horn, Howard, Lane, Luton, McGraw, Martin, Phillips, Porter, Taliaferro, Terrill.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Howard asked to be shown present, which was the order.

RESOLUTIONS

By unanimous consent, upon request of

Senator Nichols the following Resolution was introduced:

SCR 31—By Nichols of the Senate and Sparkman of the House—A Concurrent Resolution directing a study of current laws and requirements for paying providers of medical services under the Medical Care Program of the State Department of Public Welfare, and an investigation of advisability of developing new system of licensure and minimum standards for hospitals, nursing homes and related health facilities.

Senator Miller asked to be made a co-author of **SCR 31**, which was the order.

SCR 31, as coauthored, was read at length, adopted upon motion of Senator Nichols, and ordered referred for engrossment.

By unanimous consent, **SR 37** by Young was introduced, read at length as follows, adopted upon motion of Senator Young, and ordered referred for enrollment:

SR 37—By Young—A Resolution relating to the Senate Committee on County Financing created by Enrolled Senate Resolution No. 16, First Session, Thirty-second Legislature; providing that said committee shall continue as a Senate Interim Committee; and requiring that a final report of findings and recommendations be submitted to the President Pro Tempore of the Senate at least thirty (30) days prior to the convening of the Second Session of the Thirty-second Legislature.

WHEREAS, the Senate committee on the financing of county government, created pursuant to Senate Resolution No. 16, has not completed its study; and

WHEREAS, said Resolution directs the committee to submit a full report of findings to the Senate of the First Session of the Thirty-second Legislature prior to the 1969 adjournment date; and

WHEREAS, additional time is required for completion of the study and the preparation of a report.

NOW, THEREFORE, BE IT RESOLVED

BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate committee on county financing is hereby continued as a Senate interim committee and shall submit its final report of findings and recommendations to the President Pro Tempore of the Senate at least thirty (30) days prior to the convening of the Second Session, Thirty-second Legislature.

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee Report on Engrossed **HB 1001**, requesting further conference, naming same conferees.

Upon motion of Senator Terrill, the request of the Honorable House for further conference on **HB 1001** was ordered granted; President Pro Tempore Smith reappointing the original Senate Conferees as follows: Graves, Baggett, Berrong, Inhofe, Terrill—Stipe (Alternate).

MESSAGE FROM THE HOUSE

Advising that the House has rescinded its fourth reading and signing of **SB 25** and **SB 91**; the House grants conference on said Bills, naming conferees as follows: McCune, Sandlin and Peterson.

PENDING CONSIDERATION OF CCR

Senator Baggett moved that the Conference Committee Report on **SB 349** be adopted.

Senator Baldwin, as a substitute, moved that further consideration of **SB 349** be deferred for this legislative day, and that 150 Xerox copies of **SB 349** and of **SB 350**, each as amended in conference, be made available to the Senate membership, which motion was declared adopted.

GENERAL ORDER

HB 1348 by Abbott, et al, of the House and Nichols, Ferrell, Atkinson, Stipe, Ham, Murphy, Keels, Payne, Dacus, Boecher, Holden, Young, Short, In-

hofe, McGraw, McCune and Breckinridge was called up for further consideration.

Senator Baldwin asked to be made a coauthor of **HB 1348**, which was the order.

Senator Field asked that his name be withdrawn as a coauthor of **HB 1348**, which was the order.

Upon motion of Senator Stipe, **HB 1348** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1348** was considered engrossed and placed upon third reading and final passage.

Senator Grantham asked unanimous consent that the vote be reconsidered by which **HB 1348** was considered engrossed and placed upon third reading and final passage, to which Senator Stipe objected.

Senator Grantham moved that the vote be reconsidered by which **HB 1348** was considered engrossed and placed upon third reading and final passage, which motion was tabled upon motion of Senator Stipe upon a roll call as follows:

Aye: Atkinson, Baldwin, Boecher, Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Hargrave, Holden, Horn, Inhofe, Lane, McCune, McGraw, McSpadden, Murphy, Nichols, Payne, Romang, Short, Stansberry, Stipe, Williams, Young.—26.

Nay: Baggett, Birdsong, Dacus, Field, Grantham, Hamilton, Howard, Keels, Luton, Medearis, Miller, Smalley, Smith, Terrill.—14.

Excused: Berrong, Graves, Ham, Martin, Massey, Phillips, Porter, Taliaferro.—8.

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, Boecher, Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Hargrave, Holden, Horn, Inhofe, Lane, McCune, McGraw, McSpadden, Massey, Murphy, Nichols, Payne, Ro-

mang, Short, Stansberry, Stipe, Williams, Young.—28.

Nay: Birdsong, Dacus, Field, Grantham, Hamilton, Howard, Keels, Luton, Medearis, Miller, Smalley, Smith, Terrill.—13.

Excused: Berrong, Graves, Ham, Martin, Phillips, Porter, Taliaferro.—7.

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, Breckinridge, Crow, Ferrell, Garrett, Garrison, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—34.

Nay: Dacus, Field, Grantham, Hamilton, Howard, Medearis, Miller.—7.

Excused: Berrong, Graves, Ham, Martin, Phillips, Porter, Taliaferro.—7.

The emergency was declared passed.

HB 1348 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19-b, Senator Grantham moved that the vote be reconsidered by which **HB 1348**, and the Emergency Section thereto, passed.

PENDING CONSIDERATION OF CCR

Upon motion of Senator McSpadden, the 2nd Conference Committee Report on **SB 55** was declared adopted.

Senator Horn moved to reconsider the vote by which the 2nd Conference Committee Report on **SB 55** was adopted, which motion was tabled upon motion of Senator Smalley.

SB 55, as 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, Crow, Fer-

rell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—34.

Nay: Baldwin, Berrong, Dacus, Horn, Howard, Keels, Romang, Williams.—8.

Excused: Ham, Lane, Martin, Phillips, Porter, Taliaferro.—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, Boecher, Bradley, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—34.

Nay: Baldwin, Berrong, Dacus, Horn, Howard, Keels, Romang, Williams.—8.

Excused: Ham, Lane, Martin, Phillips, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 55, together with 2nd Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 99** was declared adopted.

SB 99, as 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, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—35.

Nay: Baldwin, Dacus, Horn, Young.—4.

Excused: Breckinridge, Ham, Lane, McGraw, Martin, Phillips, Porter, 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, Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams.—35.

Nay: Baldwin, Dacus, Horn, Young.—4.

Excused: Breckinridge, Ham, Lane, McGraw, Martin, Phillips, Porter, Stipe, Taliaferro.—9.

The emergency was declared passed.

SB 99, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 69** was declared adopted.

SB 69, as 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Graves, Ham, Martin, Phillips, Porter, 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: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Atkinson, Baldwin, Graves, Ham, Martin, Phillips, Porter, Taliaferro.—8.

The emergency was declared passed.

SB 69, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the 2nd Conference Committee Report on **SB 98** was declared adopted.

SB 98, as 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—38.

Nay: Keels.—1.

Excused: Atkinson, Baldwin, Ham, Martin, Nichols, Phillips, Porter, 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: Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Payne, Ro-

mang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—39.

Nay: Keels.—1.

Excused: Atkinson, Baldwin, Ham, Martin, Nichols, Phillips, Porter, Taliaferro.—8.

The emergency was declared passed.

SB 98, together with 2nd Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator McSpadden moved that the Conference Committee Report on **SB 72** be adopted.

Senator Smalley moved that the Senate refuse to adopt the Conference Committee Report on **SB 72**, and request a further conference, which motion was tabled upon motion of Senator Hamilton.

The vote occurring upon the McSpadden motion, it was declared adopted.

SB 72, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Baldwin, Bradley, Ham, Holden, Howard, Martin, Medearis, Phillips, Porter, Stansberry, 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, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Excused: Baldwin, Bradley, Ham, Holden, Howard, Martin, Medearis, Phillips, Porter, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 72, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 25 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred Senate Bill 25 By Smalley of the Senate and Sandlin of the House, entitled:

An Act relating to courts; amending 20 O. S. *** and declaring an emergency, together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses that the House recede from the House amendments, and that the following Conference Committee Substitute be adopted:

CCS for SB 25—By Smalley of the Senate and Sandlin and McCune of the House—An Act relating to courts; amending 20 O. S. 1961, § 104; providing for payment of certain expenses of judges of the District Court, special justices of the Supreme Court, special judges of the Court of Criminal Appeals and court reporters and prescribing manner thereof; authorizing payment of mileage expenses for travel by judges of the District Court and court reporters within the county; authorizing payment for mileage to be made to only one person where two or more persons use same motor vehicle; prescribing no mileage to be paid for travel by a judge or court reporter to courthouse of the county in which he is a resident; prescribing that a court reporter regularly

serving a District Judge to be deemed a resident of the same county as the District Judge he serves; enacting provision for payment of certain expenses of justices of the Supreme Court, judges of the Court of Appeals, judges of the Court of Criminal Appeals and prescribing the manner thereof; enacting authorization for the Chief Justice of the Supreme Court to authorize the Administrative Director to approve claims; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 20 O. S. 1961, § 104, is amended to read as follows:

§ 104. (A) When any [district] judge OF THE DISTRICT COURT is ordered by the Chief Justice of the Supreme Court of the State of Oklahoma OR BY THE PRESIDING JUDGE OF THE JUDICIAL ADMINISTRATIVE DISTRICT to perform duties or to attend or participate in A judicial conference outside [his district] THE COUNTY OF HIS RESIDENCE, such judge shall be entitled to his necessary and actual expenses incurred in complying with such order or orders. He shall certify such expense to the Chief Justice, and, upon the latter's approval thereof, the State Auditor is hereby authorized to issue his reimbursement warrant on the State Treasurer, to be paid out of any funds appropriated for such purpose.

(B) WHENEVER A MEMBER OF THE BAR WHO WAS APPOINTED BY THE GOVERNOR TO SIT ON THE SUPREME COURT AS A SPECIAL JUSTICE OR ON THE COURT OF CRIMINAL APPEALS AS A SPECIAL JUDGE IS REQUIRED TO TRAVEL IN PERFORMANCE OF HIS DUTIES AS SUCH SPECIAL JUSTICE OR JUDGE BEYOND THE COUNTY OF HIS RESIDENCE, HE SHALL BE ENTITLED TO MILEAGE AND SUBSISTENCE OR PER DIEM, AS THE CASE MAY BE, UPON A CLAIM APPROVED BY THE CHIEF JUSTICE AND SUCH SPECIAL JUSTICE OR JUDGE SHALL BE REIMBURSED FOR HIS

TRAVEL AND EXPENSES TO THE SAME EXTENT AND IN THE SAME AMOUNT AS A JUDGE OF THE DISTRICT COURT WOULD HAVE BEEN AUTHORIZED TO RECEIVE UNDER THE LAW.

(C) WHENEVER A JUDGE OF THE DISTRICT COURT IS ASSIGNED TO SERVE A DISTRICT COURT OUTSIDE THE DISTRICT COURT JUDICIAL DISTRICT SUCH JUDGE REGULARLY SERVES, HE SHALL CERTIFY HIS MILEAGE, SUBSISTENCE EXPENSE OR PER DIEM, AS THE CASE MAY BE, TO THE COURT CLERK OF THE COUNTY HE IS ASSIGNED TO SERVE UPON A CLAIM AGAINST THAT COUNTY'S COURT FUND, AND UPON APPROVAL OF THE CLAIM HE SHALL BE REIMBURSED BY CHECK OR WARRANT DRAWN AGAINST THE COURT FUND. A COURT REPORTER ASSIGNED TO SERVE OUTSIDE THE DISTRICT COURT JUDICIAL DISTRICT HE REGULARLY SERVES SHALL BE ENTITLED TO REIMBURSEMENT OF EXPENSES IN A LIKE MANNER FROM THE COURT FUND OF THE DISTRICT COURT TO WHICH HE HAS BEEN ASSIGNED.

(D) WHENEVER A JUDGE OF THE DISTRICT COURT OR A COURT REPORTER IS ASSIGNED TO SERVE AT ANY PLACE WITHIN THE COUNTY DESIGNATED FOR HOLDING COURT SESSIONS OTHER THAN THE COURTHOUSE OF THE COUNTY IN WHICH HE IS A RESIDENT JUDGE OR A RESIDENT COURT REPORTER OF THE DISTRICT COURT, HE SHALL BE ENTITLED TO MILEAGE FOR TRAVEL FROM THE COURTHOUSE TO SUCH DESIGNATED COURT LOCATION AND BACK TO THE COURTHOUSE, AS WELL AS HIS TRAVEL FROM ONE DESIGNATED COURT LOCATION TO ANOTHER DESIGNATED COURT LOCATION WITHIN THE COUNTY AND BACK TO THE COURTHOUSE. THE MILEAGE SO TRAVELED SHALL BE PAID AT THE RATE OF TEN CENTS (\$.10) PER

MILE OUT OF THE COURT FUND OF THE COUNTY OF WHICH SUCH OFFICIAL IS A RESIDENT JUDGE OR A COURT REPORTER.

A DISTRICT JUDGE WHO IS ASSIGNED TO HOLD COURT AT THE COURTHOUSE OF A COUNTY AS WELL AS AT A PLACE WHERE FORMERLY A SUPERIOR COURT WAS HELD WITHIN THE SAME COUNTY SHALL BE ENTITLED TO MILEAGE ONLY FROM THE COURT FUND OF THAT COUNTY FOR NECESSARY TRAVEL BETWEEN THE COURTHOUSE AND THE PLACE WHERE FORMERLY A SUPERIOR COURT WAS LOCATED, SO LONG AS DISTRICT COURT SESSIONS CONTINUE TO BE HELD AT SUCH PLACE. WHEN TWO OR MORE PERSONS USE THE SAME MOTOR VEHICLE FOR TRAVEL REQUIRED IN THE PERFORMANCE OF THEIR DUTIES EITHER AS A JUDGE OR AS A COURT REPORTER, ONLY ONE OF THEM SHALL BE ENTITLED TO CLAIM MILEAGE FOR SUCH TRAVEL. NO MILEAGE SHALL BE PAID FOR TRAVEL BY A JUDGE OR BY A COURT REPORTER BETWEEN HIS PLACE OF RESIDENCE AND THE COURTHOUSE OF THE DISTRICT COURT OF THE COUNTY OF WHICH SUCH JUDGE OR COURT REPORTER IS A RESIDENT.

SECTION 2. Justices of the Supreme Court and Judges of the Court of Criminal Appeals and the Court of Appeals are entitled to their necessary and actual expenses in attending judicial conferences which they are ordered to attend by the Chief Justice of the Supreme Court. They shall certify their expenses to the Chief Justice, and, upon the latter's approval thereof, the State Auditor shall issue a reimbursing warrant on the State Treasurer, to be paid out of any funds appropriated for such purpose.

SECTION 3. The Chief Justice of the Supreme Court may authorize the Administrative Director to approve claims that the Chief Justice may approve.

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, Grantham, Nichols.

FOR THE HOUSE: Sandlin, Peterson, McCune.

The following CCR on SB 45 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred SENATE BILL 45 By Howard and Keels of the Senate, entitled:

An Act relating to cities and Towns; amending 11 O.S. 1961, § 407; providing variances and exceptions may be allowed by Board of Adjustment; requiring notice of hearing; making Board of Adjustment subject to open meeting laws; and declaring an emergency,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the Senate concur in House Amendment No. 1.
2. That the Senate concur in House Amendment No. 2.
3. That the Senate concur in House Amendment No. 3.
4. That the Senate concur in House Amendment No. 4.
5. That the following Conference Committee Amendment be adopted:

No. 1 — Following House Amendment No. 5 which states: "In cities with a population over two hundred fifty thousand (250,000) the Board of Adjustments shall hold a minimum of two (2) regular scheduled public hearings per month." change

the period to a comma and add the following language: "unless said city also has a Board of Building Code Appeals which holds at least one meeting each month in addition to the monthly meeting of the Board of Adjustment."

FOR THE SENATE: Howard, Hargrave.

FOR THE HOUSE: Ford, Musgrave, Miskelly.

The following CCR on SB 91 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred SENATE BILL NUMBER 91, by Smalley of the Senate and Peterson of the House, entitled:

An Act relating to Divorce and Alimony; * * * and declaring an emergency,

together with House Amendments thereto—to which the Senate disagrees—having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses that the House recede from the House amendments, and that the following Conference Committee Substitute be adopted:

CCS for SB 91 — By Smalley, Grantham and Hargrave of the Senate and Peterson, McCune and Wolfe (Stephen) of the House.

An Act relating to Divorce and Alimony; amending 12 O.S. 1961, § 1282; prescribing time when judgments in divorce actions shall become final; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 12 O.S. 1961, § 1282, is amended to read as follows:

§1282. Every decree of divorce shall recite the day and date when the judgment was rendered [in the cause, and that the decree does not become absolute and take effect until the expiration of six months from said time, or as provided in case of appeal.] IF AN APPEAL BE

TAKEN FROM A JUDGMENT GRANTING OR DENYING A DIVORCE, THAT PART OF 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 SHALL BE FINAL AND TAKE EFFECT FROM THE DATE THE DECREE OF DIVORCE IS RENDERED, PROVIDED NEITHER PARTY THERETO MAY MARRY ANOTHER PERSON UNTIL SIX (6) MONTHS AFTER THE DATE THE DECREE OF DIVORCE IS RENDERED; THAT PART OF THE JUDGMENT APPEALED SHALL NOT BECOME FINAL AND TAKE EFFECT UNTIL THE APPEAL BE DETERMINED.

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 appeal.

FOR THE SENATE: Smalley, Grant-ham, Nichols.

FOR THE HOUSE: Sandlin, Peterson, McCune.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1025—By Thompson, et al, of the House and Nichols of the Senate—A Concurrent Resolution expressing the respect and admiration of the Oklahoma Legislature for Honorable William J. Holloway; extending best wishes for his speedy recovery from illness; and directing distribution.

Upon request of Senator Nichols, **HCR 1025** was taken up for immediate consideration.

By unanimous consent, upon request of Senator Nichols, all other members of the

Senate were made coauthors of the Resolution.

HCR 1025, as coauthored, was read at length, adopted upon motion of Senator Nichols, properly signed and ordered returned to the Honorable House.

RESOLUTION

By unanimous consent, **SCR 32** by Terrill was introduced and read as follows:

A Concurrent Resolution requesting the Oklahoma State Regents for Higher Education to provide for a course to be given at state colleges with teacher training departments designed to aid teachers in identifying and/or instructing exceptional children; and directing distribution.

Senators Stipe and Smith asked to be made coauthors of **SCR 32**, which was the order.

SCR 32, as coauthored, was read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment.

PENDING CONSIDERATION OF CCR

Senator Hamilton moved that the Senate adopt the Conference Committee Report on **SB 104**.

Senator Short raised a point of order, which was overruled, against consideration of the Conference Committee Report on **SB 104**, citing Rule 7-n.

Following discussion, Senator Hamilton asked that further consideration of **SB 104**, as amended in conference, be deferred for this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising the rejection of Conference Committee Reports and requesting further conferences, naming same conferees, on the following Bills: **HBs 1121** and **1304**.

Upon motion of Senator Terrill, the request of the Honorable House for further conferences on **HBs 1121** and **1304** was ordered granted, said Bills to be referred

to the General Conference Committee on Appropriations.

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 1092, 1097, 1103, 1104 and 1483.

CONFERENCE COMMITTEE REPORTS

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 State Board of Public Affairs and making appropriations 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 recommendation that the Senate recede from all amendments and the following Conference Committee Substitute be adopted:

CCS for HB 1092—By Willis and Miskelly of the House and McSpadden and Massey of the Senate—An Act relating to the State Board of Public Affairs and making appropriations thereto; stating the purposes; providing for the appointment and compensation of employees; making an appropriation for renovation and repair of the State Capitol buildings and grounds; making an appropriation for renovating and air conditioning of the Court of Criminal Appeals; making an appropriation for repairing, renovating and air conditioning of the Supreme Court's chambers, court room and clerk's office; providing for salary of State Purchasing Di-

rector; making an appropriation for the purpose of planning, studying and determination of feasibility of construction and/or location of a state owned building or buildings; reappropriating certain funds and stating the purpose; setting the salary of the Chairman of the State Board of Public Affairs; providing lapse date; 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 Board of Public Affairs, 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 for the purposes specified to carry out the various activities of the State Board of Public Affairs, as prescribed by law and indicated in the following schedule:

	Fiscal Year Ending June 30, 1970
Administration	\$ 62,490.00
General Office	45,144.00
Engineering Division	28,740.00
Central Purchasing Division	
Maintenance of Capitol	
Buildings and Grounds ...	603,330.00
(To carry out provisions of Title 74, O. S. 1961, Sections 85.1 through 85.18, as amended)	330,700.00
Capitol Police (To carry out provisions of Title 73, O. S. 1961, Section 18)	79,820.00
Santa Claus Commission ...	2,500.00
Purchase of Automobiles for Motor Pool	60,000.00
Total	\$1,212,724.00

SECTION 2. The State Board of Public Affairs shall appoint and fix the duties and compensation of other officials and employees necessary to perform the

duties imposed upon said Board by law, and shall incur other necessary expenses, payable from the appropriations made for such purposes.

SECTION 3. There is hereby appropriated to the State Board of Public Affairs from any monies in the Public Building Fund for the fiscal year ending June 30, 1970, not otherwise appropriated, the sum of One Hundred Thousand Dollars (\$100,000.00) for renovation and repair of State Capitol Buildings and equipment pertaining to the State Capitol grounds.

SECTION 4. There is hereby appropriated to the State Board of Public Affairs from any monies in the Public Building Fund for the fiscal year ending June 30, 1970, not otherwise appropriated, the sum of Forty-two Thousand Dollars (\$42,000.00) for renovation and air conditioning the Court of Criminal Appeals.

SECTION 5. There is hereby appropriated to the State Board of Public Affairs from any monies in the Public Building Fund for the fiscal year ending June 30, 1970, not otherwise appropriated, the sum of Twenty-six Thousand Nine Hundred Eighty Seven Dollars (\$26,987.00) for repairing, renovating and air conditioning the Supreme Court's chamber, court room and clerk's office.

SECTION 6. The salary of the State Purchasing Director shall be established in accordance with the provisions of Grade 40 of the State Personnel Board.

SECTION 7. There is hereby appropriated to the State Board of Public Affairs, from the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1970, the sum of Five Thousand Dollars (\$5,000.00) for the purpose of planning, study, and determination of feasibility of construction and/or location of a state-owned building or buildings in Tulsa County.

SECTION 8. The amount of Eighty-three Thousand Five Hundred Twenty-one Dollars and seven cents (\$83,521.07) from monies in the Public Building Fund for

the fiscal year ending June 30, 1969, and Sixteen Thousand Four Hundred Seventy-eight Dollars and ninety-three cents (\$16,478.93) from any monies in the Income Tax Adjustment Fund as originally appropriated in House Bill 1269, Second Session, Thirty-first Legislative Session, to the State Board of Public Affairs for rewiring the Capitol Building 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, provided further that the funds herein reappropriated shall be available for renovation and repair of buildings and equipment on the State Capitol grounds.

SECTION 9. The Chairman of the State Board of Public Affairs shall receive a salary of Fifteen Thousand Dollars (\$15,000.00) per annum, payable monthly.

SECTION 10. Funds appropriated in Section 1 of this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year. Other funds appropriated by this Act shall not be subject to fiscal year limitations and shall be available for encumbrances and expenditure purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 11. 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 12. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 13. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason

whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Grantham, Martin, Massey, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Cate, Fine, Greenhaw, Miskelly, Raibourn, Townsend.

The following CCR on HB 1097 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 1097, entitled:

An Act relating to the Office of the Attorney General and making appropriations * * *, 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 all Senate amendments, and the following Conference Committee amendment be adopted:

1. Restore title to read as follows:

An Act relating to the Office of the Attorney General and making appropriations thereto; stating the purpose; providing for maximum salary for the Attorney General; providing that the Attorney General shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Grantham, Martin, Massey, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Derryberry, Cate, Fine, Greenhaw, Miskelly, Raibourn, Townsend.

The following CCR on HB 1103 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 1103, entitled.

(An Act relating to the Oklahoma Department of Libraries; 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 numbers 1, 2, and 3.

2. Amend the title to conform to the bill as follows:

An Act relating to the Oklahoma Department of Libraries and making appropriations thereto; stating the purpose; 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; repealing all acts in conflict herewith; fixing powers, duties and responsibilities of Oklahoma Department of Libraries and Director thereof, and Section Services to the Blind and Oklahoma Public Welfare Commission; defining responsibility for providing special library services to blind and physically handicapped persons; and declaring an emergency.

3. Lines 28 through 30, Page 1, strike all of Section 2 and insert in lieu thereof a new Section 2 as:

Section 2. (a) The Director of the Department of Libraries shall (except for special library services for the blind and physically handicapped after June 30, 1969) appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Oklahoma State Library by law.

(b) The State Plan for library services shall be amended in accordance with the Federal Library Services and Construction Act and applicable regulations to reflect the authority and duty of the Section of Services to the Blind of the Oklahoma Public Welfare Commission to provide special library services, including braille and recorded books, to blind and visually handicapped persons as provided by State law.

(c) On and after July 1, 1969, special library services for blind and physically handicapped adults, children, and students shall be provided by the Section of Services to the Blind of the Oklahoma Public Welfare Commission in accordance with the Federal Library Services and Construction Act, as amended, and applicable Federal regulations relating thereto; and consistent with applicable statutes and regulations, the library standards of the National Accreditation Council for Agencies Serving the Blind and Visually Handicapped shall be observed and followed in providing such special library services. The Oklahoma Public Welfare Commission shall, within the availability of State funds, annually make available for such special library services sufficient funds to earn the maximum available Federal funds under the Federal Library Services and Construction Act and appropriations made in pursuance thereof by Congress.

(d) All Federal requirements for inter-library cooperation and consultation shall be observed; and entitlement of the Department of Libraries to receive Federal funds for library services or construction shall not be impaired by any State law prescribing the duties, responsibilities and functions of the Section of Services to the Blind.

SENATE CONFEREES: McSpadden, Chairman, Boecher, Bradley, Grantham, Martin, Massey, Murphy, Nichols.

HOUSE CONFEREES: Willis, Chairman, Abbott, Allard, Cate, Connor, Fine, Greenhaw, Miskelly, Sanguin, Townsend.

The following CCR on HB 1104 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 1104, entitled:

(An Act relating to the Department of Mental Health; 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:

No. 1. Recede from Senate Amendment No. 1.

2. Restore title to read 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 compensation of employees; authorizing the Board of Mental Health to administer the affairs of the institutions listed herein; providing authority for expenditure of any monies appropriated in this act to the institutions; providing lapse date; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

3. After Section 3 and before Section 4, add a new section to be numbered 4 and to read as follows:

SECTION 4. The superintendent of an institution listed in Section 1 of this Act may, in accordance with an agreement entered into by the Superintendent with the State Department of Public Welfare, use any of the monies appropriated to the institution by this Act, to fund or assist in funding expenditures or payments made by the Department for or on behalf of patients or former patients of the institution who are in nursing homes. All monies received by the Department under any such agreement or pursuant to the

provisions of this Section shall be deposited in the State Assistant Fund.

4. Re-number the present Section 4 and the following Sections accordingly.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Grantham, Martin, Massey, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Derryberry, Fine, Greenhaw, Miskelly, Raiburn, Townsend.

The following **CCR** on **HB 1483** 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 1483**, Entitled:

(Legislative Council 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 title be restored to read as follows:

An Act relating to the Legislative Council; making an appropriation thereto; stating the purpose; making the appropriation fiscal; and declaring an emergency.

3. That the following Conference Committee amendment be adopted:

Page 1, Section 1, Line 16, strike the words and figures "Fifty Thousand Dollars (\$50,000.00)," and insert the words and figures "Twenty-five Thousand Dollars (\$25,000.00)."

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Grantham, Martin, Massey, Nichols, Smalley.

HOUSE CONFEREES: Willis, Chairman, Derryberry, Cate, Fine, Greenhaw, Miskelly, Raibourn, Townsend.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1024—by Converse of the House and Miller of the Senate—A Concurrent Resolution pointing out some accomplishments of the Arbuckle Job Corps Center; memorializing President Nixon to order that the Arbuckle Center be kept in full operation; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Second Conference Committee Reports thereon, advising adoption of Second Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1158, 1195 and 1264**.

SECOND CONFERENCE COMMITTEE REPORTS

The following 2nd **CCR** on **HB 1158** 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 1158**, Entitled:

An Act relating to the Office of District Attorney; * * * and providing operative date of act,

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:

No. 1. Page 1, Line 10, after the word "ACT" delete the period (.) and insert in lieu thereof a semi-colon (;) followed

by the words "AND DECLARING AN EMERGENCY."

No. 2. Page 1, Section 1, Lines 34 and 35, after the word "Attorney," delete the words "THE SALARY OF THE PERSONAL SECRETARY OF EACH DISTRICT ATTORNEY,"

No. 3. Page 2, Section 1, Line 10, insert after the word "investigators" the following language "and personal secretary of the District Attorney:"

No. 4. Page 2, Section 1, Line 14, insert after the words "O.A.S.I. OF THE" the following language: "PERSONAL SECRETARY OF THE DISTRICT ATTORNEY AND THE"

No. 5. Page 3, Line 4, add a new SECTION 3 to read as follows:

"It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Garrett, Grantham, Hamilton, Massey, Medearis.

HOUSE CONFEREES: Willis, Chairman, Fine, Hesser, Miskelly, Sanguin, Sparkman, Townsend.

The following 2nd CCR on HB 1195 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1195, and Engrossed Senate Amendments thereto, by Sanguin, Derryberry, Dunn, Jones, Bernard, Goodfellow, Murphy, Sandlin, Tabor, Thompson and Wiedemann of the House and Hamilton, Lane and Crow of the Senate entitled:

An Act relating to corporations; amending 18 O. S. 1961, § 1.9; stating purposes for which business corporations may be created; prohibiting corporations from owning real property for agricultural pur-

poses, or for purposes prohibited by constitution; 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 Second conference committee substitute be adopted.

2nd CCS for HB 1195—By Sanguin, Derryberry, Dunn, Jones, Bernard, Goodfellow, Murphy, Sandlin, Tabor, Thompson and Wiedemann of the House and Hamilton, Lane and Crow of the Senate—An Act relating to corporations; amending 18 O.S. 1961, § 1.9; defining purposes for which business corporations may be created; prohibiting corporations from being formed or licensed to own or lease land; prohibiting corporations from owning and leasing land for farming or ranching business, except as may be otherwise provided; prohibiting corporations from being formed or chartered to engage in the business of farming or ranching in this State, except as may be otherwise provided; excluding forestry and nursery business from definition of farming; exempting religious, charitable, educational or eleemosynary corporations; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 18 O. S. 1961, § 1.9, is amended to read as follows:

§ 1.9. Any corporation, except corporations created for the purpose specifically prohibited by Article XXII, Section 2, of the Constitution of Oklahoma, and those excluded from the terms of [this Act by the provisions of Section 3 hereof] SECTIONS 1.1 THROUGH 1.250 OF THIS TITLE BY THE PROVISIONS OF SECTION 1.3 OF THIS TITLE, may be formed hereunder for any lawful purpose or purposes; provided, that in all instances where other statutes prescribe a special procedure for incorporation for designated purposes, corporations being created for such purposes shall be formed under such stat-

utes and not under [this act] THE TERMS OF SECTIONS 1.1 THROUGH 1.250 OF THIS TITLE. THE TERM LAWFUL PURPOSE OR PURPOSES AS USED HEREIN SHALL NOT INCLUDE THE BUSINESS OF FARMING OR RANCHING, UNLESS SPECIFICALLY DECLARED OTHERWISE ELSEWHERE IN THE PROVISIONS OF SECTIONS 1.1 THROUGH 1.250 OF THIS TITLE. NO FOREIGN CORPORATION SHALL BE LICENSED TO ENGAGE IN THE BUSINESS OF FARMING OR RANCHING IN THIS STATE.

EXCEPT AS MAY BE AUTHORIZED ELSEWHERE BY THE PROVISIONS OF SECTIONS 1.1 THROUGH 1.250 OF THIS TITLE:

(A) NO DOMESTIC CORPORATION SHALL BE FORMED OR CREATED HEREUNDER TO ENGAGE IN THE BUSINESS OF FARMING OR RANCHING IN THIS STATE; AND

(B) NO CORPORATION, WHETHER FOREIGN OR DOMESTIC, SHALL OWN, LEASE OR OTHERWISE ACQUIRE LAND IN THIS STATE OR ANY INTEREST THEREIN IF THE LAND IS USED OR IS TO BE USED IN THE BUSINESS OF FARMING OR RANCHING IN THIS STATE.

AS USED HEREIN FARMING SHALL MEAN CULTIVATION OR PRODUCTION OF CROPS, AND RANCHING SHALL MEAN RAISING OR GRAZING CATTLE AND OTHER LIVESTOCK.

SECTION 2. Neither forestry as defined in Section 1-4 of Title 2 of the Oklahoma Statutes nor the business of operating a nursery where young trees, shrubs, vines or other plants are propagated for transplanting or for use as stock for grafting, shall be considered as farming; provided that all lands owned or leased by a corporation engaged in the operation thereof must be directly used for the purpose of operating nurseries or forestry.

SECTION 3. No religious, charitable, educational or eleemosynary corporation shall be prohibited or prevented from own-

ing or leasing land used in the business of farming or ranching, nor from engaging in the business of farming or ranching, provided that such ownership, leasing or business activity is consistent with the stated non-profit corporate purposes and so long as the land and income from it are used exclusively for the corporation's stated religious, charitable, educational or eleemosynary purposes.

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. The provisions of Section 2 of the act shall be designated in the statutes as Section 1.9A of Title 18; provisions of Section 3 of this act shall be designated as Section 1.9B of Title 18; and the provisions of Section 4 of this act shall be designated as Section 1.9C of Title 18.

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: Hamilton, Young, Crow.

FOR THE HOUSE: Sanguin, Derryberry, Ferrell.

The following 2nd CCR on HB 1264 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1264, and Engrossed Senate Amendments thereto, by Ferrell, Raibourn, Beauchamp, Bernard, Dunn, McKee, Tarwater, Lindstrom, and Bean of the House and McSpadden, Terrill and Crow of the Senate entitled:

An Act relating to Corporations; prohibiting corporations from being formed

or chartered to engage in the business of farming or ranching in this state unless certain requirements are met; setting forth requirements that corporations must meet to engage in the business of farming or ranching in this state; setting forth requirements that corporations must meet to lease lands for grazing livestock; * * * 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 Second Conference Committee Substitute be adopted:

2nd CCS for HB 1264—by Ferrell, Raibourn, Beauchamp, Bernard, Dunn, McKee, Tarwater, Lindstrom and Bean of the House and McSpadden, Terrill and Crow of the Senate—An Act relating to Corporations; prohibiting corporations from being formed or chartered to engage in the business of farming or ranching in this state unless certain requirements are met; setting forth requirements that corporations must meet to engage in the business of farming or ranching in this state; setting forth requirements that corporations must meet to lease lands for grazing livestock; providing time limit for alienation of farm or ranch land or interest therein by unauthorized corporate owner; providing a penalty for violation of the provisions of this act and of Secs. 1.9, 1.9A or 1.9B of Title 18; authorizing an action to enjoin continued violation of this act and of Section 1.9, 1.9A or 1.9B of Title 18 and to compel divestment of excess interest in land or of land held by corporation without authority of law; making provisions of act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The prohibition of Sec. 1.9 shall not apply to prevent a domestic corporation from owning, leasing, or otherwise acquiring, the right to use land to conduct thereon the business of farming

or ranching, or from engaging in that business on such land to the extent its articles of incorporation authorize that purpose, but subject to the following limitations and requirements each of which must be contained in the articles of incorporation before a certificate of incorporation may be issued, all of which is hereby declared to be the policy of this state, as follows:

(1) such corporation shall not, either directly or indirectly own, a total of more than seven-thousand-five-hundred (7,500) acres of land used for farming or ranching in this State; however, such corporation may lease so much additional land as is needed and necessary to carry out its operations commensurate with its stated corporate purposes; and

(2) the shares of such corporation shall be of a single class, and the majority in number thereof that are outstanding shall be owned by bona fide residents of the State of Oklahoma; and

(3) all of its outstanding shares shall be owned actually or beneficially and held only by natural persons and members of a family related to each other within the fourth degree of affinity or consanguinity;

(4) its shares shall be issued and be transferable only to natural persons meeting the above described qualifications, and that upon the death of any shareholder the shares owned by the decedent shall pass to an individual or individuals related to the surviving shareholders within such fourth degree of affinity or consanguinity, and if at any time there be an individual not so qualified to own such shares, such corporation shall be promptly dissolved unless another individual authorized to own such shares should purchase them or become the owner thereof:

(5) a share holder shall only have an interest or own shares in only one corporation owning land used for farming or ranching or which is engaged in the business of farming or ranching, in this State; and

(6) such corporation shall not engage in any business other than that of farming, ranching, or both, and shall not be a subsidiary or affiliate of, or in any way related to or connected with, a corporation engaged in this State in non-agricultural business; and

(7) such corporation shall annually file a statement substantially conforming to the requirements of Section 1.22 of this Title and as therein provided, and also must report annually, on its franchise tax return or on a supplement thereto subscribed and sworn to, a list of all its shareholders and their relationship to each other, and further shall file, by affidavit duly sworn to by an officer of the corporation, an annual report to the Secretary of State setting forth the description of all land described in subparagraph (1) above, which said report shall list the shareholders and their relation to each other. Said Secretary of State shall photostat a copy of said annual report and forward the same to the Attorney General and to each County Clerk where any of said properties are located and said Clerk shall index and file said reports. Violation of this provision shall be grounds for revocation of said charter.

SECTION 2. The prohibition of Section 1.9 shall not apply to prevent a domestic corporation from leasing lands for grazing livestock to the extent its articles of incorporation authorize that purpose, but subject to the following limitations and requirements, each of which must be contained in the articles of incorporation before a certificate of incorporation may be issued, all of which is hereby declared to be the policy of this State, as follows:

(1) such corporation shall not, either directly or indirectly lease a total of more than ten thousand (10,000) acres of land used for grazing livestock in this State; and

(2) the shares of such corporation shall be of a single class, and the majority in number thereof that are outstanding shall

be owned by bona fide residents of the State of Oklahoma; and

(3) all of its outstanding shares shall be owned actually or beneficially and held only by natural persons and a majority of such shares shall be owned by persons whose principal income is derived from farming or ranching; and

(4) a shareholder shall only have an interest or own shares in only one corporation leasing land used for grazing livestock or which is engaged in the business of grazing livestock in this State; and

(5) such corporation shall not engage in any business other than that of raising and grazing livestock and shall not be a subsidiary or affiliate of, or in any way related to or connected with a corporation engaged in this State in a non-agricultural business; and

(6) such corporation shall annually file a statement substantially conforming to the requirements of Section 1.22 of this Title and as therein provided, and also must report annually, on its franchise tax return or on a supplement thereto subscribed and sworn to, a list of all its shareholders and their relationship to each other, and further shall file, by affidavit duly sworn to by an officer of the corporation, an annual report to the Secretary of State setting forth the description of all land described in subparagraph (1) above, which said report shall list the shareholders and their relation to each other. Said Secretary of State shall photostat a copy of said annual report and forward the same to the Attorney General and to each County Clerk where any of said properties are located and said Clerk shall index and file said reports. Violation of this provision shall be grounds for revocation of said charter.

SECTION 3. Any existing corporation which is prohibited by law from owning or leasing farm or ranch land shall alienate such land or interest therein within three (3) years from the effective date of this act. Any corporation prohibited by

law from owning or leasing farm or ranch land which may hereafter acquire such land by devise shall alienate it within three (3) years from the date of its acquisition.

SECTION 4. Any corporation convicted of violating or evading any of the provisions of Section 1.9, 1.9A or 1.9B, of Title 18 or of this act shall be assessed the penalties provided for by Sections 1.21 and 1.23 of Title 18. In addition to these penalties, whenever any corporation holds or leases land or any interest therein without authority of law, the district attorney, the Attorney General or any taxpayer may initiate and prosecute in the district court within whose jurisdiction said property lies an action to enjoin the continued violation and to require a divestment thereof, or in the case of a corporation authorized to engage in the business of farming or ranching and lawfully engaged therein, divestment shall be required of any excess interest above the quantum authorized by this act. If successful in the action, the plaintiff shall be allowed all costs including a reasonable attorney's fee, and such costs shall constitute a lien against said property.

SECTION 5. The provisions of this act are severable and if any part or provision thereof 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. The provisions of this act shall be placed in the statutes immediately following Section 1.9C of Title 18.

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: Hamilton, Young, Crow.

FOR THE HOUSE: Sanguin, Derryberry, Ferrell.

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee Report on Engrossed **HB 1472**, requesting further conference, naming same conferees.

Senator Terrill 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 rejection of SAs to Engrossed **HB 1181**, requesting Conference and naming Conferees as follows: Miskelly, Jones and Witt.

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 145**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1205**, requesting Conference.

As provided under the Terrill motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

Sixty-third Legislative Day

Thursday, April 24, 1969

Pursuant to adjournment, the Senate was called to order by President Pro Tempore Smith.

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Breckinridge, Ham, Hargrave, Howard, Keels, McSpadden, Martin, Porter, Stansberry, Stipe.—12.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Senate Chaplain, The Reverend Joe Dickens.

The Journal for the last legislative day was declared approved.

COMMUNICATION

Senator Romang asked unanimous consent, which was granted, to have read and incorporated in the Journal the following communication:

THE WHITE HOUSE
Washington

Mr. Richard E. Romang
Chairman, Committee of Engrossed
and Enrolled Bills
Oklahoma State Senate
State Capitol
Oklahoma City, Oklahoma 73105

Dear Mr. Romang:

I deeply appreciate your sending me the

Resolution adopted by the Senate of Oklahoma on the death of General Eisenhower.

Certainly all of us who were privileged to know him will share a great sense of loss. He was an inspiring leader, a generous friend, and one of the most selflessly dedicated people of our time. We can all be grateful to have been part of the Eisenhower era.

Sincerely,
Richard Nixon

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 132**, coauthored by McCune, Jones, Connor and Spearman; **SB 272**, coauthored by Andrews and Patterson; **SJR 25**, naming Connor as Principal House author; **SJR 26**; and **SCR 30**, coauthored by entire House membership, showing Sparkman as first House author.

The above numbered Bills and Resolutions were ordered referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 145 correctly enrolled.

Enrolled **SB 145** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising the naming of Conferees on Engrossed **HB 1205**: Poulos, Wixson and Cole.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 17, 18, 53, 76, 106, 242, 245, 255 and 340**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 25**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1061**.

The above numbered Enrolled Bill was, 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 1025**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

CITATIONS

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratulatory was ordered issued to the Morrison 4-H judging team upon winning first place in 4-H pasture and range judging and second place in land judging.

Upon motion of Senator Ferrell, pursuant to Rule 8-b, a Citation of Congratulatory was ordered issued to the Morrison Future Farmers of America judging team upon winning first place in pasture and range judging and land judging.

Upon motion of Senator Hamilton, pursuant to Rule 8-b, a Citation of Congratulatory was ordered issued to the Members of the Heavener Baseball Team upon winning their district tournament.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Smalley, the

Conference Committee Report on **SB 91** was declared adopted.

SB 91, as 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Breckinridge, Ham, Hargrave, Howard, Inhofe, Keels, McSpadden, Martin, Porter, Stansberry, Stipe, Taliaferro.—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, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Lane, Luton, McCune, McGraw, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—34.

Excused: Atkinson, Baldwin, Breckinridge, Ham, Hargrave, Howard, Inhofe, Keels, McSpadden, Martin, Porter, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

SB 91, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator McSpadden asked to be shown present, which was the order.

Senator Boecher presiding.

Upon motion of Senator Smalley, the Conference Committee Report on **SB 25** was declared adopted.

SB 25, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Breckinridge, Ham, Hargrave, Howard, Keels, Martin, Porter, Stansberry, Stipe, 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, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Breckinridge, Ham, Hargrave, Howard, Keels, Martin, Porter, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 25, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senators Ham and Keels asked to be shown present, which was the order.

PENDING SENATE ACTION

Upon motion of Senator Smalley, the request of the Honorable House for further conference on **HB 1472** was ordered granted; President Pro Tempore Smith reappointing the original Senate Conferees as follows: Smalley, Payne and Berrong.

Upon motion of Senator Baggett, the request of the Honorable House for a conference on **HB 1181** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1181**: Baggett, Inhofe and Smalley.

PENDING SENATE ACTION

HCR 1024 by Converse of the House and Miller of the Senate was called up for consideration.

HCR 1024 was read at length, adopted upon motion of Senator Miller, properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the request of the Honorable House for a conference on **HB 1205** was ordered granted.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **HB 1205**: Smalley, Smith and Murphy.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 31 and 32 each correctly engrossed.

SB 354 and **SR 37** each correctly enrolled.

Engrossed **SCRs 31 and 32** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 354** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 37** was properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator Baggett, the Conference Committee Report on **SB 349** was declared adopted.

SB 349, as 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Breckinridge, Hargrave, Holden, Howard, Martin, Massey, Porter, Stansberry, Stipe, 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, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Atkinson, Baldwin, Breckinridge, Hargrave, Holden, Howard, Martin, Massey, Porter, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 349, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

President Pro Tempore Smith presiding.

Upon motion of Senator Baggett, the Conference Committee Report on **SB 350** was declared adopted.

SB 350, as 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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe,

Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Baldwin, Breckinridge, Hargrave, Howard, Martin, Porter, Stansberry, Stipe.—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, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Baldwin, Breckinridge, Hargrave, Howard, Martin, Porter, Stansberry, Stipe.—9.

The emergency was declared passed.

SB 350, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senators Baldwin, Hargrave and Porter asked to be shown present, which was the order.

Upon motion of Senator Hamilton, the 2nd Conference Committee Report on **HB 1195** was declared adopted.

HB 1195, as 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, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Young.—36.

Nay: Baggett, Garrison, McCune, Taliaferro, Terrill, Williams.—6.

Excused: Atkinson, Breckinridge, Howard, Martin, Stansberry, Stipe.—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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Young.—36.

Nay: Baggett, Garrison, McCune, Taliaferro, Terrill, Williams.—6.

Excused: Atkinson, Breckinridge, Howard, Martin, Stansberry, Stipe.—6.

The emergency was declared passed.

HB 1195, together with 2nd Conference Committee Report thereon, was ordered returned to Honorable House.

Senators Stansberry and Howard asked to be shown present, which was the order.

Senator Hamilton moved that the 2nd Conference Committee Report on **HB 1264** be adopted.

Senator Baggett, as a substitute for the Hamilton motion, moved that the Senate reject the 2nd Conference Committee Report on **HB 1264**, and instruct the conferees to strike Section 3, which motion was tabled upon motion of Senator Hamilton.

The vote occurring upon the Hamilton motion, it was declared adopted.

HB 1264, as 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, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, Mc-

Graw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Nay: Baggett, McCune.—2.

Excused: Atkinson, Breckinridge, Martin, Stipe.—4.

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, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—42.

Nay: Baggett, McCune.—2.

Excused: Atkinson, Breckinridge, Martin, Stipe.—4.

The emergency was declared passed.

HB 1264, together with 2nd Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 12**, as amended and coauthored by Bean, Bengtson, Browsers, Boren, Clemons, Coffin, Hesser, Jones, York, Atkins, Conaghan and Lindstrom.

HAs to **SJR 12** read as follows, and concurred in upon motion of Senator Terrill:

AMENDMENT NO. 1. Amend Page 3, Lines 23 through 26, by deleting **SECTION 10**.

AMENDMENT NO. 2. Amend the **TITLE**, by inserting the word "AND" before the word "DIRECTING" on Line 15, and deleting after the word "ROOMS" on Line 15½, the following: "; AND APPROPRI-

ATING THE SUM OF FIFTY THOUSAND DOLLARS (\$50,000.00) FOR THE OPERATION AND PERSONNEL EXPENSES OF THE COMMISSION".

SJR 12, as amended by the Honorable House, was read at length.

On question of passage of Resolution, as amended, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—43.

Excused: Atkinson, Breckinridge, Martin, Medearis, Stipe.—5.

The Resolution, as amended, was declared passed.

House Amendments were properly signed and above numbered Resolution, as amended, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1027—By Vann, et al, of the House and Garrett of the Senate—A Concurrent Resolution recalling from the Office of The Governor Enrolled House Bill No. 1438 passed by the First Session of the Thirty-second Oklahoma Legislature.

Upon request of Senator Garrett, **HCR 1027** was taken up for immediate consideration.

HCR 1027 was read at length, adopted upon motion of Senator Garrett, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following Bill, together with 2nd Conference Committee Report thereon, advising adoption of 2nd Conference

Committee Report and passage of Measure as amended: Engrossed **SB 55**.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCRs

Upon motion of Senator McSpadden, 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, Berrong, Boecher, Bradley, Crow, Dacus, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Nay: Baldwin, Keels.—2.

Excused: Atkinson, Birdsong, Breckinridge, Ferrell, Field, Garrett, Graves, McGraw, Martin, Phillips, Stipe, 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, Berrong, Boecher, Bradley, Crow, Dacus, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—34.

Nay: Baldwin, Keels.—2.

Excused: Atkinson, Birdsong, Breckinridge, Ferrell, Field, Garrett, Graves, McGraw, Martin, Phillips, Stipe, Taliaferro.—12.

The emergency was declared passed.

HB 1092, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1097** was declared adopted.

HB 1097, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—38.

Nay: Keels.—1.

Excused: Atkinson, Birdsong, Breckinridge, Horn, Martin, Medearis, Payne, 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: Baggett, Baldwin, Berrong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Terrill, Williams, Young.—38.

Nay: Keels.—1.

Excused: Atkinson, Birdsong, Breckinridge, Horn, Martin, Medearis, Payne, Stipe, Taliaferro.—9.

The emergency was declared passed.

HB 1097, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senators Stipe and Atkinson asked to be shown present, which was the order.

Senator McSpadden moved that the Conference Committee Report on **HB 1103** be adopted.

Senator Short, as a substitute for the McSpadden motion, moved that the Senate reject the Conference Committee Report on **HB 1103**, request further conference, and that the Conferees be instructed to delete the Conference Committee recommendation No. 3, which motion was tabled upon motion of Senator Terrill.

The vote occurring upon the McSpadden motion, it was declared adopted.

HB 1103, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McSpadden, Massey, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—33.

Nay: Baggett, Berrong, Bradley, Ham, Keels, McCune, McGraw, Payne, Romang, Short.—10.

Excused: Breckinridge, Martin, Medearis, Miller, Taliaferro.—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, Birdsong, Boecher, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Lane, Luton, McSpadden, Massey, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—33.

Nay: Baggett, Berrong, Bradley, Ham, Keels, McCune, McGraw, Payne, Romang, Short.—10.

Excused: Breckinridge, Martin, Medearis, Miller, Taliaferro.—5.

The emergency was declared passed.

HB 1103, together with Conference Com-

mittee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1104** was declared adopted.

HB 1104, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Baldwin, Nichols.—2.

Excused: Breckinridge, McGraw, Martin, Medearis, Taliaferro.—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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Massey, Miller, Murphy, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Nay: Baldwin, Nichols.—2.

Excused: Breckinridge, McGraw, Martin, Medearis, Taliaferro.—5.

The emergency was declared passed.

HB 1104, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1483** was declared adopted.

HB 1483, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—40.

Nay: Baldwin, Williams.—2.

Excused: Breckinridge, Inhofe, Martin, Medearis, Phillips, Taliaferro.—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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—40.

Nay: Baldwin, Williams.—2.

Excused: Breckinridge, Inhofe, Martin, Medearis, Phillips, Taliaferro.—6.

The emergency was declared passed.

HB 1483, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the 2nd Conference Committee Report on **HB 1158** was declared adopted.

HB 1158, as 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, Crow, Dacus, Ferrell, Gar-

rett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Nay: Howard.—1.

Excused: Baggett, Berrong, Breckinridge, Field, Martin, Medearis.—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, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Massey, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—42.

Nay: Howard.—1.

Excused: Berrong, Breckinridge, Field, Martin, Medearis.—5.

The emergency was declared passed.

HB 1158, together with 2nd Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Hamilton moved that the Senate adopt the Conference Committee Report on **SB 104**

Senator Smalley, joined by Senators Miller, Murphy, Dacus, Berrong, Garrison and Short, as a substitute for the Hamilton motion, moved that the Senate refuse to adopt the Conference Committee Report on **SB 104**, request further conference, and that the conferees be instructed to amend the Bill to authorize the Regents of Higher Education to make the Altus Community Junior College part of the State System if the present study being conducted by the Regents pursuant to **HCR 1003** shows such college feasible as part of the State System, directing said Regents to complete

the study within three months, provided further that the \$65,000.00 appropriation in said Bill not be made conditional upon the completion of said study, but that said appropriation be made irregardless of the study or the conclusions of the study, which motion was declared adopted upon motion of Hamilton.

Senator Smalley asked unanimous consent, which was granted, that **SB 104** be referred to a conference committee composed of five members of the Senate and five members of the Honorable House.

CC APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees under **SB 104**: Hamilton, Crow, Miller, Berrong and Smalley.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1471**.

The above numbered Enrolled Bill was, 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 1024**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 354**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 145**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1027**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with 2nd Conference Committee Report thereon, advising adoption of 2nd Conference Committee Report and passage of Measure as amended: Engrossed **HB 1001**.

SECOND CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1001** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1001, and Engrossed Senate Amendments thereto, by Smith (Norman) and Cate of the House and Graves of the Senate entitled:

An Act relating to consumer credit; establishing the Uniform Consumer Credit Code; repealing 15 O. S. 1961, § § 280.1 through 280.29, inclusive, Chapter 241, O. S. L. 1967 (15 O. S. Supp. 1968, § § 701-712, inclusive), 15 O. S. 1961, § § 261, 264, 267-270, inclusive, 273, and other laws or parts of laws in conflict herewith; and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the following second conference committee substitute be adopted:

2nd CCS for **HB 1001**—By Smith (Norman) and Cate—An Act relating to consumer credit; establishing the Uniform Consumer Credit Code; stating purpose; providing for rules of construction; making provisions of Act severable; providing for scope of act; providing for limitations and exclusions; defining terms; regulating agreements pertaining to credit granted to consumer; regulating agreements pertaining to consumer loans and consum-

er related loans; providing for disclosure of certain information to consumer; regulating advertising; providing for licensing and revocation or suspension of licenses; requiring records and reports; providing for examinations and investigations; regulating certain transactions pertaining to consumer credit insurance; providing limitations on creditors remedies; providing for debtor's remedies; prescribing maximum interest and charges; providing for civil liability for violations of act; prescribing criminal penalties; creating the Department of Consumer Affairs and office of Administrator; prescribing duties, powers and functions; fixing fees; repealing 15 O. S. 1961, § § 280.1 through 280.29, inclusive, Chapter 241, O. S. L. 1967 (15 O. S. Supp. 1968, § § 701-712, inclusive), 15 O. S. 1961, § § 261, 264, 267-270, inclusive, 273, and other laws or parts of laws in conflict herewith; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

ARTICLE 1 GENERAL PROVISIONS AND DEFINITIONS

PART 1 SHORT TITLE, CONSTRUCTION, GENERAL PROVISIONS

SECTION 1-101. SHORT TITLE. This Act shall be known and may be cited as Uniform Consumer Credit Code.

SECTION 1-102. PURPOSES; RULES OF CONSTRUCTION. (1) This Act shall be liberally construed and applied to promote its underlying purposes and policies.

(2) The underlying purposes and policies of this Act are

(a) to simplify, clarify and modernize the law governing retail installment sales, consumer credit, small loans and usury;

(b) to provide rate ceilings to assure an adequate supply of credit to consumers;

(c) to further consumer understanding of the terms of credit transactions and

to foster competition among suppliers of consumer credit so that consumers may obtain credit at reasonable cost;

(d) to protect consumer buyers, lessees, and borrowers against unfair practices by some suppliers of consumer credit, having due regard for the interests of legitimate and scrupulous creditors;

(e) to permit and encourage the development of fair and economically sound consumer credit practices;

(f) to conform the regulation of consumer credit transactions to the policies of the Federal Consumer Credit Protection Act; and

(g) to make uniform the law including administrative rules among the various jurisdictions.

(3) A reference to a requirement imposed by this Act includes reference to a related rule of the Administrator adopted pursuant to this Act.

SECTION 1-103. SUPPLEMENTARY GENERAL PRINCIPLES OF LAW APPLICABLE.

Unless displaced by the particular provisions of this Act, the Uniform Commercial Code and the principles of law and equity, including the law relative to capacity to contract, principal and agent, estoppel, fraud, misrepresentation, duress, coercion, mistake, bankruptcy, or other validating or invalidating cause, supplement its provisions.

SECTION 1-104. CONSTRUCTION AGAINST IMPLICIT REPEAL. This Act being a general act intended as a unified coverage of its subject matter, no part of it shall be deemed to be impliedly repealed by subsequent legislation if such construction can reasonably be avoided.

SECTION 1-105. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of this Act which can be given effect without the invalid provision or application,

and to this end the provisions of this Act are severable.

SECTION 1-106. RESERVED.

SECTION 1-107. WAIVER; AGREEMENT TO FOREGO RIGHTS; SETTLEMENT OF CLAIMS. (1) Except as otherwise provided in this Act, a buyer, lessee, or debtor may not waive or agree to forego rights or benefits under this Act.

(2) A claim by a buyer, lessee, or debtor against a creditor for an excess charge, other violation of this Act, or civil penalty, or a claim against a buyer, lessee, or debtor for default or breach of a duty imposed by this Act, if disputed in good faith, may be settled by agreement.

(3) A claim, whether or not disputed, against a buyer, lessee or debtor may be settled for less value than the amount claimed.

SECTION 1-108. EFFECT OF ACT ON POWERS OF ORGANIZATIONS. (1) This Act prescribes maximum charges for all creditors, except lessors and those excluded (Section 1-202), extending consumer credit including consumer credit sales (Section 2-104), consumer loans (Section 3-104), and consumer related sales and loans (Section 2-602 and Section 3-602), and displaces existing limitations on the powers of those creditors based on maximum charges.

(2) With respect to sellers of goods or services, small loan companies, licensed lenders, consumer and sales finance companies, industrial banks and loan companies, and commercial banks and trust companies, this Act displaces existing limitations on their powers based solely on amount or duration of credit.

(3) Except as provided in subsection (1) and in the Article on Effective Date and Repealer (Article 9), this Act does not displace limitations on powers of credit unions, savings banks, savings and loan associations, or other thrift institutions whether organized for the profit of shareholders or as mutual organizations.

(4) Except as provided in subsections

(1) and (2) and in the Article on Effective Date and Repealer (Article 9), this Act does not displace.

(a) limitations on powers of supervised financial organizations (subsection (17) of Section 1-301) with respect to the amount of a loan to a single borrower, the ratio of a loan to the value of collateral, the duration of a loan secured by an interest in land, or other similar restrictions designed to protect deposits, or

(b) limitations on powers an organization is authorized to exercise under the laws of this State or the United States.

PART 2

SCOPE AND JURISDICTION

SECTION 1-201. TERRITORIAL APPLICATION. (1) Except as otherwise provided in this section, this Act applies to sales, leases, and loans made in this State and to modifications, including refinancings, consolidations, and deferrals, made in this State, of sales, leases, and loans, wherever made. For purposes of this Act

(a) a sale or modification of a sale agreement is made in this State if the buyer's agreement or offer to purchase or to modify is received by the seller in this State;

(b) a lease or modification of a lease agreement is made in this State if the lessee's agreement or offer to lease or to modify is received by the lessor in this State; and

(c) a loan or modification of a loan agreement is made in this State if a writing signed by a debtor and evidencing the debt is received by the lender in this State.

(2) With respect to sales made pursuant to a revolving charge account (Section 2-108), this Act applies if the buyer's communication or indication of his intention to establish the account is received by the seller in this State. If no communication or indication of intention is given by the buyer before the first sale, this Act applies if the seller's communication

notifying the buyer of the privilege of using the account is mailed or personally delivered in this State.

(3) With respect to loans made pursuant to a lender credit card or similar arrangement (subsection (9) of Section 1-301), this Act applies if the debtor's communication or indication of his intention to establish the arrangement with the lender is received by the lender in this State. If no communication or indication of intention is given by the debtor before the first loan, this Act applies if the lender's communication notifying the debtor of the privilege of using the arrangement is mailed or personally delivered in this State.

(4) The Part on Limitations on Creditors' Remedies (Part 1) of the Article on Remedies and Penalties (Article 5) applies to actions or other proceedings brought in this State to enforce rights arising from consumer credit sales, consumer leases, consumer loans, or extortionate extensions of credit, wherever made.

(5) If a consumer credit sale, consumer lease, or consumer loan, or modification thereof, is made in another state to a person who is a resident of this State when the sale, lease, loan, or modification is made, the following provisions apply as though the transaction occurred in this State:

(a) a seller, lessor, lender, or assignee of his rights, may not collect charges through actions or other proceedings in excess of those permitted by the Article on Credit Sales (Article 2) or by the Article on Loans (Article 3); and

(b) a seller, lessor, lender, or assignee of his rights, may not enforce rights against the buyer, lessee, or debtor, with respect to the provisions of agreements which violate the provisions on Limitations on Agreements and Practices (Part 4) of the Article on Credit Sales (Article 2) of the Article on Loans (Article 3).

(6) Except as provided in subsection (4), a sale, lease, loan, or modification

thereof, made in another state to a person who was not a resident of this State when the sale, lease, loan, or modification was made is valid and enforceable in this State according to its terms to the extent that it is valid and enforceable under the laws of the state applicable to the transaction.

(7) For the purposes of this Act, the residence of a buyer, lessee, or debtor, is the address given by him as his residence in any writing signed by him in connection with a credit transaction. Until he notifies the creditor of a new or different address, the given address is presumed to be unchanged.

(8) Notwithstanding other provisions of this section

(a) except as provided in subsection (4), this Act does not apply if the buyer, lessee, or debtor is not a resident of this State at the time of a credit transaction and the parties then agree that the law of his residence applies; and

(b) this Act applies if the buyer, lessee, or debtor is a resident of this State at the time of a credit transaction and the parties then agree that the law of this State applies.

(9) Except as provided in subsection (8), the following agreements by a buyer, lessee, or debtor are invalid with respect to consumer credit sales, consumer leases, consumer loans, or modifications thereof, to which this Act applies:

(a) that the law of another state shall apply;

(b) that the buyer, lessee, or debtor consents to the jurisdiction of another state; and

(c) that fixes venue.

(10) The following provisions of this Act specify the applicable law governing certain cases:

(a) applicability (Section 6-102) of the Part on Powers and Functions of Administrator (Part 1) of the Article on Administration (Article 6); and

(b) applicability (Section 6-201) of the Part on Notification and Fees (Part 2) of the Article on Administration (Article 6).

SECTION 1-202. EXCLUSIONS. This Act does not apply to

(1) extensions of credit to government or governmental agencies or instrumentalities;

(2) the sale of insurance by an insurer, except as otherwise provided in the Article on Insurance (Article 4);

(3) transactions under public utility or common carrier tariffs if a subdivision or agency of this State or of the United States regulates the charges for the services involved, the charges for delayed payment, and any discount allowed for early payment; or

(4) the rates and charges and the disclosure of rates and charges of a licensed pawnbroker established in accordance with a statute or ordinance concerning these matters.

PART 3 DEFINITIONS

SECTION 1-301. GENERAL DEFINITIONS. In addition to definitions appearing in subsequent Articles, in this Act

(1) "Actuarial Method" means the method, defined by rules adopted by the Administrator, of allocating payments made on a debt between principal or amount financed and loan finance charge or credit service charge pursuant to which a payment is applied first to the accumulated loan finance charge or credit service charge and the balance is applied to the unpaid principal or unpaid amount financed.

(2) "Administrator" means the Administrator designated in the Article (Article 6) on Administration (Section 6-103).

(3) "Agreement" means the bargain of the parties in fact as found in their language or by implication from other circumstances including course of dealing or usage of trade or course of performance.

(4) "Agricultural purpose" means a purpose related to the production, harvest, exhibition, marketing, transportation, processing, or manufacture of agricultural products by a natural person who cultivates, plants, propagates, or nurtures the agricultural products. "Agricultural products" includes agricultural, horticultural, viticultural, and dairy products, livestock, wildlife, poultry, bees, forest products, fish and shellfish, and any products thereof, including processed and manufactured products, and any and all products raised or produced on farms and any processed or manufactured products thereof.

(5) "Closing costs" with respect to a debt secured by an interest in land includes

(a) fees or premiums for title examination, title insurance or similar purposes including surveys;

(b) fees for preparation of a deed, settlement statement or other documents;

(c) escrows for future payments of taxes and insurance;

(d) fees for notarizing deeds and other documents;

(e) appraisal fees; and

(f) credit reports.

(6) "Conspicuous": A term or clause is "conspicuous" when it is so written that a reasonable person against whom it is to operate ought to have noticed it. Whether a term or clause is conspicuous or not is for decision by the court.

(7) "Credit" means the right granted by a creditor to a debtor to defer payment of debt or to incur debt and defer its payment.

(8) "Earnings" means compensation paid or payable to an individual or for his account for personal services rendered or to be rendered by him, whether denominated as wages, salary, commission, bonus, or otherwise, and includes periodic payments pursuant to a pension, retirement, or disability program.

(9) "Lender credit card or similar arrangement or loan agreement, other than a seller credit card, pursuant to which a lender gives a debtor the privilege of using a credit card, letter of credit, or other credit confirmation or identification in transactions out of which debts arise

(a) by the lender's honoring a draft or similar order for the payment of money drawn or accepted by the debtor;

(b) by the lender's payment or agreement to pay the debtor's obligations; or

(c) by the lender's purchase from the obligee of the debtor's obligations.

(10) "Official fees" means

(a) fees and charges prescribed by law which actually are or will be paid to public officials for determining the existence of or for perfecting, releasing, or satisfying a security interest related to a consumer credit sale, consumer lease, or consumer loan; or

(b) premiums payable for insurance in lieu of perfecting a security interest otherwise required by the creditor in connection with the sale, lease, or loan if the premium does not exceed the fees and charges described in paragraph (a) which would otherwise be payable.

(11) "Organization" means a corporation, government or governmental subdivision or agency, trust, estate, partnership, cooperative or association.

(12) "Payable in installments" means that payment is required or permitted by agreement to be made in

(a) two or more periodic payments, excluding a down payment, with respect to a debt arising from a consumer credit sale pursuant to which a credit service charge is made;

(b) four or more periodic payments, excluding a down payment, with respect to a debt arising from a consumer credit sale pursuant to which no credit service charge is made; or

(c) two or more periodic payments

with respect to a debt arising from a consumer loan.

If any periodic payment other than the down payment under an agreement requiring or permitting two or more periodic payments is more than twice the amount of any other periodic payment, excluding the down payment, the consumer credit sale, consumer lease, or consumer loan is "payable in installments."

(13) "Person" includes a natural person or an individual, and an organization, joint venture or any legal entity however organized.

(14) "Person related to" with respect to an individual means

- (a) the spouse of the individual;
- (b) a brother, brother-in-law, sister, sister-in-law of the individual;
- (c) an ancestor or lineal descendant of the individual or his spouse; and
- (d) any other relative, by blood or marriage, of the individual or his spouse who shares the same home with the individual.

"Person related to" with respect to an organization means

- (a) a person directly or indirectly controlling, controlled by or under common control with the organization;
- (b) an officer or director of the organization or a person performing similar functions with respect to the organization or to a person related to the organization;
- (c) the spouse of a person related to the organization; and
- (d) a relative by blood or marriage of a person related to the organization who shares the same home with him.

(15) "Presumed" or "presumption" means that the trier of fact must find the existence of the fact presumed unless and until evidence is introduced which would support a finding of its nonexistence.

(16) "Seller credit card" means an

arrangement pursuant to which a person gives to a buyer or lessee the privilege of using a credit card, letter of credit or other credit confirmation or identification primarily for the purpose of purchasing or leasing goods or services from that person, or

- (a) from a person related to that person;
- (b) from others licensed or franchised to do business under his business or trade name or designation; or
- (c) from any other persons with the consent of that person.

(17) "Supervised financial organization" means a person, other than an insurance company or other organization primarily engaged in an insurance business

- (a) organized, chartered, or holding an authorization certificate under the laws of this State or of the United States which authorizes the person to make loans and to receive deposits, including a savings, share, certificate or deposit account; and
- (b) subject to supervision by an official or agency of this State or the United States other than the Oklahoma Securities Commission.

SECTION 1-302. DEFINITION: "FEDERAL CONSUMER CREDIT PROTECTION ACT." In this Act "Federal Consumer Credit Protection Act" means the Consumer Credit Protection Act (Public Law 90-321; 82 Stat. 146), as amended, and includes regulations issued pursuant to that Act.

SECTION 1-303. INDEX OF DEFINITIONS IN ACT. Definitions in this Act and the sections in which they appear are:

- "Actuarial method"—Section 1-301(1)
- "Administrator"—Section 1-301 (2)
- "Administrator"—Section 6-103
- "Agreement"—Section 1-301 (3)
- "Agricultural purpose"—Section 1-301 (4)
- "Amount financed"—Section 2-111

"Annual percentage rate" (sale)—Section 2-304 (2)

"Annual percentage rate" (loan)—Section 3-304 (2)

"Cash price"—Section 2-110

"Closing costs"—Section 1-301 (5)

"Conspicuous"—Section 1-301 (6)

"Consumer credit insurance"—Section 4-103 (1)

"Consumer credit sale"—Section 2-104

"Consumer lease"—Section 2-106

"Consumer loan"—Section 3-104

"Consumer related loan"—Section 3-602

"Consumer related sale"—Section 2-602

"Corresponding nominal annual percentage rate" (sale)—Section 2-304 (3)

"Corresponding nominal annual percentage rate" (loan)—Section 3-304 (3)

"Credit"—Section 1-301 (7)

"Credit service charge"—Section 2-109

"Earnings"—Section 1-301 (8)

"Federal Consumer Credit Protection Act"—Section 1-302

"Goods"—Section 2-105 (1)

"Home solicitation sale"—Section 2-501

"Lender"—Section 3-107 (1)

"Lender credit card or similar arrangement"—Section 1-301 (9)

"License"—Section 3-503

"Loan"—Section 3-106

"Loan finance charge"—Section 3-109

"Loan primarily secured by an interest in land"—Section 3-105

"Merchandise certificate"—Section 2-105 (2)

"Official fees"—Section 1-301 (10)

"Organization"—Section 1-301 (11)

"Payable in installments"—Section 1-301 (12)

"Person"—Section 1-301 (13)

"Person related to"—Section 1-301 (14)

"Precomputed (loan)"—Section 3-107 (2)

"Precomputed (sale)"—Section 2-105 (7)

"Presumed" or "presumption"—Section 1-301 (15)

"Principal"—Section 3-107 (3)

"Revolving charge account"—Section 2-108

"Revolving loan account"—Section 3-108

"Sale of goods"—Section 2-105 (4)

"Sale of an interest in land"—Section 2-105 (6)

"Sale of services"—Section 2-105 (5)

"Seller"—Section 2-107

"Seller credit card"—Section 1-301 (16)

"Services"—Section 2-105 (3)

"Supervised financial organization"—Section 1-301 (17)

"Supervised lender"—Section 3-501 (4)

"Supervised loan"—Section 3-501 (3)

ARTICLE 2

CREDIT SALES

PART 1

GENERAL PROVISIONS

SECTION 2-101. SHORT TITLE. This Article shall be known and may be cited as Uniform Consumer Credit Code-Credit Sales.

SECTION 2-102. SCOPE. This Article applies to consumer credit sales, including home solicitation sales, and consumer leases; in addition Part 6 applies to consumer related sales.

SECTION 2-103. DEFINITIONS IN ARTICLE. The following definitions apply to this Act and appear in this Article as follows:

"Amount financed"—Section 2-111

"Annual percentage rate"—Section 2-304 (2)

"Cash price"—Section 2-110

"Consumer credit sale"—Section 2-104

"Consumer lease"—Section 2-106

"Consumer related sale"—Section 2-602

"Corresponding nominal annual percentage rate"—Section 2-304 (3)

"Credit service charge"—Section 2-109

"Goods"—Section 2-105 (1)

"Home solicitation sale"—Section 2-501

"Merchandise certificate"—Section 2-105 (2)

"Precomputed"—Section 2-105 (7)

"Revolving charge account"—Section 2-108

"Sale of goods"—Section 2-105 (4)

"Sale of an interest in land"—Section 2-105 (6)

"Sale of services"—Section 2-105 (5)

"Seller"—Section 2-107

"Services"—Section 2-105 (3)

SECTION 2-104. DEFINITION: "CONSUMER CREDIT SALE." (1) Except as provided in subsection (2), "consumer credit sale" is a sale of goods, services, or an interest in land in which

(a) credit is granted by a person who regularly engages as a seller in credit transactions of the same kind;

(b) the buyer is a person other than an organization;

(c) the goods, services, or interest in land are purchased primarily for a personal, family, household, or agricultural purpose;

(d) either the debt is payable in installments or a credit service charge is made; and

(e) with respect to a sale of goods or services, the amount financed does not exceed Twenty-five Thousand Dollars (\$25,000.00).

(2) Unless the sale is made subject to this Act by agreement (Section 2-601), "consumer credit sale" does not include

(a) a sale in which the seller allows the buyer to purchase goods or services pursuant to a lender credit card or similar arrangement; or

(b) except as provided with respect to disclosure (Section 2-301) and debtors' remedies (Section 5-201), a sale of an interest in land if the credit service charge does not exceed ten percent (10%) per year calculated according to the Actuarial Method on the unpaid balances of the amount financed on the assumption that the debt will be paid according to the agreed terms and will not be paid before the end of the agreed term.

SECTION 2-105. DEFINITIONS: "GOODS"; "MERCHANDISE CERTIFICATE"; "SERVICES"; "SALE OF GOODS"; "SALE OF SERVICES"; "SALE OF AN INTEREST IN LAND"; "PRECOMPUTED."

(1) "Goods" includes goods not in existence at the time the transaction is entered into and merchandise certificates, but excludes money, chattel paper, documents of title, and instruments.

(2) "Merchandise certificate" means a writing issued by a seller not redeemable in cash and usable in its face amount in lieu of cash in exchange for goods or services.

(3) "Services" includes

(a) work, labor, and other personal services;

(b) privileges with respect to transportation, hotel and restaurant accommodations, education, entertainment, recreation, physical culture, hospital accommodations, funerals, cemetery accommodations, and the like; and

(c) insurance provided by a person other than the insurer.

(4) "Sale of goods" includes any agreement in the form of a bailment or lease of goods if the bailee or lessee agrees to pay as compensation for use a sum substantially equivalent to or in excess of the aggregate value of the goods involved and it is agreed that the bailee or lessee will become, or for no other or a nominal consideration has the option to become, the owner of the goods upon full compliance with his obligations under the agreement.

(5) "Sale of services" means furnishing or agreeing to furnish services and includes making arrangements to have services furnished by another.

(6) "Sale of an interest in land" includes a lease in which the lessee has an option to purchase the interest and all or a substantial part of the rental or other payments previously made by him are applied to the purchase price.

(7) A sale, refinancing, or consolidation is "precomputed" if the debt is expressed as a sum comprising the amount financed and the amount of the credit service charge computed in advance.

SECTION 2-106. DEFINITION: "CON-

SUMER LEASE." (1) "Consumer lease" means a lease of goods

(a) which a lessor regularly engaged in the business of leasing makes to a person, other than an organization, who takes under the lease primarily for a personal, family, household, or agricultural purpose;

(b) in which the amount payable under the lease does not exceed Twenty-five Thousand Dollars (\$25,000.00); and

(c) which is for a term exceeding four (4) months.

(2) "Consumer lease" does not include a lease made pursuant to a lender credit card or similar arrangement.

SECTION 2-107. DEFINITION: "SELLER." Except as otherwise provided, "seller" includes an assignee of the seller's right to payment but use of the term does not in itself impose on an assignee any obligation of the seller with respect to events occurring before the assignment.

SECTION 2-108. DEFINITION: "REVOLVING CHARGE ACCOUNT." "Revolving charge account" means an arrangement between a seller and a buyer pursuant to which

(1) the seller may permit the buyer to purchase goods or services on credit either from the seller or pursuant to a seller credit card;

(2) the unpaid balances of amounts financed arising from purchases and the credit service and other appropriate charges are debited to an account;

(3) a credit service charge if made is not precomputed but is computed on the outstanding unpaid balances of the buyer's account from time to time; and

(4) the buyer has the privilege of paying the balances in installments.

SECTION 2-109. DEFINITION: "CREDIT SERVICE CHARGE." "Credit service charge" means the sum of

(1) all charges payable directly or indirectly by the buyer and imposed directly or indirectly by the seller as an inci-

dent to the extension of credit, including any of the following types of charges which are applicable: time price differential, service, carrying or other charge, however denominated, premium or other charge for any guarantee or insurance protecting the seller against the buyer's default or other credit loss; and

(2) charges incurred for investigating the collateral or credit worthiness of the buyer or for commissions or brokerage for obtaining the credit, irrespective of the person to whom the charges are paid or payable, unless the seller had no notice of the charges when the credit was granted. The term does not include charges as a result of default, additional charges (Section 2-202), delinquency charges (Section 2-203), or deferral charges (Section 2-204).

SECTION 2-110. DEFINITION: "CASH PRICE." Except as the Administrator may otherwise prescribe by rule, the "cash price" of goods, services, or an interest in land means the price at which the goods, services, or interest in land are offered for sale by the seller to cash buyers in the ordinary course of business, and may include

(1) applicable sales, use, and excise and documentary stamp taxes;

(2) the cash price of accessories or related services such as delivery, installation, servicing, repairs, alterations, and improvements; and

(3) amounts actually paid or to be paid by the seller for registration, certificate of title, or license fees.

The cash price stated by the seller to the buyer pursuant to the provisions on disclosure (Part 3) of this Article is presumed to be the cash price.

SECTION 2-111. DEFINITION: "AMOUNT FINANCED." "Amount financed" means the total of the following items to the extent that payment is deferred:

(1) the cash price of the goods, serv-

ices, or interest in land, less the amount of any down payment whether made in cash or in property traded in;

(2) the amount actually paid or to be paid by the seller pursuant to an agreement with the buyer to discharge a security interest in or a lien on property traded in; and

(3) if not included in the cash price

(a) any applicable sales, use, or excise and documentary stamp taxes;

(b) amounts actually paid or to be paid by the seller for registration, certificate of title, or license fees; and

(c) additional charges permitted by this Article (Section 2-202).

PART 2 MAXIMUM CHARGES

SECTION 2-201. CREDIT SERVICE CHARGE FOR CONSUMER CREDIT SALES OTHER THAN REVOLVING CHARGE ACCOUNTS. (1) With respect to a consumer credit sale, other than a sale pursuant to a revolving charge account, a seller may contract for and receive a credit service charge not exceeding that permitted by this section.

(2) The credit service charge, calculated according to the Actuarial Method, may not exceed the equivalent of the greater of either of the following:

(a) the total of

(i) thirty percent (30%) per year on that part of the unpaid balances of the amount financed which is Three Hundred Dollars (\$300.00) or less;

(ii) twenty-one percent (21%) per year on that part of the unpaid balances of the amount financed which is more than Three Hundred Dollars (\$300.00) but does not exceed One Thousand Dollars (\$1,000.00); and

(iii) fifteen percent (15%) per year on that part of the unpaid balances of the amount financed which is more than One Thousand Dollars (\$1,000.00); or

(b) eighteen percent (18%) per year

on the unpaid balances of the amount financed.

(3) This section does not limit or restrict the manner of contracting for the credit service charge, whether by way of add-on, discount, or otherwise, so long as the rate of the credit service charge does not exceed that permitted by this section. If the sale is precomputed

(a) the credit service charge may be calculated on the assumption that all scheduled payments will be made when due; and

(b) the effect of prepayment is governed by the provisions on rebate upon prepayment (Section 2-210).

(4) For the purposes of this section, the term of a sale agreement commences with the date the credit is granted or, if goods are delivered or services performed ten (10) days or more after that date, with the date of commencement of delivery or performance. Differences in the lengths of months are disregarded and a day may be counted as 1/30 of a month. Subject to classifications and differentiations the seller may reasonably establish, a part of a month in excess of fifteen (15) days may be treated as a full month if periods of fifteen (15) days or less are disregarded and that procedure is not consistently used to obtain a greater yield than would otherwise be permitted.

(5) Subject to classifications and differentiations the seller may reasonably establish, he may make the same credit service charge on all amounts financed within a specified range. A credit service charge so made does not violate subsection (2) if

(a) when applied to the median amount within each range, it does not exceed the maximum permitted by subsection (2); and

(b) when applied to the lowest amount within each range, it does not produce a rate of credit service charge exceeding the rate calculated according to paragraph (a) by more than eight percent (8%) of

the rate calculated according to paragraph (a).

(6) Notwithstanding subsection (2), the seller may contract for and receive a minimum credit service charge of not more than Five Dollars (\$5.00) when the amount financed does not exceed Seventy-five Dollars (\$75.00) or not more than Seven Dollars and fifty cents (\$7.50) when the amount financed exceeds Seventy-five Dollars (\$75.00).

SECTION 2-202. ADDITIONAL CHARGES. (1) In addition to the credit service charge permitted by this Part, a seller may contract for and receive the following additional charges in connection with a consumer credit sale:

(a) official fees and taxes;

(b) charges for insurance as described in subsection (2); and

(c) charges for other benefits, including insurance, conferred on the buyer, if the benefits are of value to him and if the charges are reasonable in relation to the benefits, are of a type which is not for credit, and are excluded as permissible additional charges from the credit service charge by rule adopted by the Administrator.

(2) An additional charge may be made for insurance written in connection with the sale, other than insurance protecting the seller against the buyer's default or other credit loss,

(a) with respect to insurance against loss of or damage to property, or against liability, if the seller furnishes a clear and specific statement in writing to the buyer, setting forth the cost of the insurance if obtained from or through the seller, and stating that the buyer may choose the person through whom the insurance is to be obtained; and

(b) with respect to consumer credit insurance providing life, accident or health coverage, if the insurance coverage is not a factor in the approval by the seller of the extension of credit and this fact is clearly disclosed in writing to the buyer,

and if, in order to obtain the insurance in connection with the extension of credit, the buyer gives specific affirmative written indication of his desire to do so after written disclosure to him of the cost thereof.

(3) For the purposes of the Part on Disclosure and Advertising (Part 3), if the credit service charge with respect to a sale of an interest in land does not exceed ten percent (10%) per year (Paragraph (b) of subsection (2) of Section 2-104), reasonable closing costs even though not within subsection (1) may be treated as additional charges.

SECTION 2-203. DELINQUENCY CHARGES. (1) With respect to a pre-computed consumer credit sale, refinancing, or consolidation, the parties may contract for a delinquency charge on any installment not paid in full within ten (10) days after its scheduled due date in an amount not exceeding the greater of

(a) an amount, not exceeding Five Dollars (\$5.00), which is five percent (5%) of the unpaid amount of the installment; or

(b) the deferral charge (subsection (1) of Section 2-204) that would be permitted to defer the unpaid amount of the installment for the period that it is delinquent.

(2) A delinquency charge under paragraph (a) of subsection (1) may be collected only once on an installment however long it remains in default. No delinquency charge may be collected if the installment has been deferred and a deferral charge (Section 2-204) has been paid or incurred. A delinquency charge may be collected at the time it accrues or at any time thereafter.

(3) No delinquency charge may be collected on an installment which is paid in full within ten (10) days after its scheduled installment due date even though an earlier maturing installment or a delinquency charge on an earlier installment may not have been paid in full. For purposes of this subsection payments are ap-

plied first to current installments and then to delinquent installments.

SECTION 2-204. DEFERRAL CHARGES. (1) With respect to a precomputed consumer credit sale, refinancing or consolidation, the parties before or after default may agree in writing to a deferral of all or part of one or more unpaid installments, and the seller may make and collect a charge not exceeding the rate previously stated to the buyer pursuant to the provisions on disclosure (Part 3) applied to the amount or amounts deferred for the period of deferral calculated without regard to differences in lengths of months, but proportionally for a part of a month, counting each day as 1/30 of a month. A deferral charge may be collected at the time it is assessed or at any time thereafter.

(2) The seller may, in addition to the deferral charge, make appropriate additional charges (Section 2-202), and the amount of these charges which is not paid in cash may be added to the amount deferred for the purpose of calculating the deferral charge.

(3) The parties may agree in writing at the time of a precomputed consumer credit sale, refinancing, or consolidation that if an installment is not paid within ten (10) days after its due date, the seller may unilaterally grant a deferral and make charges as provided in this section. No deferral charge may be made for a period after the date that the seller elects to accelerate the maturity of the agreement.

(4) A delinquency charge made by the seller on an installment may not be retained if a deferral charge is made pursuant to this section with respect to the period of delinquency.

SECTION 2-205. CREDIT SERVICE CHARGE ON REFINANCING. With respect to a consumer credit sale, refinancing, or consolidation, the seller may by agreement with the buyer refinance the unpaid balance and may contract for and receive a credit service charge based on

the amount financed resulting from the refinancing at a rate not exceeding that permitted by the provisions on credit service charge for consumer credit sales (Section 2-201). For the purpose of determining the credit service charge permitted, the amount financed resulting from the refinancing comprises the following:

(1) if the transaction was not precomputed, the total of the unpaid balance and accrued charges on the date of refinancing, or, if the transaction was precomputed the amount which the buyer would have been required to pay upon prepayment pursuant to the provisions on rebate upon prepayment (Section 2-210) on the date of refinancing, except that for the purpose of computing this amount no minimum credit service charge (subsection (6) of Section 2-201) shall be allowed; and

(2) appropriate additional charges (Section 2-202), payment of which is deferred.

SECTION 2-206. CREDIT SERVICE CHARGE ON CONSOLIDATION. If a buyer owes an unpaid balance to a seller with respect to a consumer credit sale, refinancing, or consolidation, and becomes obligated on another consumer credit sale, refinancing, or consolidation, with the same seller, the parties may agree to a consolidation resulting in a single schedule of payments pursuant to either of the following subsections:

(1) The parties may agree to refinance the unpaid balance with respect to the previous sale pursuant to the provisions on refinancing (Section 2-205) and to consolidate the amount financed resulting from the refinancing by adding it to the amount financed with respect to the subsequent sale. The seller may contract for and receive a credit service charge based on the aggregate amount financed resulting from the consolidation at a rate not exceeding that permitted by the provisions on credit service charge for consumer credit sale (Section 2-201).

(2) The parties may agree to consolidate by adding together the unpaid balances with respect to the two sales.

SECTION 2-207. CREDIT SERVICE CHARGE FOR REVOLVING CHARGE ACCOUNTS.

(1) With respect to a consumer credit sale made pursuant to a revolving charge account, the parties to the sale may contract for the payment by the buyer of a credit service charge not exceeding that permitted in this section.

(2) A charge may be made in each billing cycle which is a percentage of an amount no greater than

(a) the average daily balance of the account;

(b) the unpaid balance of the account on the same day of the billing cycle; or

(c) the median amount within a specified range within which the average daily balance of the account or the unpaid balance of the account on the same day of the billing cycle is included. A charge may be made pursuant to this paragraph only if the seller, subject to classifications and differentiations he may reasonably establish, makes the same charge on all balances within the specified range and if the percentage when applied to the median amount within the range does not produce a charge exceeding the charge resulting from applying that percentage to the lowest amount within the range by more than eight percent (8%) of the charge on the median amount.

(3) If the billing cycle is monthly, the charge may not exceed one and one-half percent (1½%). If the billing cycle is not monthly, the maximum charge is that percentage which bears the same relation to the applicable monthly percentage as the number of days in the billing cycle bears to thirty (30). For the purposes of this section, a variation of not more than four (4) days from month to month is "the same day of the billing cycle."

(4) Notwithstanding subsection (3), if there is an unpaid balance on the date as of which the credit service charge is applied, the seller may contract for and receive a charge not exceeding fifty cents

(\$0.50), if the billing cycle is monthly or longer, or the pro rata part of fifty cents (\$0.50) which bears the same relation to fifty cents (\$0.50) as the number of days in the billing cycle bears to thirty (30), if the billing cycle is shorter than monthly.

SECTION 2-208. ADVANCES TO PERFORM COVENANTS OF BUYER. (1) If the agreement with respect to a consumer credit sale, refinancing, or consolidation contains covenants by the buyer to perform certain duties pertaining to insuring or preserving collateral and the seller pursuant to the agreement pays for the performance of the duties on behalf of the buyer, the seller may add the amounts paid to the debt. In the case of covenants as to duties other than the payment of taxes and insuring the collateral, the seller shall give written notice to the buyer setting forth the duties to be performed and a statement of the amount to be charged for the performance of said duties. Said written notice shall be by certified mail to the last-known address of the buyer, at least thirty (30) days prior to the commencement of the performance of the specified duties, unless otherwise agreed in writing by the seller and the buyer. The buyer, prior to commencement of performance, shall have the option to make alternative arrangements for compliance with the covenants. Within a reasonable time after advancing any sums, he shall state to the buyer in writing the amount of the sums advanced, any charges with respect to this amount, and any revised payment schedule and, if the duties of the buyer performed by the seller pertain to insurance, a brief description of the insurance paid for by the seller including the type and amount of coverages. No further information need be given.

(2) A credit service charge may be made for sums advanced pursuant to subsection (1) at a rate not exceeding the rate stated to the buyer pursuant to the provisions on disclosure (Part 3) with respect to the sale, refinancing, or consoli-

dation, except that with respect to a revolving charge account the amount of the advance may be added to the unpaid balance of the account and the seller may make a credit service charge not exceeding that permitted by the provisions on credit service charge for revolving charge accounts (Section 2-207).

SECTION 2-209. RIGHT TO PREPAY. Subject to the provisions on rebate upon prepayment (Section 2-210), the buyer may prepay in full the unpaid balance of a consumer credit sale, refinancing, or consolidation at any time without penalty.

SECTION 2-210. REBATE UPON PREPAYMENT. (1) Except as provided in subsection (2), upon prepayment in full of the unpaid balance of a precomputed consumer credit sale, refinancing, or consolidation, an amount not less than the unearned portion of the credit service charge calculated according to this section shall be rebated to the buyer. If the rebate otherwise required is less than One Dollar (\$1.00), no rebate need be made.

(2) Upon prepayment in full of a consumer credit sale, refinancing, or consolidation, other than one pursuant to a revolving charge account, if the credit service charge then earned is less than any permitted minimum credit service charge (subsection (6) of Section 2-201) contracted for, whether or not the sale, refinancing, or consolidation is precomputed, the seller may collect or retain the minimum charge, as if earned, not exceeding the credit service charge contracted for.

(3) Except as otherwise provided in this subsection with respect to a sale of an interest in land or a consumer credit sale secured by an interest in land, the unearned portion of the credit service charge is a fraction of the credit service charge of which the numerator is the sum of the periodic balances scheduled to follow the computational period in which prepayment occurs, and the denominator is the sum of all periodic balances under either the sale agreement or,

if the balance owing resulted from a refinancing (Section 2-205) or a consolidation (Section 2-206), under the refinancing agreement or consolidation agreement. In the case of a sale of an interest in land or a consumer credit sale secured by an interest in land, reasonable sums actually paid or payable to persons not related to the seller for customary closing costs included in the credit service charge are deducted from the credit service charge before the calculation prescribed by this subsection is made.

(4) In this section

(a) "periodic balance" means the amount scheduled to be outstanding on the last day of a computational period before deducting the payment, if any, scheduled to be made on that day;

(b) "computational period" means one (1) month if one half or more of the intervals between scheduled payments under the agreement is one (1) month or more, and otherwise means one (1) week;

(c) the "interval" to the due date of the first scheduled installment or the final scheduled payment date is measured from the date of a sale, refinancing, or consolidation, or any later date prescribed for calculating maximum credit service charges (subsection (4) of Section 2-201), and includes either the first or last day of the interval; and

(d) if the interval to the due date of the first scheduled installment does not exceed one (1) month by more than fifteen (15) days when the computational period is one (1) month, or eleven (11) days when the computational period is one (1) week, the interval shall be considered as one computational period.

(5) This subsection applies only if the schedule of payments is not regular.

(a) If the computational period is one (1) month and

(i) if the number of days in the interval to the due date of the first scheduled installment is less than one (1) month

by more than five (5) days, or more than one (1) month by more than five (5) but not more than fifteen (15) days, the unearned credit service charge shall be increased by an adjustment for each day by which the interval is less than one (1) month and, at the option of the seller, may be reduced by an adjustment for each day by which the interval is more than one (1) month; the adjustment for each day shall be $1/30$ of that part of the credit service charge earned in the computational period prior to the due date of the first scheduled installment assuming that period to be one (1) month; and

(ii) if the interval to the final scheduled payment date is a number of computational periods plus an additional number of days less than a full month, the additional number of days shall be considered a computational period only if sixteen (16) days or more. This subparagraph applies whether or not subparagraph (i) applies.

(b) Notwithstanding paragraph (a), if the computational period is one (1) month, the number of days in the interval to the due date of the first installment exceeds one (1) month by not more than fifteen (15) days, and the schedule of payments is otherwise regular, the seller may, at his option, exclude the extra days and the charge for the extra days in computing the unearned credit service charge; but if he does so and a rebate is required before the due date of the first scheduled installment, he shall compute the earned charge for each elapsed day as $1/30$ of the amount the earned charge would have been if the first interval had been one (1) month.

(c) If the computational period is one (1) week and

(i) if the number of days in the interval to the due date of the first scheduled installment is less than five (5) days, or more than nine (9) days but no more than eleven (11) days, the unearned credit service charge shall be increased by

an adjustment for each day by which the interval is less than seven (7) days and, at the option of the seller, may be reduced by an adjustment for each day by which the interval is more than seven (7) days; the adjustment for each day shall be $1/7$ of that part of the credit service charge earned in the computational period prior to the due date of the first scheduled installment assuming that period to be one (1) week; and

(ii) if the interval to the final scheduled payment date is a number of computational periods plus an additional number of days less than a full week, the additional number of days shall be considered a computational period only if four (4) days or more. This subparagraph applies whether or not subparagraph (i) applies.

(6) If a deferral (Section 2-204) has been agreed to, the unearned portion of the credit service charge shall be computed without regard to the deferral. The amount of deferral charge earned at the date of prepayment shall also be calculated. If the deferral charge earned is less than the deferral charge paid, the difference shall be added to the unearned portion of the credit service charge. If any part of a deferral charge has been earned but has not been paid, that part shall be subtracted from the unearned portion of the credit service charge, or shall be added to the unpaid balance.

(7) This section does not preclude the collection or retention by the seller of delinquency charges (Section 2-203).

(8) If the maturity is accelerated for any reason and judgment is obtained, the buyer is entitled to the same rebate as if payment had been made on the date judgment is entered.

(9) Upon prepayment in full of a consumer credit sale by the proceeds of consumer credit insurance (Section 4-103), the buyer or his estate is entitled to the same rebate as though the buyer had prepaid the agreement on the date the proceeds of the insurance are paid to the seller.

PART 3

DISCLOSURE AND ADVERTISING

SECTION 2-301. APPLICABILITY: INFORMATION REQUIRED. (1) For purposes of this Part, consumer credit sale includes the sale of an interest in land without regard to the rate of the credit service charge if the sale is otherwise a consumer credit sale (Section 2-104).

(2) The seller shall disclose to the buyer to whom credit is extended with respect to a consumer credit sale the information required by either

(a) this Part; or

(b) except with respect to a consumer credit sale of an interest in land or secured by an interest in land, the Federal Consumer Credit Protection Act.

(3) For the purposes of paragraph (b) of subsection (2), information which would otherwise be required pursuant to the Federal Consumer Credit Protection Act is sufficient even though the transaction is one of a class of credit transactions exempted from that Act pursuant to regulation of the Board of Governors of the Federal Reserve System.

(4) The lessor shall disclose to the lessee to whom credit is extended with respect to a consumer lease the information required by this Part.

SECTION 2-302. GENERAL DISCLOSURE REQUIREMENTS AND PROVISIONS.

(1) The disclosures required by this Part

(a) shall be made clearly and conspicuously;

(b) shall be in writing, a copy of which shall be delivered to the buyer or lessee;

(c) may use terminology different from that employed in this Part if it conveys substantially the same meaning;

(d) except as the rules adopted by the Administrator otherwise prescribe, need not be contained in a single writing or made in the order set forth in this Part;

(e) may be supplemented by addition-

al information or explanations supplied by the seller or lessor;

(f) need be made only to the extent applicable and only as to those items for which the seller or lessor makes a separate charge to the buyer or lessee;

(g) shall be made on the assumption that all scheduled payments will be made when due; and

(h) comply with this Part although rendered inaccurate by any act, occurrence, or agreement subsequent to the required disclosure.

(2) Except with respect to sales made by telephone or mail (Section 2-305)

(a) the disclosures required by this Part shall be made before credit is extended, but may be made in the sale, refinancing, or consolidation agreement, lease, or other evidence of indebtedness to be signed by the buyer or less if set forth conspicuously therein, and need be made only to one buyer or lessee if there is more than one; and

(b) if an evidence of indebtedness is signed by the buyer or lessee, the seller or lessor shall give him a copy when the writing is signed.

(3) Except as provided with respect to rescission by a buyer (Section 5-204) and civil liability for violations of disclosure provisions (subsection (4) of Section 5-203), written acknowledgment of receipt by a buyer or lessee to whom a statement is required to be given pursuant to this Part

(a) in an action or proceeding by or against the original seller or lessor, creates a presumption that the statement was given; and

(b) in an action or proceeding by or against an assignee without knowledge to the contrary when he acquires the obligation, is conclusive proof of the delivery of the statement and, unless the violation is apparent on the face of the statement, of compliance with this Part.

SECTION 2-303. OVERSTATEMENT. The disclosure of an amount or percentage which is greater than the amount or

percentage required to be disclosed under this Part does not in itself constitute a violation of this Part if the overstatement is not materially misleading and is not used to avoid meaningful disclosure.

SECTION 2-304. CALCULATION OF RATE TO BE DISCLOSED. (1) Except as otherwise specifically provided, if a seller is required to give to a buyer a statement of the rate of the credit service charge he shall state the rate in terms of an annual percentage rate as defined in subsection (2) or in terms of a corresponding nominal annual percentage rate as defined in subsection (3), whichever is appropriate.

(2) "Annual percentage rate"

(a) with respect to a consumer credit sale other than one made pursuant to a revolving charge account, is either

(i) that nominal annual percentage rate which, when applied to the unpaid balances of the amount financed calculated according to the Actuarial Method, will yield a sum equal to the amount of the credit service charge; or

(ii) that rate determined by any method prescribed by rule by the Administrator as a method which materially simplifies computation while retaining reasonable accuracy as compared with the rate determined pursuant to subparagraph (i);

(b) with respect to a consumer credit sale made pursuant to a revolving charge account, is the quotient expressed as a percentage of the total credit service charge for the period to which it related divided by the amount upon which the credit service charge for that period is based, multiplied by the number of these periods in a year.

(3) "Corresponding nominal annual percentage rate" is the percentage or percentages used to calculate the credit service charge for one billing cycle or other period pursuant to a revolving charge account multiplied by the number of billing cycles or periods in a year.

(4) If a seller is permitted to make the same credit service charge for all amounts financed within a specified range (subsection (5) of Section 2-201) or for all balances within a specified range (subsection (2) of Section 2-207), he shall state the annual percentage rate or corresponding nominal annual percentage rate, whichever is appropriate, as applied to the median amount of the range within which the actual amount financed or balance is included.

(5) A statement of rate complies with this Part if it does not vary from the accurately computed rate by more than the following tolerances:

(a) the annual percentage rate may be rounded to the nearest quarter of one percent ($\frac{1}{4}$ of 1%) for consumer credit sales payable in substantially equal installments when a seller determines the total credit service charge on the basis of a single add-on, discount, periodic, or other rate, and the rate is converted into an annual percentage rate under procedures prescribed by rule by the Administrator;

(b) the Administrator may authorize by rule the use of rate tables or charts which may provide for the disclosure of annual percentage rates which vary from the rate determined in accordance with paragraph (a) by not more than the tolerances the Administrator may allow; the Administrator may not allow a tolerance greater than eight percent (8%) of that rate except to simplify compliance where irregular payments are involved; and

(c) in case a seller determines the annual percentage rate in a manner other than as described in paragraph (a) or (b), the Administrator may authorize by rule other reasonable tolerances.

SECTION 2-305. SALES MADE BY TELEPHONE OR MAIL. (1) With respect to a consumer credit sale, other than a sale made pursuant to a revolving charge account, if the seller receives a purchase order or offer by mail or telephone without personal solicitation, the seller complies with this Part if (a) he

makes the disclosures at the time and in the manner provided in the general disclosure requirements and provisions (subsection (2) of Section 2-302), or (b) the seller's catalog or other printed material distributed to the public sets forth the cash price, the method of determining the deferred payment price, and the terms of financing, including the annual percentage rate, and before the first payment is due on the sale, he gives the information required by this Part including the notice prescribed in subsection (2).

(2) The notice shall be in writing and conspicuous and shall provide that if the buyer does not wish to make the purchase on credit, he, within fifteen (15) days after receiving the notice, may prepay the obligation as to that purchase for an amount stated or identified in the notice and avoid the payment of any credit service charge as to that purchase. A prepayment under this section is subject to the provisions of this Act on prepayment, except that no credit service charge shall be made if prepayment in full is made within the period specified in the notice. Payment by mail is effective when posted.

SECTION 2-306. CONSUMER CREDIT SALES NOT PURSUANT TO REVOLVING CHARGE ACCOUNT. (1) This section applies to a consumer credit sale not made pursuant to a revolving charge account (Section 2-310).

(2) The seller shall give to the buyer the following information:

(a) brief description or identification of the goods, services, or interest in land;

(b) cash price of the goods, services, or interest in land and any applicable sales, use, excise, transfer, or documentary stamp taxes not included in the cash price; if property and related services are sold as part of one transaction, the price of the property and services may be separately stated or combined;

(c) amount of the down payment and a statement of the portion paid in money and the portion paid by an allowance for

property traded in; if there is a security interest in the property traded in which the seller agrees to discharge, the seller shall also state the amount which the seller agrees to pay to discharge the security interest and this amount may be deducted from the allowance for property traded in;

(d) difference between the amount of cash price (paragraph (b) and the amount of down payment (paragraph (c));

(e) amount paid or payable for registration, certificate of title or license fees, if not included in the cash price, and a description or identification of the fees;

(f) amount of official fees and taxes if not included in the cash price and a description or identification of them;

(g) brief description of insurance to be provided or paid for by the seller including the type and amount of the coverages, and if a separate charge is made, the amount of the charge;

(h) amount of other additional charges (Section 2-202), and a brief description or identification of them;

(i) amount financed (sum of amounts stated in paragraphs (d), (e), (f), (g), and (h));

(j) except in the case of a sale of a dwelling when the credit service charge does not exceed ten percent (10%) per year (Section 2-104), the amount of the credit service charge and the amount of the unpaid balance (amount financed plus credit service charge);

(k) rate of the credit service charge as applied to the amount financed in accordance with the provisions on calculation of rate (Section 2-304), except in the case of a credit service charge which does not exceed Five Dollars (\$5.00) when the amount financed does not exceed Seventy-five Dollars (\$75.00) or Seven Dollars and fifty cents (\$7.50) when the amount financed exceeds Seventy-five Dollars (\$75.00);

(l) number of payments, amount of

each payment, due date of first payment, and the due date of subsequent payments or interval between payments;

(m) default, delinquency, or similar charges payable in the event of late payments; and

(n) description of any security interest held or to be retained or acquired by the seller in connection with the extension of credit, and a clear identification of the property to which the security interest relates.

SECTION 2-307. REFINANCING. If the seller refinances the balance owing with respect to a consumer credit sale, refinancing, or consolidation pursuant to the provisions on refinancing (Section 2-205), he shall state to the buyer the following:

(1) unpaid balance before refinancing;

(2) amount and brief itemization of rebates to which buyer would have been entitled if the debt had been prepaid pursuant to the provisions on rebate upon prepayment (Section 2-310) on the date of refinancing, except that for the purpose of computing this amount no minimum credit service charge (subsection (6) of Section 2-201) shall be allowed;

(3) amount and brief itemization of additional charges in connection with the refinancing and a brief indication of any change in the type or terms of insurance;

(4) amount financed resulting from the refinancing;

(5) amount of credit service charge;

(6) amount of unpaid balance;

(7) number of payments, amount of each payment, due date of first payment, and the due date of subsequent payments or interval between payments; and

(8) rate of the credit service charge as applied to the amount financed in accordance with the provisions on calculation of rate (Section 2-304), except in the case of a credit service charge which does not exceed Five Dollars (\$5.00) when the amount financed does not exceed Seventy-five Dollars (\$75.00) or Seven Dollars and

fifty cents (\$7.50) when the amount financed exceeds Seventy-five Dollars (\$75.00).

SECTION 2-308. CONSOLIDATION.

(1) Except as provided in subsection (2), if the parties agree to consolidate an existing unpaid balance from a previous consumer credit sale, refinancing, or consolidation, with the amount financed from a subsequent consumer credit sale, refinancing, or consolidation, the seller shall state

(a) with respect to the refinanced unpaid balance, the information required by the provisions on refinancing (subsections (1) through (4) of Section 2-307);

(b) with respect to the subsequent sale, the information required by the provisions on consumer credit sales other than revolving charge accounts (paragraphs (a) through (j) of subsection (2) of Section 2-306);

(c) the aggregate amount financed, the amount of the credit service charge, the amount of the unpaid balance, the number of payments, the amount of each payment, the due date of the first payment, and the due dates of subsequent payments or the interval between payments; and

(d) the rate of the credit service charge as applied to the aggregate amount financed in accordance with the provisions on calculation of rate (Section 2-304), except in the case of a credit service charge which does not exceed Five Dollars (\$5.00) when the aggregate amount financed does not exceed Seventy-five Dollars (\$75.00) or Seven Dollars and fifty cents (\$7.50) when the amount financed exceeds Seventy-five Dollars (\$75.00).

(2) If a consumer credit sale is made pursuant to an agreement providing for the addition of the unpaid balance resulting from a subsequent sale to an existing unpaid balance resulting from a previous sale, and the buyer has approved in writing both the annual percentage rate or rates and the method of computing the credit service charge or charges

(a) the information required to be giv-

en with respect to the subsequent sale (Section 2-306) may be given on or before the due date of the first installment under the consolidated schedule of payments; and

(b) with respect to the consolidation, the seller, on or before the due date of the first installment under the consolidated schedule of payments, shall state to the buyer the amount of the consolidated unpaid balance, the number of payments, amount of each payment, the due date of the first payment, and the due dates of subsequent payments or the interval between payments.

SECTION 2-309. DEFERRAL. If the seller makes a deferral pursuant to the provisions on deferral charges (Section 2-204), he shall state to the buyer, at the time of or promptly after the deferral

(1) amount deferred;

(2) any appropriate additional charges (Section 2-202);

(3) aggregate amount deferred, which is the sum of the amount in (1) and any unpaid amount included in (2);

(4) time to which payment is deferred; and

(5) amount and annual percentage rate of the deferral charge and when it is payable.

SECTION 2-310. REVOLVING CHARGE ACCOUNTS. (1) Before making a consumer credit sale pursuant to a revolving charge account, the seller shall give to the buyer the following information:

(a) conditions under which a credit service charge may be made, including the time period, if any, within which any credit extended may be repaid without incurring a credit service charge;

(b) method of determining the balance upon which a credit service charge will be computed;

(c) method of determining the amount of the credit service charge, including the periodic percentage or percentages used to calculate the credit service charge and

the amount of any minimum credit service charge;

(d) corresponding nominal annual percentage rate (subsection (3) of Section 2-304); if more than one corresponding nominal annual percentage rate may be used, the amount of a balance to which each corresponding nominal annual percentage rate applies shall also be stated;

(e) if the seller elects he may also state either

(i) the average effective annual percentage rate of return received from revolving charge accounts for a representative period of time; or

(ii) if circumstances are such that the computation of a rate under subparagraph (i) would not be feasible or practical, or would be misleading or meaningless, a projected rate of return to be received from revolving charge accounts; the Administrator shall prescribe rules, consistent with commonly accepted standards for accounting or statistical procedures, to carry out the purposes of this paragraph (e);

(f) conditions under which additional charges may be made and the method by which they will be determined; and

(g) conditions under which the seller may retain or acquire a security interest in property to secure the balances resulting from sales made pursuant to the revolving charge account, and a description of the interest or interests which may be retained or acquired.

(2) If there is an outstanding balance owing at the end of the billing cycle or if a credit service charge is made with respect to the billing cycle, the seller shall give to the buyer the following information within a reasonable time after the end of the billing cycle:

(a) outstanding balance at the beginning of the billing cycle; '

(b) cash price and date of each sale during the billing cycle and, unless previously furnished, a brief description or identification of the goods or services sold;

(c) amount credited to the account during the billing cycle;

(d) amount of credit service charge and additional charges debited during the billing cycle, with an itemization or explanation to show the total amount of credit service charge, if any, due to the application of one or more periodic percentages and the amount, if any, imposed as a minimum charge;

(e) the periodic percentage used to calculate the credit service charge; if more than one periodic percentage is used, each percentage and the amount of the balance to which each applies;

(f) the balance on which the credit service charge is computed and a statement of how the balance is determined; if the balance is determined without first deducting all amounts credited during the period, that fact and the amounts credited shall also be stated;

(g) if the credit service charge for the billing cycle exceeds fifty cents (\$0.50) for a monthly or longer billing cycle, or the pro rata part of the fifty cents (\$0.50) for a billing cycle shorter than monthly, the credit service charge expressed as an annual percentage rate (paragraph (b) of subsection (2) of Section 2-304); if more than one periodic percentage is used to calculate the credit service charge, the seller, in lieu of stating a single annual percentage rate, may state more than one annual percentage rate and the amount of the balance to which each annual percentage rate applies;

(h) if the credit service charge for the billing cycle does not exceed fifty cents (\$0.50) for a monthly or longer billing cycle, or the pro rata part of fifty cents (\$0.50) for a billing cycle shorter than monthly, the corresponding nominal annual percentage rate (subsection (3) of Section 2-304);

(i) if the seller elects, the average effective annual percentage rate of return or the projected rate as prescribed in paragraph (e) of subsection (1);

(j) outstanding balance at the end of the billing cycle; and

(k) date by which or period within which payment must be made to avoid additional credit service charges.

SECTION 2-311. CONSUMER LEASES. with respect to a consumer lease the lessor shall give to the lessee the following information:

(1) brief description or identification of the goods;

(2) amount of any payment required at the inception of the lease;

(3) amount paid or payable for official fees, registration, certificate of title, or license fees or taxes;

(4) amount of other charges not included in the periodic payments and a brief description of the charges;

(5) brief description of insurance to be provided or paid for by the lessor, including the types and amounts of the coverages;

(6) number of periodic payments, the amount of each payment, the due date of the first payment, the due dates of subsequent payments or interval between payments, and the total amount payable by the lessee;

(7) statement of the conditions under which the lessee may terminate the lease prior to the end of the term; and

(8) statement of the liabilities the lease imposes upon the lessee at the end of the term.

SECTION 2-312. CONTENT OF PERIODIC STATEMENTS. A creditor who transmits periodic statements in connection with any consumer credit sale not made pursuant to a revolving charge account shall set forth in each statement each of the following items:

(1) the annual percentage rate of the credit service charge with respect to each consumer credit sale to which the statement relates;

(2) the date by which or the period,

if any, within which payment must be made in order to avoid further credit service charges or other charges; and

(3) to the extent the Administrator may require by rule as appropriate to the terms and conditions under which the consumer credit sale is made, the other items set forth in the provisions on disclosure with respect to revolving charge accounts (subsection (2) of Section 2-310).

SECTION 2-313. ADVERTISING. (1) No seller or lessor shall engage in this State in false or misleading advertising concerning the terms or conditions of credit with respect to a consumer credit sale or consumer lease.

(2) Without limiting the generality of subsection (1) and without requiring a statement of rate of credit service charge if the credit service charge is not more than Five Dollars (\$5.00) when the amount financed does not exceed Seventy-five Dollars (\$75.00), or Seven Dollars and fifty cents (\$7.50) when the amount financed exceeds Seventy-five Dollars (\$75.00), an advertisement with respect to a consumer credit sale made by the posting of a public sign, or by catalog, magazine, newspaper, radio, television, or similar mass media, is misleading if

(a) it states the rate of credit service charge and the rate is not stated in the form required by the provisions on calculation of rate to be disclosed (Section 2-304); or

(b) it states the dollar amounts of the credit service charge or installment payments, and does not also state the rate of any credit service charge and the number and amount of the installment payments.

(3) In this section a catalog or other multiple-page advertisement is considered a single advertisement if it clearly and conspicuously displays a credit terms table setting forth the information required by this section.

(4) This section imposes no liability on the owner or personnel, as such, of any

medium in which an advertisement appears or through which it is disseminated.

(5) Advertising which complies with the Federal Consumer Credit Protection Act does not violate subsection (2).

PART 4 LIMITATIONS ON AGREEMENTS AND PRACTICES

SECTION 2-401. SCOPE. This part applies to consumer credit sales and consumer leases.

SECTION 2-402. USE OF MULTIPLE AGREEMENTS. A seller may not use multiple agreements with intent to obtain a higher credit service charge than would otherwise be permitted by this Article or to avoid disclosure of an annual percentage rate pursuant to the provisions on disclosure and advertising (Part 3). The excess amount of credit service charge provided for in agreements in violation of this section is an excess charge for the purposes of the provisions on the effect of violations on rights of parties (Section 5-202) and the provisions on civil actions by Administrator (Section 6-113).

SECTION 2-403. CERTAIN NEGOTIABLE INSTRUMENTS PROHIBITED. In a consumer credit sale or consumer lease, other than a sale or lease primarily for an agricultural purpose, the seller or lessor may not take a negotiable instrument other than a check as evidence of the obligation of the buyer or lessee. A holder is not in good faith if he takes a negotiable instrument with notice that it is issued in violation of this section. A holder in due course is not subject to the liabilities set forth in the provisions on the effect of violations on rights of parties (Section 5-202) and the provisions on civil actions by Administrator (Section 6-113).

SECTION 2-404. WHEN ASSIGNEE NOT SUBJECT TO DEFENSE. (1) With respect to a consumer credit sale or consumer lease, other than a sale or lease primarily for an agricultural purpose, an agreement by the buyer or lessee not to

assert against an assignee a claim or defense arising out of the sale or lease is enforceable only by an assignee not related to the seller or lessor who acquires the buyer's or lessee's contract in good faith and for value, who gives the buyer or lessee notice of the assignment as provided in this section and who, within thirty (30) days after the mailing of the notice of assignment, receives no written notice of the facts giving rise to the buyer's or lessee's claim or defense. This agreement is enforceable only with respect to claims or defenses which have arisen before the end of the thirty-day period after notice was mailed. The notice of assignment shall be in writing and addressed to the buyer or lessee at his address as stated in the contract, identify the contract, describe the goods or services, state the names of the seller or lessor and buyer or lessee, the name and address of the assignee, the amount payable by the buyer or lessee and the number, amounts and due dates of the installments, and contain a conspicuous notice to the buyer or lessee that he has thirty (30) days within which to notify the assignee in writing of any complaints, claims or defenses he may have against the seller or lessor and that if written notification of the complaints, claims or defenses is not received by the assignee within the thirty-day period, the assignee will have the right to enforce the contract free of any claims or defenses the buyer or lessee may have against the seller or lessor which have arisen before the end of the thirty-day period after notice was mailed.

(2) An assignee does not acquire a buyer's or lessee's contract in good faith within the meaning of subsection (1) if the assignee has knowledge or, from his course of dealing with the seller or lessor or his records, notice of substantial complaints by other buyers or lessees of the seller's or lessor's failure or refusal to perform his contracts with them and of the seller's or lessor's failure to remedy

his defaults within a reasonable time after the assignee notifies him of the complaints.

(3) To the extent that under this section an assignee is subject to claims or defenses of the buyer or lessee against the seller or lessor, the assignee's liability under this section may not exceed the amount owing to the assignee at the time the claim or defense is asserted against the assignee and rights of the buyer or lessee under this section can only be asserted as a matter of defense to or set-off against a claim by the assignee.

SECTION 2-405. BALLOON PAYMENTS. With respect to a consumer credit sale, other than one primarily for an agricultural purpose or one pursuant to a revolving charge account, if any scheduled payment is more than twice as large as the average of earlier scheduled payments, the buyer has the right to refinance the amount of that payment at the time it is due without penalty. The terms of the refinancing shall be no less favorable to the buyer than the terms of the original sale. These provisions do not apply to the extent that the payment schedule is adjusted to the seasonal or irregular income of the buyer.

SECTION 2-406. RESTRICTION ON LIABILITY IN CONSUMER LEASE. The obligation of a lessee upon expiration of a consumer lease, other than one primarily for an agricultural purpose, may not exceed twice the average payment allocable to a monthly period under the lease. This limitation does not apply to charges for damages to the leased property or for other default.

SECTION 2-407. SECURITY IN SALES OR LEASES. (1) With respect to a consumer credit sale, a seller may take a security interest in the property sold. In addition, a seller may take a security interest in goods upon which services are performed or in which goods sold are installed or to which they are annexed, or in land to which the goods are affixed or

which is maintained, repaired or improved as a result of the sale of the goods or services, if in the case of a security interest in land the debt secured is One Thousand Dollars (\$1,000.00) or more, or, in the case of a security interest in goods the debt secured is Two Hundred Dollars (\$200.00) or more. The seller may also take a security interest in any property of the buyer to secure the debt arising from a consumer credit sale primarily for an agricultural purpose. Except as provided with respect to cross-collateral (Section 2-408), a seller may not otherwise take a security interest in property of the buyer to secure the debt arising from a consumer credit sale.

(2) With respect to a consumer lease other than a lease primarily for an agricultural purpose, a lessor may not take a security interest in property of the lessee to secure the debt arising from the lease.

(3) A security interest taken in violation of this section is void.

(4) "Security interest" as used in this section means a security interest arising by agreement of the parties and does not include a lien arising by operation of law.

SECTION 2-408. CROSS-COLLATERAL.

(1) In addition to contracting for a security interest pursuant to the provisions on security in sales or leases (Section 2-407), a seller in a consumer credit sale may secure the debt arising from the sale by contracting for a security interest in other property if as a result of a prior sale the seller has an existing security interest in the other property. The seller may also contract for a security interest in the property sold in the subsequent sale as security for the previous debt.

(2) If the seller contracts for a security interest in other property pursuant to this section, the rate of credit service charge thereafter on the aggregate unpaid balances so secured may not exceed that permitted if the balances so secured were consolidated pursuant to the provisions on consolidation involving refinanc-

ing (subsection (1) of Section 2-206). The seller has a reasonable time after so contracting to make any adjustments required by this section. "Seller" in this section does not include an assignee not related to the original seller.

SECTION 2-409. DEBT SECURED BY CROSS-COLLATERAL. (1) If debts arising from two or more consumer credit sales, other than sales primarily for an agricultural purpose or pursuant to a revolving charge account, are secured by cross-collateral (Section 2-408) or consolidated into one debt payable on a single schedule of payments, and the debt is secured by security interests taken with respect to one or more of the sales, payments received by the seller after the taking of the cross-collateral or the consolidation are deemed, for the purpose of determining the amount of the debt secured by the various security interests, to have been first applied to the payment of the debts arising from the sales first made. To the extent debts are paid according to this section, security interests in items of property terminate as the debts originally incurred with respect to each item is paid.

(2) Payments received by the seller upon a revolving charge account are deemed, for the purpose of determining the amount of the debt secured by the various security interests, to have been applied first to the payment of credit service charges in the order of their entry to the account and then to the payment of debts in the order in which the entries to the account showing the debts were made.

(3) If the debts consolidated arose from two or more sales made on the same day, payments received by the seller are deemed, for the purpose of determining the amount of the debt secured by the various security interests, to have been applied first to the payment of the smallest debt.

SECTION 2-410. NO ASSIGNMENT OF EARNINGS. A seller or lessor may not

take an assignment of earnings of the buyer or lessee for payment or as security for payment of a debt arising out of a consumer credit sale or a consumer lease. An assignment of earnings in violation of this section is unenforceable by the assignee of the earnings and revocable by the buyer or lessee. This section does not prohibit an employee from authorizing deductions from his earnings if the authorization is revocable.

SECTION 2-411. REFERRAL SALES. With respect to a consumer credit sale or consumer lease the seller or lessor may not give or offer to give a rebate or discount or otherwise pay or offer to pay value to the buyer or lessee as an inducement for a sale or lease in consideration of his giving to the seller or lessor the names of prospective purchasers or lessees, or otherwise aiding the seller or lessor in making a sale or lease to another person, if the earning of the rebate, discount or other value is contingent upon the occurrence of an event subsequent to the time the buyer or lessee agrees to buy or lease. If a buyer or lessee is induced by a violation of this section to enter into a consumer credit sale or consumer lease, the agreement is unenforceable by the seller or lessor and the buyer or lessee, at his option, may rescind the agreement or retain the goods delivered and the benefit of any services performed, without any obligation to pay for them.

SECTION 2-412. NOTICE OF ASSIGNMENT. The buyer or lessee is authorized to pay the original seller or lessor until the buyer or lessee receives notification of assignment of the rights to payment pursuant to a consumer credit sale or consumer lease and that payment is to be made to the assignee. A notification which does not reasonably identify the rights assigned is ineffective. If requested by the buyer or lessee, the assignee must seasonably furnish reasonable proof that the assignment has been made and unless he does so the buyer or lessee may pay the seller or lessor.

SECTION 2-413. ATTORNEY'S FEES. With respect to a consumer sale or consumer lease the agreement may not provide for the payment by the buyer or lessee of attorney's fees. A provision in violation of this section is unenforceable.

SECTION 2-414. LIMITATION ON DEFAULT CHARGES. Except for reasonable expenses incurred in realizing on a security interest, the agreement with respect to a consumer credit sale may not provide for any charges as a result of default by the buyer other than those authorized by this Act. A provision in violation of this section is unenforceable.

SECTION 2-415. AUTHORIZATION TO CONFESS JUDGMENT PROHIBITED. A buyer or lessee may not authorize any person to confess judgment on a claim arising out of a consumer credit sale or consumer lease. An authorization in violation of this section is void.

SECTION 2-416. CHANGE IN TERMS OF REVOLVING CHARGE ACCOUNTS. (1) If a seller makes a change in the terms of a revolving charge account without complying with this section any additional cost or charge to the buyer resulting from the change is an excess charge and subject to the remedies available to debtors (Section 5-202) and to the Administrator (Section 6-113).

(2) A seller may change the terms of a revolving charge account whether or not the change is authorized by prior agreement. Except as provided in subsection (3), the seller shall give to the buyer written notice of any change at least three times, with the first notice at least six (6) months before the effective date of the change.

(3) The notice specified in subsection (2) is not required if

(a) the buyer after receiving notice of the change agrees in writing to the change;

(b) the buyer elects to pay an amount designated on a billing statement (subsection (2) of Section 2-310) as including a

new charge for a benefit offered to the buyer when the benefit and charge constitute the change in terms and when the billing statement also states the amount payable if the new charge is excluded;

(c) the change involves no significant cost to the buyer;

(d) the buyer has previously consented in writing to the kind of change made and notice of the change is given to the buyer in two billing cycles prior to the effective date of the change; or

(e) the change applies only to purchases made or obligations incurred after a date specified in a notice of the change given in two billing cycles prior to the effective date of the change.

(4) The notice provided for in this section is given to the buyer when mailed to him at the address used by the seller for sending periodic billing statements.

PART 5

HOME SOLICITATION SALES

SECTION 2-501. DEFINITION: "HOME SOLICITATION SALE." "Home solicitation sale" means a consumer credit sale of goods, other than farm equipment, or services in which the seller or a person acting for him engages in a personal solicitation of the sale at a residence of the buyer and the buyer's agreement or offer to purchase is there given to the seller or a person acting for him. It does not include a sale made pursuant to a pre-existing revolving charge account, or a sale made pursuant to prior negotiations between the parties at a business establishment at a fixed location where goods or services are offered or exhibited for sale.

SECTION 2-502. BUYER'S RIGHT TO CANCEL. (1) Except as provided in subsection (5), in addition to any right otherwise to revoke an offer, the buyer has the right to cancel a home solicitation sale until midnight of the third business day after the day on which the buyer signs an agreement or offer to purchase which complies with this Part.

(2) Cancellation occurs when the buyer gives written notice of cancellation to the seller at the address stated in the agreement or offer to purchase.

(3) Notice of cancellation, if given by mail, is given when it is deposited in a mailbox properly addressed and postage prepaid.

(4) Notice of cancellation given by the buyer need not take a particular form and is sufficient if it indicates by any form of written expression the intention of the buyer not to be bound by the home solicitation sale.

(5) The buyer may not cancel a home solicitation sale if the buyer requests the seller to provide goods or services without delay because of an emergency; and

(a) the seller in good faith makes a substantial beginning of performance of the contract before the buyer gives notice of cancellation; and

(b) in the case of goods, the goods cannot be returned to the seller in substantially as good condition as when received by the buyer.

(6) If a home solicitation sale is also subject to the provisions on debtor's right to rescind certain transactions (Section 5-204), the buyer may proceed either under those provisions or under this Part.

SECTION 2-503. FORM OF AGREEMENT OR OFFER; STATEMENT OF BUYER'S RIGHTS. (1) In a home solicitation sale, unless the buyer requests the seller to provide goods or services without delay in an emergency, the seller must present to the buyer and obtain his signature to a written agreement or offer to purchase which designates as the date of the transaction the date on which the buyer actually signs and contains a statement of the buyer's rights which complies with subsection (2).

(2) The statement must

(a) appear under the conspicuous caption "BUYER'S RIGHT TO CANCEL"; and

(b) read as follows: "If this agreement

was solicited at your residence and you do not want the goods or services, you may cancel this agreement by mailing a notice to the seller. The notice must say that you do not want the goods or services and must be mailed before midnight of the third business day after you sign this agreement. The notice must be mailed to: If you cancel, the seller may keep all or part of your cash down payment not to exceed five percent (5%) of the cash price."

(3) Until the seller has complied with this section the buyer may cancel the home solicitation sale by notifying the seller in any manner and by any means of his intention to cancel.

SECTION 2-504. RESTORATION OF DOWN PAYMENT; RETENTION OF CANCELLATION FEE. (1) Except as provided in this section, within ten (10) days after a home solicitation sale has been cancelled or an offer to purchase revoked the seller must tender to the buyer any payments made by the buyer and any note or other evidence of indebtedness.

(2) If the down payment includes goods traded in, the goods must be tendered in substantially as good condition as when received by the seller. If the seller fails to tender the goods as provided by this section, the buyer may elect to recover an amount equal to the trade-in allowance stated in the agreement.

(3) The seller may retain as a cancellation fee five percent (5%) of the cash price but not exceeding the amount of the cash down payment. If the seller fails to comply with an obligation imposed by this section, or if the buyer avoids the sale on any ground independent of his right to cancel provided by the provisions on the buyer's right to cancel (subsection (1) of Section 2-502) or revokes his offer to purchase, the seller is not entitled to retain a cancellation fee.

(4) Until the seller has complied with the obligations imposed by this section the buyer may retain possession of goods

delivered to him by the seller and has a lien on the goods in his possession or control for any recovery to which he is entitled:

SECTION 2-505. DUTY OF BUYER; NO COMPENSATION FOR SERVICES PRIOR TO CANCELLATION. (1) Except as provided by the provisions on retention of goods by the buyer (subsection (4) of Section 2-504), within a reasonable time after a home solicitation sale has been cancelled or an offer to purchase revoked, the buyer upon demand must tender to the seller any goods delivered by the seller pursuant to the sale but he is not obligated to tender at any place other than his residence. If the seller fails to demand possession of goods within a reasonable time after cancellation or revocation, the goods become the property of the buyer without obligation to pay for them. For the purpose of this section, forty (40) days is presumed to be a reasonable time.

(2) The buyer has a duty to take reasonable care of the goods in his possession before cancellation or revocation and for a reasonable time thereafter, during which time the goods are otherwise at the seller's risk.

(3) If the seller has performed any services pursuant to a home solicitation sale prior to its cancellation, the seller is entitled to no compensation except the cancellation fee provided in this Part.

PART 6

SALES OTHER THAN

CONSUMER CREDIT SALES

SECTION 2-601. SALES SUBJECT TO ACT BY AGREEMENT OF PARTIES. The parties to a sale other than a consumer credit sale may agree in writing signed by the parties that the sale is subject to the provisions of this Act applying to consumer credit sales. If the parties so agree the sale is a consumer credit sale for the purposes of this Act.

SECTION 2-602. DEFINITION: "CONSUMER RELATED SALE"; RATE OR CREDIT SERVICE CHARGE. (1) A "consumer related sale" is a sale of goods,

services, or an interest in land which is not subject to the provisions of this Act applying to consumer credit sales and in which the amount financed does not exceed Twenty-five Thousand Dollars (\$25,000.00) if

(a) the buyer is a person other than an organization; or

(b) the debt is secured primarily by a security interest in a one or two family dwelling occupied by a person related to the debtor.

(2) With respect to a consumer related sale not made pursuant to a revolving charge account, the parties may contract for the payment by the buyer of an amount comprising the amount financed and a credit service charge not in excess of eighteen percent (18%) per year calculated according to the Actuarial Method on the unpaid balances of the amount financed.

(3) With respect to a consumer related sale made pursuant to a revolving charge account, the parties may contract for the payment of a credit service charge not in excess of that permitted by the provisions on credit service charge for revolving charge accounts (Section 2-207).

SECTION 2-603. APPLICABILITY OF OTHER PROVISIONS TO CONSUMER RELATED SALES. Except for the rate of the credit service charge and the rights to prepay and to rebate upon prepayment, the provisions of Part 2 of this Article apply to a consumer related sale.

SECTION 2-604. LIMITATION ON DEFAULT CHARGES IN CONSUMER RELATED SALES. (1) The agreement with respect to a consumer related sale may provide for only the following charges as a result of the buyer's default:

(a) reasonable attorney's fees and reasonable expenses incurred in realizing on a security interest;

(b) deferral charges not in excess of eighteen percent (18%) per year of the amount deferred for the period of deferral; and

(c) other charges that could have been

made had the sale been a consumer credit sale.

(2) A provision in violation of this section is unenforceable.

SECTION 2-605. CREDIT SERVICE CHARGE FOR OTHER SALES. With respect to a sale other than a consumer credit sale or a consumer related sale, the parties may contract for the payment by the buyer of any credit service charge.

ARTICLE 3 LOANS

PART 1 GENERAL PROVISIONS

SECTION 3-101. SHORT TITLE. This Article shall be known and may be cited as Uniform Consumer Credit Code—Loans.

SECTION 3-102. SCOPE. This Article applies to consumer loans, including regulated and supervised loans; in addition Part 6 applies to consumer related loans.

SECTION 3-103. DEFINITIONS IN ARTICLE. The following definitions apply to this Act and appear in this Article as follows:

"Annual percentage rate"—Section 3-304 (2)

"Consumer loan"—Section 3-104

"Consumer related loan"—Section 3-602 (1)

"Corresponding nominal annual percentage rate"—Section 3-304 (3)

"Lender"—Section 3-107 (1)

"Loan"—Section 3-106

"Loan finance charge"—Section 3-109

"Loan primarily secured by an interest in land"—Section 3-105

"Precomputed"—Section 3-107 (2)

"Principal"—Section 3-107 (3)

"Revolving loan account"—Section 3-108

"Supervised lender"—Section 3-501 (2)

"Supervised loan"—Section 3-501 (1)

SECTION 3-104. DEFINITION: "CONSUMER LOAN." Except with respect to a loan primarily secured by an interest in land (Section 3-105), "consumer loan" is a loan made by a person regularly engaged in the business of making loans in which

(1) the debtor is a person other than an organization;

(2) the debt is incurred primarily for a personal, family, household, or agricultural purpose;

(3) either the debt is payable in installments or a loan finance charge is made; and

(4) either the principal does not exceed Twenty-five Thousand Dollars (\$25,000.00) or the debt is secured by an interest in land.

SECTION 3-105. DEFINITION: "LOAN PRIMARILY SECURED BY AN INTEREST IN LAND." Unless the loan is made subject to this Act by agreement (Section 3-601), and except as provided with respect to disclosure (Section 3-301) and debtors' remedies (Section 5-201), "consumer loan" does not include a "loan primarily secured by an interest in land," if at the time the loan is made the value of this collateral is substantial in relation to the amount of the loan, and the loan finance charge does not exceed ten percent (10%) per year calculated according to the Actuarial Method on the unpaid balances of the principal on the assumption that the debt will be paid according to the agreed terms and will not be paid before the end of the agreed term.

SECTION 3-106. DEFINITION: "LOAN." (1) "Loan" includes

(a) the creation of debt by the lender's payment of or agreement to pay money to the debtor or to a third party for the account of the debtor;

(b) the creation of debt by a credit to an account with the lender upon which the debtor is entitled to draw immediately;

(c) the creation of debt pursuant to a lender credit card or similar arrangement, except that the creation of debt or the forbearance of debt arising from a sale or lease of goods or services pursuant to a lender credit card shall be a "loan" only as to the issuer of such card and not as to a seller nor a lessor nor any assignee

of a seller's right to payment or lessor's right to payment; and

(d) the forbearance of debt arising from a loan.

(2) "Loan" does not include the creation of debt nor the forbearance of debt in connection with a sale or lease of goods or services arising pursuant to a seller credit card as to the issuer of such card, nor a seller, a lessor or any assignee of a seller's or lessor's right to payment, nor otherwise.

SECTION 3-107 DEFINITIONS: "LENDER"; "PRECOMPUTED"; "PRINCIPAL." (1) Except as otherwise provided, "lender" includes an assignee of the lender's right to payment but use of the term does not in itself impose on an assignee any obligation of the lender with respect to events occurring before the assignment.

(2) A loan, refinancing, or consolidation is "precomputed" if the debt is expressed as a sum comprising the principal and the amount of the loan finance charge computed in advance.

(3) "Principal" of a loan means the total of

(a) the net amount paid to, receivable by, or paid or payable for the account of the debtor;

(b) the amount of any discount excluded from the loan finance charge (subsection (2) of Section 3-109); and

(c) to the extent that payment is deferred

(i) amounts actually paid or to be paid by the lender for registration, certificate of title, or license fee if not included in (a); and

(ii) additional charges permitted by this Article (Section 3-202).

SECTION 3-108. DEFINITION: "REVOLVING LOAN ACCOUNT." "Revolving loan account" means an arrangement between a lender and a debtor pursuant to which

(1) the lender may permit the debtor to obtain loans from time to time;

(2) the unpaid balances of principal and the loan finance and other appropriate charges are debited to an account;

(3) a loan finance charge if made is not precomputed but is computed on the outstanding unpaid balances of the debtor's account from time to time; and

(4) the debtor has the privilege of paying the balances in installments.

SECTION 3-109. DEFINITION: "LOAN FINANCE CHARGE." (1) "Loan finance charge" means the sum of

(a) all charges payable directly or indirectly by the debtor and imposed directly or indirectly by the lender as an incident to the extension of credit, including any of the following types of charges which are applicable: interest or any amount payable under a point, discount, or other system of charges, however denominated, premium or other charge for any guarantee or insurance protecting the lender against the debtor's default or other credit loss; and

(b) charges incurred for investigating the collateral or credit worthiness of the debtor or for commissions or brokerage for obtaining the credit, irrespective of the person to whom the charges are paid or payable unless the lender had no notice of the charges when the loan was made. The term does not include charges as a result of default, additional charges (Section 3-202), delinquency charges (Section 3-203), or deferral charges (Section 3-204).

(2) If a lender makes a loan to a debtor or by purchasing or satisfying obligations of the debtor pursuant to a lender credit card or similar arrangement, and the purchase or satisfaction is made at less than the face amount of the obligation, the discount is not part of the loan finance charge.

PART 2

MAXIMUM CHARGES

SECTION 3-201. LOAN FINANCE CHARGE FOR; CONSUMER LOANS OTHER THAN SUPERVISED LOANS.

(1) With respect to a consumer loan other

than a supervised loan (Section 3-501), a lender may contract for and receive a loan finance charge, calculated according to the Actuarial Method, not exceeding ten percent (10%) per year on the unpaid balances of the principal.

(2) This section does not limit or restrict the manner of contracting for the loan finance charge, whether by way of add-on, discount, or otherwise, so long as the rate of the loan finance charge does not exceed that permitted by this section. If the loan is precomputed

(a) the loan finance charge may be calculated on the assumption that all scheduled payments will be made when due; and

(b) the effect of prepayment is governed by the provisions on rebate upon prepayment (Section 3-210).

(3) For the purposes of this section, the term of a loan commences with the date the loan is made. Differences in the lengths of months are disregarded and a day may be counted as 1/30 of a month. Subject to classifications and differentiations the lender may reasonably establish, a part of a month in excess of fifteen (15) days may be treated as a full month if periods of fifteen (15) days or less are disregarded and if that procedure is not consistently used to obtain a greater yield than would otherwise be permitted.

(4) With respect to a consumer loan made pursuant to a revolving loan account

(a) the loan finance charge shall be deemed not to exceed ten percent (10%) per year if the loan finance charge contracted for and received does not exceed a charge in each monthly billing cycle which is five-sixths of one percent (5/6 of 1%) of an amount no greater than

(i) the average daily balance of the debt;

(ii) the unpaid balance of the debt on the same day of the billing cycle; or

(iii) subject to subsection (5), the median amount within a specified range within which the average daily balance or the unpaid balance of the debt, on the same day of the billing cycle, is included; for the purposes of this subparagraph and subparagraph (ii), a variation of not more than four (4) days from month to month is "the same day of the billing cycle";

(b) if the billing cycle is not monthly, the loan finance charge shall be deemed not to exceed ten percent (10%) per year if the loan finance charge contracted for and received does not exceed a percentage which bears the same relation to five-sixths of one percent ($5/6$ of 1%) as the number of days in the billing cycle bears to thirty (30); and

(c) notwithstanding subsection (1), if there is an unpaid balance on the date as of which the loan finance charge is applied, the lender may contract for and receive a charge not exceeding fifty cents (\$0.50) if the billing cycle is monthly or longer, or the pro rata part of fifty cents (\$0.50) which bears the same relation to fifty cents (\$0.50) as the number of days in the billing cycle bears to thirty (30) if the billing cycle is shorter than monthly, but no charge may be made pursuant to this paragraph if the lender has made an annual charge for the same period as permitted by the provisions on additional charges (paragraph (c) of subsection (1) of Section 3-202).

(5) Subject to classifications and differentiations the lender may reasonably establish, he may make the same loan finance charge on all amounts financed within a specified range. A loan finance charge so made does not violate subsection (1) if

(a) when applied to the median amount within each range, it does not exceed the maximum permitted by subsection (1); and

(b) when applied to the lowest amount within each range, it does not produce a rate of loan finance charge exceeding the

rate calculated according to paragraph (a) by more than eight percent (8%) of the rate calculated according to paragraph (a).

SECTION 3-202. ADDITIONAL CHARGES. (1) In addition to the loan finance charge permitted by this Part, a lender may contract for and receive the following additional charges in connection with a consumer loan:

(a) official fees and taxes;

(b) charges for insurance as described in subsection (2);

(c) annual charges, payable in advance, for the privilege of using a lender credit card or similar arrangement which entitles the user to purchase goods or services from at least one hundred persons not related to the issuer of the lender credit card or similar arrangement, under an arrangement pursuant to which the debts resulting from the purchases are payable to the issuer; and

(d) charges for other benefits, including insurance, conferred on the debtor, if the benefits are of value to him and if the charges are reasonable in relation to the benefits, are of a type which is not for credit, and are excluded as permissible additional charges from the loan finance charge by rule adopted by the Administrator.

(2) An additional charge may be made for insurance written in connection with the loan, other than insurance protecting the lender against the debtor's default or other credit loss

(a) with respect to insurance against loss of or damage to property, or against liability, if the lender furnishes a clear and specific statement in writing to the debtor, setting forth the cost of the insurance if obtained from or through the lender, and stating that the debtor may choose the person through whom the insurance is to be obtained; and

(b) with respect to consumer credit insurance providing life, accident, or health coverage, if the insurance coverage is not

a factor in the approval by the lender of the extension of credit, and this fact is clearly disclosed in writing to the debtor, and if in order to obtain the insurance in connection with the extension of credit, the debtor gives specific affirmative written indication of his desire to do so after written disclosure to him of the cost thereof.

(3) For the purpose of the Part on Disclosure and Advertising (Part 3), if the loan finance charge with respect to a loan primarily secured by an interest in land does not exceed ten percent (10%) per year (Section 3-105), reasonable closing costs even though not within subsection (1) may be treated as additional charges.

SECTION 3-203. DELINQUENCY CHARGES. (1) With respect to a precomputed consumer loan, refinancing, or consolidation, the parties may contract for a delinquency charge on any installment not paid in full within ten (10) days after its scheduled due date in an amount not exceeding the greater of

(a) Five Dollars (\$5.00), which is five percent (5%) of the unpaid amount of the installment, or

(b) the deferral charge (subsection (1) of Section 3-204) that would be permitted to defer the unpaid amount of the installment for the period that it is delinquent.

(2) A delinquency charge under paragraph (a) of subsection (1) may be collected only once on an installment however long it remains in default. No delinquency charge may be collected if the installment has been deferred and a deferral charge (Section 3-204) has been paid or incurred. A delinquency charge may be collected at the time it accrues or at any time thereafter.

(3) No delinquency charge may be collected on an installment which is paid in full within ten (10) days after its scheduled installment due date even though an earlier maturing installment or a delinquency charge on an earlier installment

may not have been paid in full. For purposes of this subsection payments are applied first to current installments and then to delinquent installments.

(4) If two installments or parts thereof of a precomputed loan are in default for ten (10) days or more, the lender may elect to convert the loan from a precomputed loan to one in which the loan finance charge is based on unpaid balances. In this event he shall make a rebate pursuant to the provisions on rebate upon prepayment (Section 3-210) as of the maturity date of the first delinquent installment, and thereafter may make a loan finance charge as authorized by the provisions on loan finance charge for consumer loans (Section 3-201) or the provisions on loan finance charge for supervised loans (Section 3-508A), whichever is appropriate. The amount of the rebate shall not be reduced by the amount of any permitted minimum charge (Section 3-210). If the lender proceeds under this subsection, any delinquency or deferral charges made with respect to installments due at or after the maturity date of the first delinquent installment shall be rebated, and no further delinquency or deferral charges shall be made.

SECTION 3-204. DEFERRAL CHARGES. (1) With respect to a precomputed consumer loan, refinancing, or consolidation, the parties before or after default may agree in writing to a deferral of all or part of one or more unpaid installments, and the lender may make and collect a charge not exceeding the rate previously stated to the debtor pursuant to the provisions on disclosure (Part 3) applied to the amount or amounts deferred for the period of deferral calculated without regard to difference in the lengths of months, but proportionally for a part of a month, counting each day as 1/30 of a month. A deferral charge may be collected at the time it is assessed or at any time thereafter.

(2) The lender may, in addition to the deferral charge, make appropriate addi-

tional charges (Section 3-202), and the amount of these charges which is not paid in cash may be added to the amount deferred for the purpose of calculating the deferral charge.

(3) The parties may agree in writing at the time of a precomputed consumer loan, refinancing, or consolidation that if an installment is not paid within ten (10) days after its due date, the lender may unilaterally grant a deferral and make charges as provided in this section. No deferral charge may be made for a period after the date that the lender elects to accelerate the maturity of the agreement.

(4) A delinquency charge made by the lender on an installment may not be retained if a deferral charge is made pursuant to this section with respect to the period of delinquency.

SECTION 3-205. LOAN FINANCE CHARGE ON REFINANCING. With respect to a consumer loan, refinancing, or consolidation, the lender may by agreement with the debtor refinance the unpaid balance and may contract for and receive a loan finance charge based on the principal resulting from the refinancing at a rate not exceeding that permitted by the provisions on loan finance charge for consumer loans (Section 3-201) or the provisions on loan finance charge for supervised loans (Section 3-508), whichever is appropriate. For the purpose of determining the loan finance charge permitted, the principal resulting from the refinancing comprises the following:

(1) if the transaction was not precomputed, the total of the unpaid balance and the accrued charges on the date of the refinancing, or, if the transaction was precomputed, the amount which the debtor would have been required to pay upon prepayment pursuant to the provisions on rebate upon prepayment (Section 3-210) on the date of refinancing, except that for the purpose of computing this amount no

minimum charge (Section 3-210) shall be allowed; and

(2) appropriate additional charges (Section 3-202), payment of which is deferred.

SECTION 3-206. LOAN FINANCE CHARGE ON CONSOLIDATION. (1) If a debtor owes an unpaid balance to a lender with respect to a consumer loan, refinancing, or consolidation, and becomes obligated on another consumer loan, refinancing, or consolidation with the same lender, the parties may agree to a consolidation resulting in a single schedule of payments. If the previous consumer loan, refinancing, or consolidation was not precomputed, the parties may agree to add the unpaid amount of principal and accrued charges on the date of consolidation to the principal with respect to the subsequent loan. If the previous consumer loan, refinancing, or consolidation was precomputed, the parties may agree to refinance the unpaid balance pursuant to the provisions on refinancing (Section 3-205) and to consolidate the principal resulting from the refinancing by adding it to the principal with respect to the subsequent loan. In either case the lender may contract for and receive a loan finance charge based on the aggregate principal resulting from the consolidation at a rate not in excess of that permitted by the provisions on loan finance charge for consumer loans (Section 3-201) or the provisions on loan finance charge for supervised loans (Section 3-508), whichever is appropriate.

(2) The parties may agree to consolidate the unpaid balance of a consumer loan with the unpaid balance of a consumer credit sale. The parties may agree to refinance the previous unpaid balance pursuant to the provisions on refinancing sales (Section 2-205) or the provisions on refinancing loans (Section 3-205), whichever is appropriate, and to consolidate the amount financed resulting from the refinancing or the principal resulting from the refinancing by adding it to the amount financed or principal with respect to the

subsequent sale or loan. The aggregate amount resulting from the consolidation shall be deemed principal, and the creditor may contract for and receive a loan finance charge based on the principal at a rate not in excess of that permitted by the provisions on loan finance charge for consumer loans (Section 3-201) or the provisions on loan finance charge for supervised loans (Section 3-508), whichever is appropriate.

SECTION 3-207. CONVERSION TO REVOLVING LOAN ACCOUNT. The parties may agree to add to a revolving loan account the unpaid balance of a consumer loan, not made pursuant to a revolving loan account, or a refinancing, or consolidation thereof, or the unpaid balance of a consumer credit sale, refinancing, or consolidation. For the purpose of this section

(1) the unpaid balance of a consumer loan, refinancing, or consolidation is an amount equal to the principal determined according to the provisions on refinancing (Section 3-205); and

(2) the unpaid balance of a consumer credit sale, refinancing, or consolidation is an amount equal to the amount financed determined according to the provisions on refinancing (Section 2-205).

SECTION 3-208. ADVANCES TO PERFORM COVENANTS OF DEBTOR.

(1) If the agreement with respect to a consumer loan, refinancing, or consolidation contains covenants by the debtor to perform certain duties pertaining to insuring or preserving collateral and if the lender pursuant to the agreement pays for performance of the duties on behalf of the debtor the lender may add the amounts paid to the debt. In the case of covenants as to duties other than the payment of taxes and insuring the collateral, the lender shall give written notice to the debtor setting forth the duties to be performed and a statement of the amount to be charged for the performance of said duties. Said written notice shall be by cer-

tified mail to the last-known address of the debtor, at least thirty (30) days prior to the commencement of the performance of the specified duties, unless otherwise agreed in writing by the lender and debtor. The debtor, prior to commencement of performance, shall have the option to make alternative arrangements for compliance with the covenants. Within a reasonable time after advancing any sums, he shall state to the debtor in writing the amount of the sums advanced, any charges with respect to this amount, and any revised payment schedule, and, if the duties of the debtor performed by the lender pertain to insurance, a brief description of the insurance paid for by the lender including the type and amount of coverages. No further information need be given.

(2) A loan finance charge may be made for sums advanced pursuant to subsection (1) at a rate not exceeding the rate stated to the debtor pursuant to the provisions on disclosure (Part 3) with respect to the loan, refinancing, or consolidation, except that with respect to a revolving loan account the amount of the advance may be added to the unpaid balance of the debt and the lender may make a loan finance charge not exceeding that permitted by the provisions on loan finance charge for consumer loans (Section 3-201) or for supervised loans (Section 3-508), whichever is appropriate.

SECTION 3-209. RIGHT TO PREPAY. Subject to the provisions on rebate upon prepayment (Section 3-210), the debtor may prepay in full the unpaid balance of a consumer loan, refinancing, or consolidation at any time without penalty.

SECTION 3-210. REBATE UPON PREPAYMENT. (1) Except as provided in subsection (2), upon prepayment in full of the unpaid balance of a precomputed consumer loan, refinancing, or consolidation, an amount not less than the unearned portion of the loan finance charge calculated according to this section shall be rebated to the debtor. If the rebate other-

wise required is less than One Dollar (\$1.00), no rebate need be made.

(2) Upon prepayment in full of a consumer loan, other than one pursuant to a revolving loan account, a refinancing, or consolidation, whether or not precomputed, the lender may collect or retain a minimum charge within the limits stated in this subsection if the loan finance charge earned at the time of prepayment is less than any minimum charge contracted for. The minimum charge may not exceed the amount of loan finance charge contracted for, or Five Dollars (\$5.00) in a transaction which had a principal of Seventy-five Dollars (\$75.00) or less, or Seven Dollars and fifty cents (\$7.50) in a transaction which had a principal of more than Seventy-five Dollars (\$75.00).

(3) Except as otherwise provided in this subsection with respect to a loan primarily secured by an interest in land, the unearned portion of the loan finance charge is a fraction of the loan finance charge of which the numerator is the sum of the periodic balances scheduled to follow the computational period in which prepayment occurs, and the denominator is the sum of all periodic balances under either the loan agreement or, if the balance owing resulted from a refinancing (Section 3-205) or a consolidation (Section 3-206), under the refinancing agreement or consolidation agreement. In the case of a loan primarily secured by an interest in land, reasonable sums actually paid or payable to persons not related to the lender for customary closing costs included in the loan finance charge are deducted from the loan finance charge before the calculation prescribed by this subsection is made.

(4) In this section

(a) "periodic balance" means the amount scheduled to be outstanding on the last day of a computational period before deducting the payment, if any, scheduled to be made on that day;

(b) "computational period" means one

(1) month if one-half or more of the intervals between scheduled payments under the agreement is one (1) month or more, and otherwise means one (1) week;

(c) the "interval" to the due date of the first scheduled installment or the final scheduled payment date is measured from the date of a loan, refinancing, or consolidation, and includes either the first or last day of the interval; and

(d) if the interval to the due date of the first scheduled installment does not exceed one (1) month by more than fifteen (15) days when the computational period is one (1) month, or eleven (11) days when the computational period is one (1) week, the interval shall be considered as one computational period.

(5) This subsection applies only if the schedule of payments is not regular.

(a) If the computational period is one (1) month and

(i) if the number of days in the interval to the due date of the first scheduled installment is less than one (1) month by more than five (5) days, or more than one (1) month by more than five (5) but not more than fifteen (15) days, the unearned loan finance charge shall be increased by an adjustment for each day by which the interval is less than one (1) month and, at the option of the lender, may be reduced by an adjustment for each day by which the interval is more than one (1) month; the adjustment for each day shall be $\frac{1}{30}$ of that part of the loan finance charge earned in the computational period prior to the due date of the first scheduled installment assuming that period to be one (1) month; and

(ii) if the interval to the final scheduled payment date is a number of computational periods plus an additional number of days less than a full month, the additional number of days shall be considered a computational period only if sixteen (16) days or more. This subparagraph applies whether or not subparagraph (i) applies.

(b) Notwithstanding paragraph (a), if the computational period is one (1) month, the number of days in the interval to the due date of the first installment exceeds one (1) month by not more than fifteen (15) days, and the schedule of payments is otherwise regular, the lender may, at his option, exclude the extra days and the charge for the extra days in computing the unearned loan finance charge; but if he does so and a rebate is required before the due date of the first scheduled installment, he shall compute the earned charge for each elapsed day as $1/30$ of the amount the earned charge would have been if the first interval had been one (1) month.

(c) If the computational period is one (1) week and

(i) if the number of days in the interval to the due date of the first scheduled installment is less than five (5) days, or more than nine (9) days but not more than eleven (11) days, the unearned loan finance charge shall be increased by an adjustment for each day by which the interval is less than seven (7) days and, at the option of the lender, may be reduced by an adjustment for each day by which the interval is more than seven (7) days; the adjustment for each day shall be $1/7$ of that part of the loan finance charge earned in the computational period prior to the due date of the first scheduled installment assuming that period to be one (1) week; and

(ii) if the interval to the final scheduled payment date is a number of computational periods plus an additional number of days less than a full week, the additional number of days shall be considered a computational period only if four (4) days or more. This subparagraph applies whether or not subparagraph (i) applies.

(6) If a deferral (Section 3-204) has been agreed to, the unearned portion of the loan finance charge shall be computed without regard to the deferral. The amount of deferral charge earned at the date of prepayment shall also be calculated. If the

deferral charge earned is less than the deferral charge paid, the difference shall be added to the unearned portion of the loan finance charge. If any part of a deferral charge has been earned but has not been paid, that part shall be subtracted from the unearned portion of the loan finance charge, or shall be added to the unpaid balance.

(7) This section does not preclude the collection or retention by the lender of delinquency charges (Section 3-203).

(8) If the maturity is accelerated for any reason and judgment is obtained, the debtor is entitled to the same rebate as if the payment had been made on the date judgment is entered.

(9) Upon prepayment in full of a consumer loan by the proceeds of consumer credit insurance (Section 4-103), the debtor or his estate is entitled to the same rebate as though the debtor had prepaid the agreement on the date the proceeds of the insurance are paid to the lender.

PART 3

DISCLOSURE AND ADVERTISING

SECTION 3-301. APPLICABILITY; INFORMATION REQUIRED. (1) For purposes of this Part, consumer loan includes a loan secured primarily by an interest in land without regard to the rate of the loan finance charge if the loan is otherwise a consumer loan (Section 3-104).

(2) The lender shall disclose to the debtor to whom credit is extended with respect to a consumer loan the information required by either

(a) this Part; or

(b) except with respect to a consumer loan secured primarily by an interest in land, the Federal Consumer Credit Protection Act.

(3) For the purposes of paragraph (b) of subsection (2), information which would otherwise be required pursuant to the Federal Consumer Credit Protection Act is sufficient even though the transaction is one of a class of credit transactions exempted from that Act pursuant to reg-

ulation of the Board of Governors of the Federal Reserve System.

SECTION 3-302. GENERAL DISCLOSURE REQUIREMENTS AND PROVISIONS.

(1) The disclosures required by this Part

(a) shall be made clearly and conspicuously;

(b) shall be in writing, a copy of which shall be delivered to the debtor;

(c) may use terminology different from that employed in this Part if it conveys substantially the same meaning;

(d) except as the rules adopted by the Administrator otherwise prescribe, need not be contained in a single writing or made in the order set forth in this Part;

(e) may be supplemented by additional information or explanations supplied by the lender;

(f) need be made only to the extent applicable and only as to those items for which the lender makes a separate charge to the debtor;

(g) shall be made on the assumption that all scheduled payments will be made when due; and

(h) comply with this Part although rendered inaccurate by any act, occurrence, or agreement subsequent to the required disclosure.

(2) Except with respect to loans made by telephone or mail (Section 3-305), loans made pursuant to a binding commitment (Subsection (3) of Section 3-306), and loans made pursuant to a lender credit card (Section 3-310),

(a) the disclosures required by this Part shall be made before credit is extended, but may be made in the loan, refinancing, or consolidation agreement, or other evidence of indebtedness to be signed by the debtor if set forth conspicuously therein, and need be made only to one debtor if there is more than one; and

(b) if an evidence of indebtedness is signed by the debtor, the lender shall give him a copy when the writing is signed.

(3) Except as provided with respect to rescission by a debtor (Section 5-204) and civil liability for violations of disclosure provisions (subsection (4) of Section 5-203), written acknowledgment of receipt by a debtor to whom a statement is required to be given pursuant to this Part

(a) in an action or proceeding by or against the original lender, creates a presumption that the statement was given; and

(b) in an action or proceeding by or against an assignee without knowledge to the contrary when he acquires the obligation, is conclusive proof of the delivery of the statement and, unless the violation is apparent on the face of the statement, of compliance with this Part.

SECTION 3-303. OVERSTATEMENT. The disclosure of an amount or percentage which is greater than the amount or percentage required to be disclosed under this Part does not in itself constitute a violation of this Part if the overstatement is not materially misleading and is not used to avoid meaningful disclosure.

SECTION 3-304. CALCULATION OF RATE TO BE DISCLOSED. (1) Except as otherwise specifically provided, if a lender is required to give to a debtor a statement of the rate of the loan finance charge he shall state the rate in terms of an annual percentage rate as defined in subsection (2) or in terms of a corresponding nominal annual percentage rate as defined in subsection (3), whichever is appropriate.

(2) "Annual percentage rate"

(a) with respect to a consumer loan other than one made pursuant to a revolving loan account, is either

(i) that nominal annual percentage rate which, when applied to the unpaid balances of the principal calculated according to the Actuarial Method, will yield a sum equal to the amount of the loan finance charge; or

(ii) that rate determined by any method prescribed by rule by the Administrator.

or as a method which materially simplifies computation while retaining reasonable accuracy as compared with the rate determined pursuant to subparagraph (i);

(b) with respect to a consumer loan made pursuant to a revolving loan account, is the quotient expressed as a percentage of the total loan finance charge for the period to which it relates divided by the amount upon which the loan finance charge for that period is based, multiplied by the number of these periods in a year.

(3) "Corresponding nominal annual percentage rate" is the percentage or percentages used to calculate the loan finance charge for one billing cycle or other period pursuant to a revolving loan account multiplied by the number of billing cycles or periods in a year.

(4) If a lender is permitted to make the same loan finance charge for all principal amounts within a specified range (subsection (5) of Section 3-201) or for all balances within a specified range (subsection (4) of Section 3-201 and subsection (5) of Section 3-508A), he shall state the annual percentage rate or corresponding nominal annual percentage rate, whichever is appropriate, as applied to the median amount of the range within which the actual principal amount or balance is included.

(5) A statement of rate complies with this Part if it does not vary from the accurately computed rate by more than the following tolerances:

(a) the annual percentage rate may be rounded to the nearest quarter of one percent ($\frac{1}{4}$ of 1%) for consumer loans payable in substantially equal installments when a lender determines the total loan finance charge on the basis of a single add-on, discount, periodic, or other rate, and the rate is converted into an annual percentage rate under procedures prescribed by rule by the Administrator;

(b) the Administrator may authorize by

rule the use of rate tables or charts which may provide for the disclosure of annual percentage rates which vary from the rate determined in accordance with paragraph (a) by not more than the tolerances the Administrator may allow; the Administrator may not allow a tolerance greater than eight percent (8%) of that rate except to simplify compliance where irregular payments are involved; and

(c) in case a lender determines the annual percentage rate in a manner other than as described in paragraph (a) or (b), the Administrator may authorize by rule other reasonable tolerances.

SECTION 3-305. LOANS MADE BY TELEPHONE OR MAIL. With respect to a consumer loan, other than a loan made pursuant to a revolving loan account, if the lender receives a request for an extension of credit by mail or telephone without personal solicitation, the lender complies with this Part if the lender's printed material distributed to the public or the loan agreement or other printed material delivered to the debtor sets forth the terms of financing, including the annual percentage rate for representative amounts of credit, and if he gives the information required by this Part on or before the date the first payment is due on the loan.

SECTION 3-306. CONSUMER LOANS NOT PURSUANT TO REVOLVING LOAN ACCOUNT. (1) This section applies to a consumer loan not made pursuant to a revolving loan account (Section 3-309).

(2) The lender shall give to the debtor the following information:

(a) net amount paid to, receivable by, or paid or payable for the account of the debtor or in the case of a loan resulting from a refinancing, the amount prescribed by the provisions on loan finance charge on refinancing (subsection (1) of Section 3-205); if any amount is paid or payable to a third person, a brief itemization, which may be contained in a separate writing or writings, shall also be given;

(b) amount paid or payable for registration, certificate of title or license fees, if

not included in (a) and a description or identification of the fees;

(c) amount of official fees and taxes and a description or identification of them;

(d) brief description of insurance to be provided or paid for by the lender including the type and the amount of the coverages and if a separate charge is made, the amount of the charge;

(e) amount of other additional charges (Section 3-202), and a brief description or identification of them;

(f) amount of principal (sum of amounts stated in paragraphs (a), (b), (c), (d) and (e));

(g) except in the case of a loan secured by a first lien on a dwelling, made to finance the purchase of that dwelling, and in which the loan finance charge does not exceed ten percent (10%) per year (Section 3-104), the amount of the loan finance charge and the amount of the unpaid balance (principal plus loan finance charge);

(h) rate of the loan finance charge as applied to the principal in accordance with the provisions on calculation of rate (Section 3-304), except in the case of a loan finance charge which does not exceed Five Dollars (\$5.00) when the principal does not exceed Seventy-five Dollars (\$75.00) or Seven Dollars and fifty cents (\$7.50) when the principal exceeds Seventy-five Dollars (\$75.00);

(i) number of payments, amount of each payment, due date of first payment, and the due date of subsequent payments or interval between payments;

(j) default, delinquency, or similar charges payable in the event of late payments; and

(k) description of any security interest held or to be retained or acquired by the lender in connection with the extension of credit, and a clear identification of the property to which the security interest relates.

(3) If a lender makes a binding commitment to make a consumer loan by allowing the debtor to draw on the lender

and at the time the commitment is made the amount of the loan has not been determined, the lender shall then give to the debtor a statement of the terms under which the loan will be made, including the rate of the loan finance charge calculated in accordance with the provisions on calculation of rate (Section 3-304). If the rate of the loan finance charge varies according to the amount of the loan, the lender shall state the minimum and maximum annual percentage rates which would be applicable to the amounts which could be drawn pursuant to the commitment. If additional charges (Section 3-202) may be made, the lender shall also state the conditions under which the charges may be made, the amount or method of computing the charges, and a brief description or identification of the charges. Within a reasonable time after the loan is made, and in any event on or before the due date of the first installment, the lender shall give the information required by this section.

SECTION 3-307. CONSOLIDATION. If the parties to a consumer loan or consumer credit sale agree to a consolidation (Section 3-206), the creditor shall give to the debtor the information required with respect to consumer loans not pursuant to a revolving loan account (Section 3-306). To comply with those provisions (paragraph (a) of subsection (2) of Section 3-306), the amount with respect to the previous loan or sale to be consolidated shall be separately stated and shall be added to the net amount paid to, receivable by, or paid or payable for the account of the debtor in connection with the subsequent loan or sale.

SECTION 3-308. DEFERRAL. If the lender makes a deferral pursuant to the provisions on deferral charges (Section 3-204), he shall state to the debtor, at the time of or promptly after the deferral:

(1) amount deferred;

(2) any appropriate additional charges (Section 3-202);

(3) aggregate amount deferred, which is the sum of the amount in (1) and any unpaid amount included in (2);

(4) time to which payment is deferred; and

(5) amount and annual percentage rate of the deferral charge and when it is payable.

SECTION 3-309. REVOLVING LOAN ACCOUNTS. (1) Before making a consumer loan pursuant to a revolving loan account, the lender shall give to the debtor the following information:

(a) conditions under which a loan finance charge may be made, including the time period, if any, within which any credit extended may be repaid without incurring a loan finance charge;

(b) method of determining the balance upon which a loan finance charge will be computed;

(c) method of determining the amount of the loan finance charge including the periodic percentage or percentages used to calculate the loan finance charge and the amount of any minimum loan finance charge;

(d) corresponding nominal annual percentage rate (subsection (3) of Section 3-304); if more than one corresponding nominal annual percentage rate may be used, the amount of a balance to which each corresponding nominal annual percentage rate applies shall also be stated;

(e) if the lender elects he may also state either

(i) the average effective annual percentage rate of return received from revolving loan accounts for a representative period of time; or

(ii) if circumstances are such that the computation of a rate under subparagraph (i) would not be feasible or practical, or would be misleading or meaningless, a projected rate of return to be received from revolving loan accounts; the Administrator shall prescribe rules, consistent with commonly accepted standards for

accounting or statistical procedures, to carry out the purposes of this paragraph (e);

(f) conditions under which additional charges may be made and the method by which they will be determined; and

(g) conditions under which the lender may retain or acquire a security interest in property to secure the balances resulting from loans made pursuant to the revolving loan account, and a description of the interest or interests which may be retained or acquired.

(2) If there is an outstanding balance owing at the end of the billing cycle or if a loan finance charge is made with respect to the billing cycle, the lender shall give to the debtor the following information within a reasonable time after the end of the billing cycle:

(a) outstanding balance at the beginning of the billing cycle;

(b) brief description or identification of loans made during the billing cycle in a statement or in accompanying cancelled checks, memoranda or the like;

(c) amount credited to the account during the billing cycle;

(d) amount of loan finance charge and additional charges debited during the billing cycle, with an itemization or explanation to show the total amount of loan finance charge, if any, due to the application of one or more periodic percentages and the amount, if any, imposed as a minimum charge;

(e) the periodic percentage used to calculate the loan finance charge; if more than one periodic percentage is used, each percentage and the amount of the balance to which each applies;

(f) the balance on which the loan finance charge is computed and a statement of how the balance is determined; if the balance is determined without first deducting all amounts credited during the period, that fact and the amounts credited shall also be stated;

(g) if the loan finance charge for the billing cycle exceeds fifty cents (\$0.50) for a monthly or longer billing cycle, or the pro rata part of fifty cents (\$0.50) for a billing cycle shorter than monthly, the loan finance charge expressed as an annual percentage rate (paragraph (b) of subsection (2) of Section 3-304); if more than one periodic percentage is used to calculate the loan finance charge, the lender, in lieu of stating a single annual percentage rate, may state more than one annual percentage rate and the amount of the balance to which each annual percentage rate applies;

(h) if the loan finance charge for the billing cycle does not exceed fifty cents (\$0.50) for a monthly or longer billing cycle, or the pro rata part of fifty cents (\$0.50) for a billing cycle shorter than monthly, the corresponding nominal annual percentage rate (subsection (3) of Section 3-304);

(i) if the lender elects, the average effective annual percentage rate of return or the projected rate as prescribed in paragraph (e) of subsection (1);

(j) outstanding balance at the end of the billing cycle; and

(k) date by which or period within which payment must be made to avoid additional loan finance charges.

SECTION 3-310. LOANS PURSUANT TO LENDER CREDIT CARD OR SIMILAR ARRANGEMENT. Before a consumer loan, other than one made pursuant to a revolving loan account, is first made pursuant to a lender credit card or similar arrangement, the lender shall give to the debtor a statement of the annual percentage rate or rates at which loans will be made to the debtor and a brief description or identification of the additional charges that may be made. The lender shall give to the debtor the information required by this Part with respect to consumer loans other than revolving loan accounts (Section 3-306) within a reasonable time after a loan is made and in any event before the due date of the first installment.

SECTION 3-311. CONTENT OF PERIODIC STATEMENTS. A creditor who transmits periodic statements in connection with any consumer loan not made pursuant to a revolving loan account shall set forth in each statement each of the following items:

(1) the annual percentage rate of the loan finance charge with respect to each consumer loan to which the statement relates;

(2) the date by which or the period, if any, within which payment must be made in order to avoid further loan finance charges or other charges; and

(3) to the extent the Administrator may require by rule as appropriate to the terms and conditions under which the consumer loan is made, the other items set forth in the provisions on disclosure with respect to revolving loan accounts (subsection (2) of Section 3-309).

SECTION 3-312. ADVERTISING. (1) No lender shall engage in this State in false or misleading advertising concerning the terms or conditions of credit with respect to a consumer loan.

(2) Without limiting the generality of subsection (1), and without requiring a statement of rate of loan finance charge if the loan finance charge is not more than Five Dollars (\$5.00) when the principal does not exceed Seventy-five Dollars (\$75.00), or Seven Dollars and fifty cents (\$7.50) when the principal exceeds Seventy-five Dollars (\$75.00), an advertisement with respect to a consumer credit loan made by the posting of a public sign, or by catalog, magazine, newspaper, radio, television, or similar mass media, is misleading if

(a) it states the rate of the loan finance charge and the rate is not stated in the form required by the provisions on calculation of rate to be disclosed (Section 3-304) or

(b) it states the dollar amounts of the loan finance charge or installment payments, and does not also state the rate

of any loan finance charge and the number and amount of the installment payments.

(3) In this section a catalog or other multiple-page advertisement is considered a single advertisement if it clearly and conspicuously displays a credit terms table setting forth the information required by this section.

(4) This section imposes no liability on the owner or personnel, as such, of any medium in which an advertisement appears or through which it is disseminated.

(5) Advertising which complies with the Federal Consumer Credit Protection Act does not violate subsection (2).

PART 4 LIMITATIONS ON AGREEMENTS AND PRACTICES

SECTION 3-401. SCOPE. This Part applies to consumer loans.

SECTION 3-402. BALLOON PAYMENTS. With respect to a consumer loan, other than one primarily for an agricultural purpose or one pursuant to a revolving loan account, if any scheduled payment is more than twice as large as the average of earlier scheduled payments, the debtor has the right to refinance the amount of that payment at the time it is due without penalty. The terms of the refinancing shall be no less favorable to the debtor than the terms of the original loan. These provisions do not apply to the extent that the payment schedule is adjusted to the seasonal or irregular income of the debtor.

SECTION 3-403. NO ASSIGNMENT OF EARNINGS. (1) A lender may not take an assignment of earnings of the debtor for payment or as security for payment of a debt arising out of a consumer loan. An assignment of earnings in violation of this section is unenforceable by the assignee of the earnings and revocable by the debtor. This section does not prohibit an employee from authorizing deductions from his earnings if the authorization is revocable.

(2) A sale of unpaid earnings made in consideration of the payment of money to or for the account of the seller of the earnings is deemed to be a loan to him secured by an assignment of earnings.

SECTION 3-404. ATTORNEY'S FEES. With respect to a consumer credit sale or consumer lease the agreement may provide for the payment by the buyer or lessee of reasonable attorney's fees not in excess of fifteen percent (15%) of the unpaid debt after default and referral to an attorney not a salaried employee of the seller, or of the lessor or his assignee. A provision in violation of this section is unenforceable.

SECTION 3-405. LIMITATION ON DEFAULT CHARGES. Except for reasonable expenses incurred in realizing on a security interest, the agreement with respect to a consumer loan may not provide for charges as a result of default by the debtor other than those authorized by this Act. A provision in violation of this section is unenforceable.

SECTION 3-406. NOTICE OF ASSIGNMENT. The debtor is authorized to pay the original lender until he receives notification of assignment of rights to payment pursuant to a consumer loan and that payment is to be made to the assignee. A notification which does not reasonably identify the rights assigned is ineffective. If requested by the debtor, the assignee must seasonably furnish reasonable proof that the assignment has been made and unless he does so the debtor may pay the original lender.

SECTION 3-407. AUTHORIZATION TO CONFESS JUDGMENT PROHIBITED. A debtor may not authorize any person to confess judgment on a claim arising out of a consumer loan. An authorization in violation of this section is void.

SECTION 3-408. CHANGE IN TERMS OF REVOLVING LOAN ACCOUNTS. (1) If a lender makes a change in the terms of a revolving loan account without complying with this section any additional cost

or charge to the debtor resulting from the change is an excess charge and subject to the remedies available to debtors (Section 5-202) and to the Administrator (Section 6-113).

(2) A lender may change the terms of a revolving loan account whether or not the change is authorized by prior agreement. Except as provided in subsection (3), the lender shall give to the debtor written notice of any change at least three times, with the first notice at least six (6) months before the effective date of the change.

(3) The notice specified in subsection (2) is not required if

(a) the debtor after receiving notice of the change agrees in writing to the change;

(b) the debtor elects to pay an amount designated on a billing statement (subsection (2) of Section 3-309) as including a new charge for a benefit offered to the debtor when the benefit and charge constitute the change in terms and when the billing statement also states the amount payable if the new charge is excluded;

(c) the change involves no significant cost to the debtor;

(d) the debtor has previously consented in writing to the kind of change made and notice of the change is given to the debtor in two billing cycles prior to the effective date of the change; or

(e) the change applies only to debts incurred after a date specified in a notice of the change given in two billing cycles prior to the effective date of the change.

(4) The notice provided for in this section is given to the debtor when mailed to him at the address used by the lender for sending periodic billing statements.

SECTION 3-409. USE OF MULTIPLE AGREEMENTS. A lender may not use multiple agreements with intent to avoid disclosure of an annual percentage rate pursuant to the provisions on disclosure and advertising (Part 3). The excess amount of loan finance charge provided

for in agreements in violation of this section is an excess charge for the purposes of the provisions on the effect of violations on rights of parties (Section 5-202) and the provisions on civil actions by Administrator.

PART 5 SUPERVISED LOANS

SECTION 3-501. DEFINITION: "SUPERVISED LOAN"; "SUPERVISED LENDER." (1) "Supervised loan" means a regulated loan in which the rate of the loan finance charge exceeds ten percent (10%) per year as determined according to the provisions on loan finance charge for consumer loans (Section 3-201).

(2) "Supervised lender" means a person authorized to make or take assignments of supervised loans.

SECTION 3-502. AUTHORITY TO MAKE SUPERVISED LOANS. Unless a person is a supervised financial organization or has first obtained a license from the Administrator authorizing him to make supervised loans, he shall not engage in the business of

(1) making supervised loans; or

(2) taking assignments and undertaking direct collection of payments from or enforcement of rights against debtors arising from supervised loans.

SECTION 3-503. APPLICATION FOR LICENSE, FEES, BOND APPOINTMENT OF STATUTORY AGENT. (1) Application for a license shall be under oath, shall give the approximate location from which the business is to be conducted, and shall contain such relevant information as the Administrator may require. When making application for one or more licenses, the applicant shall pay Two Hundred Dollars (\$200.00) to the Administrator as an investigation fee and One Hundred Dollars (\$100.00) for each license as the annual fee provided in this part for the current calendar year, provided if a license is granted after June 30, in any year, such fee shall be Fifty Dollars (\$50.00) for that year.

(2) Every licensee shall maintain on file with the Administrator a written appointment of a resident of this state as his agent for service of all judicial or other process or legal notice, unless the licensee has appointed an agent under another statute of this state. In case of noncompliance, such service may be made on the Administrator.

(3) Every applicant shall, also at the time of filing such application, file with the Administrator, if he so requires, a bond satisfactory to him and in an amount not to exceed Five Thousand Dollars (\$5,000.00) for the first license and One Thousand Dollars (\$1,000.00) for each additional license with a surety company qualified to do business in this state as surety, whose total liability in the aggregate shall not exceed the amount of such bond so fixed. The said bond shall run to the State for the use of the State and of any person or persons who may have cause of action against the obligor of said bond under the provisions of this Act. Such bond shall be conditional that said obligor will faithfully conform to and abide by the provisions of this Act and to all rules and regulations lawfully made by the Administrator hereunder and will pay to the State and to any such person or persons any and all amounts of money that may become due or owing to the State or to such person or persons from such obligor under and by virtue of the provisions of this Act during the calendar year for which said bond is given.

SECTION 3-504. ISSUANCE OR DENIAL OF LICENSE TO MAKE SUPERVISED LOANS. (1) On filing such application, bond, and payment of the required fees, the Administrator shall investigate the facts and if he shall find the financial responsibility, experience, character and general fitness of the applicant are such as to command the confidence of the public and to warrant belief the business will be operated lawfully and fairly, within the purposes of this Act, and the applicant has available for the operation of such

business net assets of at least Twenty-five Thousand Dollars (\$25,000.00), he shall grant such application and issue to the applicant a license which shall be his license and authority to make supervised loans under the provisions of this Act.

(2) If the Administrator shall not so find, he shall notify the applicant, who shall, on request within thirty (30) days be entitled to a hearing on such application within sixty (60) days after the date of said request. The investigation fee shall be retained by the Administrator, but the annual fee shall be returned to the applicant in the event of denial.

(3) The Administrator shall grant or deny each application for a license within sixty (60) days from its filing with the required fees, or, from the hearing thereon, if any, unless the period is extended by written agreement between the applicant and the Administrator.

(4) Each license shall state the address of the office from which the business is to be conducted and the name of the licensee. The license shall be displayed at the place of business named in the license. The license shall not be transferable or assignable except upon approval by the Administrator.

(5) Each license shall remain in full force and effect until relinquished, suspended, revoked or expired. Every licensee shall, on or before each December 1, pay to the Administrator One Hundred Dollars (\$100.00) for each license held by him, as the annual fee for the succeeding calendar year. If the annual fee remains unpaid fifteen (15) days after written notice of delinquency has been given to the licensee by the Administrator the license shall thereupon expire but not before December 31 of any year for which an annual fee has been paid.

(6) Every licensee shall maintain net assets of at least Twenty-five Thousand Dollars (\$25,000.00), either used or readily available for use, in the conduct of the business of each licensed office.

(7) A separate license shall be required for each office operated under this Act. The Administrator may issue more than one license to any one person upon compliance with this part as to each license. Nothing contained herein, however, shall be construed to require a license for any place of business devoted to accounting or other record keeping and where supervised loans are not made.

(8) When a licensee wishes to move his office to another location he shall give thirty (30) days' written notice to the Administrator, who shall amend the license accordingly.

(9) Any person holding a license under this Act who shall violate any provision hereof shall be subject to forfeiture of each license held by him and if a corporation, its charter shall be subject to forfeiture, and it shall be the duty of the Attorney General, when any such violation is called to his attention, to file suit for such forfeiture of charter and cancellation of the license in a District Court in Oklahoma County.

SECTION 3-505. REVOCATION, SUSPENSION, SURRENDER, REINSTATEMENT OF LICENSES. (1) The Administrator may after notice and hearing suspend or revoke any license if he finds that:

(a) The licensee has failed to pay the annual license fee imposed by this Act, or an examination fee, investigation fee or other fee or charge imposed by the Administrator under the authority of this Act, or that

(b) The licensee, either knowingly or without the exercise of due care to prevent the same, has violated any provision of this Act or any regulation or order lawfully made pursuant to and within the authority of this Act, or that

(c) Any fact or condition exists which, if it had existed or had been known to exist at the time of the original application for such license, clearly would have

justified the Administrator in refusing to issue such license.

(2) The hearing shall be held upon not less than twenty days' notice in writing setting forth the time and place thereof and a concise statement of the facts alleged to sustain the suspension or revocation, and its effective date shall be set forth in a written order accompanied by finding of fact and a copy thereof shall be forthwith delivered to the licensee. Such order, finding, and the evidence considered by the Administrator shall be filed with the public records of the Administrator.

(3) Any licensee may surrender any license by delivering it to the Administrator with written notice of its surrender, but such surrender shall not affect his civil or criminal liability nor acts committed prior thereto.

(4) No revocation, suspension, or surrender of any license shall impair or affect the obligation of any preexisting lawful contract between the licensee and any borrower.

(5) The Administrator may reinstate suspended licenses or issue new licenses to a person whose license or licenses have been revoked if no fact or condition then exists which clearly would have justified the Administrator in refusing originally to issue such license under this part.

SECTION 3-506. EXAMINATION OF LICENSEES, ACCESS TO RECORDS, INVESTIGATIONS, INJUNCTIONS. (1) At such times as the Administrator shall deem necessary, the Administrator or his duly authorized representative shall make an examination of the place or places of business of each licensee and shall inquire into and examine the loans, transactions, books, accounts, papers, correspondence, and records of such licensee insofar as they pertain to the business regulated by this Act. In the course of such examination, the Administrator or his duly authorized representative shall have free access to the office, place of business, files,

safes and vaults of such licensee, and shall have the right to make copies of such books, accounts, papers, correspondence and records. The Administrator or his duly authorized representative may, during the course of such examination administer oaths and examine any person under oath upon any subject pertinent to any matter about which the Administrator is authorized or required by this Act to consider, investigate, or secure information. Any licensee who shall fail or refuse to let the Administrator or his duly authorized representative examine or make copies of such books, or other relevant documents shall thereby be deemed in violation of this Act and such failure or refusal shall constitute grounds for the suspension or revocation of such license. The information obtained in the course of such examination shall be confidential. Each licensee shall pay to the Administrator an amount assessed by the Administrator to cover the direct and indirect cost of such examination and a proportionate share of general administrative expense, and the total cost so assessed and charged a licensee in any one calendar year shall not exceed Two Hundred Dollars (\$200.00) for each licensed office.

(2) For the purpose of discovering violations of this Act or of securing information required hereunder, the Administrator or his duly authorized representative may investigate the books, accounts, papers, correspondence and records of any licensee or other person whom the Administrator has reasonable cause to believe is violating any provision of this Act whether or not such person shall claim to be within the authority or scope of this Part. For the purpose of this Part any person who advertises for, solicits or holds himself out as willing to make loans on which the loan finance charge exceeds ten percent (10%) per year as determined according to the provisions on loan finance charges for consumer loans (Section 3-201), shall be presumed to be engaged in the business of making supervised loans.

(3) Each licensee shall keep or make available in this State such books and records relating to loans made under this Act as are necessary to enable the Administrator to determine whether the licensee is complying with this Act. Such books and records shall be consistent with accepted accounting practices.

(4) Each licensee shall preserve or make available such books and records in this State relating to each of its loans for four (4) years from the date of the loan, or two (2) years from the date of the final entry made thereon, whichever is later. Each licensee's system of records shall be accepted if it discloses such information as may be reasonably required under this Act. All obligations signed by borrowers shall be kept at an office in this State designated by the licensee, except when transferred under an agreement which gives the Administrator access thereto.

(5) Each licensee shall, annually on or before the first day of May or other date thereafter fixed by the Administrator, file a report with the Administrator setting forth such relevant information as the Administrator may reasonably require concerning the business and operations during the preceding calendar year for each licensed place of business conducted by such licensee with the State. Such report shall be made under oath and shall be in the form prescribed by the Administrator, who shall make and publish annually a consolidated analysis and recapitulation of such reports, but the individual reports shall be held confidential.

(6) The Administrator may make regulations necessary for the enforcement of this Act and consistent with all of its provisions. Each such regulation shall refer to the Part, section or subsection to which it applies. Before making a regulation the Administrator shall give every licensee at least thirty (30) days' written notice of a public hearing, stating the time and place thereof and the terms or substance of the proposed regulation. At the

hearing, any licensee or other person may be heard and introduce evidence, data, or arguments or place the same on file. The Administrator shall adopt and promulgate every regulation in written form stating the date of adoption and the date of promulgation. Each regulation shall be entered in a permanent book which shall be a public record and be kept in the Administrator's office. A copy of every regulation shall be mailed to each licensee and no regulation shall become effective until the expiration of at least twenty (20) days after such mailing.

(7) On application of any person and payment of the costs therefor, the Administrator shall furnish under his seal and signed by him or his assistants, a certificate of good standing or a certified copy of any license, regulation or order.

(8) Any transcript of any hearing held by the Administrator under this Act shall be a public record and open to inspection at all reasonable times.

(9) Upon failure without lawful excuse to obey a subpoena or to give testimony and upon reasonable notice to all persons affected thereby, the Administrator may apply to a Court for an order compelling compliance, as provided by the general act of this State governing administrative procedures (Title 75, Oklahoma Statutes, Chapter 7 and 8).

SECTION 3-507. APPLICATION OF ADMINISTRATIVE PROCEDURE ACT TO PART. Except as otherwise provided, the general act of this State governing administrative procedures (Title 75, Oklahoma Statutes, Chapters 7 and 8) applies to and governs all administrative action taken by the Administrator pursuant to this Part.

SECTION 3-508A. LOAN FINANCE CHARGE FOR SUPERVISED LOANS.

(1) With respect to a supervised loan, including a loan pursuant to a revolving loan account, a supervised lender may contract for and receive a loan finance charge not exceeding that permitted by this section.

(2) The loan finance charge, calculated according to the Actuarial Method, may not exceed the equivalent of the greater of either of the following:

(a) the total of

(i) thirty percent (30%) per year on that part of the unpaid balances of the principal which is Three Hundred Dollars (\$300.00) or less;

(ii) twenty-one percent (21%) per year on that part of the unpaid balances of the principal which is more than Three Hundred Dollars (\$300.00) but does not exceed One Thousand Dollars (\$1,000.00); and

(iii) fifteen percent (15%) per year on that part of the unpaid balances of the principal which is more than One Thousand Dollars (\$1,000.00); or

(b) eighteen percent (18%) per year on the unpaid balances of the principal.

(3) This section does not limit or restrict the manner of contracting for the loan finance charge, whether by way of add-on, discount, or otherwise, so long as the rate of the loan finance charge does not exceed that permitted by this section. If the loan is precomputed

(a) the loan finance charge may be calculated on the assumption that all scheduled payments will be made when due; and

(b) the effect of prepayment is governed by the provisions on rebate upon prepayment (Section 3-210).

(4) The term of a loan, for the purpose of this section, commences on the date the loan is made. Differences in the lengths of months are disregarded and a day may be counted as 1/30 of a month. Subject to classifications and differentiations the lender may reasonably establish, a part of a month in excess of fifteen (15) days may be treated as a full month if periods of fifteen (15) days or less are disregarded and if that procedure is not consistently used to obtain a greater yield than would otherwise be permitted.

(5) Subject to classifications and differentiations the lender may reasonably establish, he may make the same loan finance charge on all principal amounts within a specified range. A loan finance charge so made does not violate subsection (2) if

(a) when applied to the median amount within each range, it does not exceed the maximum permitted in subsection (2); and

(b) when applied to the lowest amount within each range, it does not produce a rate of loan finance charge exceeding the rate calculated according to paragraph (a) by more than eight percent (8%) of the rate calculated according to paragraph (a).

SECTION 3-508B. LOAN FINANCE CHARGE FOR LOANS WITH CASH ADVANCE OF ONE HUNDRED DOLLARS OR LESS. (1) On loans having a cash advance of One Hundred Dollars (\$100.00) or less, a supervised lender may charge in lieu of the loan finance charges specified in Section 3-508A, the following amounts:

(a) on any amount up to and including Twenty-nine Dollars and ninety-nine cents (\$29.99), a charge may be added at the ratio of One Dollar (\$1.00) for each Five Dollars (\$5.00) cash advanced to the borrower;

(b) on any cash advance in an amount in excess of Twenty-nine Dollars and ninety-nine cents (\$29.99) up to and including the amount of Thirty-five Dollars (\$35.00), there shall be allowed an acquisition charge for making the advance not in excess of 1/10 of the amount of the cash advanced. In addition thereto, an installment account handling charge shall be allowed not to exceed Three Dollars (\$3.00) per month;

(c) on any cash advance of an amount in excess of Thirty-five Dollars (\$35.00) but not more than Seventy Dollars (\$70.00), there shall be allowed an acquisition charge for making the advance not in excess of 1/10 of the amount of the cash ad-

vanced. In addition thereto, an installment account handling charge shall be allowed not to exceed Three Dollars and fifty cents (\$3.50) per month;

(d) on any cash advance of an amount in excess of Seventy Dollars (\$70.00) but not in excess of One Hundred Dollars (\$100.00), there shall be allowed an acquisition charge for making the advance, not in excess of 1/10 of the amount of the cash advanced. In addition thereto, an installment account handling charge shall be allowed not to exceed Four Dollars (\$4.00) per month.

(2) The maximum term of any loan made under the terms of this section shall be one month for each Ten Dollars (\$10.00) of cash advance up to a maximum term of ten (10) months.

(3) On such loans under this section, no insurance charges or any other charges of any nature whatsoever shall be permitted.

(4) The acquisition charge authorized herein shall be deemed to be earned at the time a loan is made and shall not be subject to refund. On the prepayment of any loan under this section, the installment account handling charge shall be subject to the provisions of Section 3-210 as it relates to refunds. Provision of Section 3-203 as it relates to delinquency charges and Section 3-204 as it related to deferral charges shall apply to loans made under the section.

SECTION 3-509. USE OF MULTIPLE AGREEMENTS. With respect to a supervised loan, no lender may permit any person, or husband and wife, to become obligated in any way under more than one loan agreement with the lender with intent to obtain a higher rate of loan finance charge than would otherwise be permitted by the provisions on loan finance charge for supervised loans (Section 3-508) or to avoid disclosure of the annual percentage rate pursuant to the provisions on disclosure and advertising (Part 3). The excess amount of loan finance charge provided for in agreements in violation of this sec-

tion are excess charges for the purposes of the provisions on effect of violation on rights of parties (Section 5-202) and the provisions on civil actions by Administrator (Section 6-113).

SECTION 3-510. RESTRICTIONS ON INTEREST IN LAND AS SECURITY. (1) With respect to a supervised loan in which the principal is One Thousand Dollars (\$1,000.00) or less, and the loan finance charge calculated according to the Actuarial Method exceeds eighteen percent (18%) per year on the unpaid balances of principal, a lender may not contract for an interest in land as security. A security interest taken in violation of this section is void.

SECTION 3-511. REGULAR SCHEDULE OF PAYMENTS; MAXIMUM LOAN TERM.

(1) Supervised loans, not made pursuant to a revolving loan account, in which the principal is One Thousand Dollars (\$1,000.00) or less and the rate of the loan finance charge calculated according to the Actuarial Method exceeds eighteen percent (18%) on the unpaid balances of the principal, shall be scheduled to be payable in substantially equal installments at equal periodic intervals except to the extent that the schedule of payments is adjusted to the seasonal or irregular income of the debtor; and

(a) over a period of not more than thirty-seven (37) months if the principal is more than Three Hundred Dollars (\$300.00); or

(b) over a period of not more than twenty-five (25) months if the principal is Three Hundred Dollars (\$300.00) or less.

SECTION 3-512. CONDUCT OF BUSINESS OTHER THAN MAKING LOANS.

(1) A licensee who is authorized to make supervised loans under this Part shall not engage in the business of making sales of goods at any location where supervised loans are made, except the sale of insurance in connection with the makings of

loans. The word "location" as used in this section means the entire space in which supervised loans are made and said location must be separated from any location in which merchandise is sold or displayed by walls which may be broken only by a passageway to which the public is not admitted.

(2) A sale of goods or services pursuant to a lender credit card or similar arrangement made at a place of business other than that of a licensee does not violate this section.

(3) An occasional sale of property used in the ordinary course of the business of the licensee does not violate this section.

(4) A sale of items repossessed by the licensee does not violate this section.

(5) No licensee shall conduct the business of making loans under this Act under any name, or at any place of business within this State, other than that stated in the license.

SECTION 3-513. APPLICATION OF OTHER PROVISIONS. Except as otherwise provided, all provisions of this Act applying to consumer loans apply to supervised loans.

SECTION 3-514. ATTORNEY'S FEES. With respect to a supervised loan in which the principal is One Thousand Dollars (\$1,000.00) or less, the agreement may not provide for the payment by the debtor of attorney's fees. A provision in violation of this section is unenforceable.

PART 6

LOANS OTHER THAN CONSUMER LOANS

SECTION 3-601. LOANS SUBJECT TO ACT BY AGREEMENT OF PARTIES. The parties to a loan other than a consumer loan may agree in writing signed by the parties that the loan is subject to the provisions of this Act applying to consumer loans. If the parties so agree, the loan is a consumer loan for the purposes of this Act.

SECTION 3-602. DEFINITION: "CONSUMER RELATED LOAN"; RATE OF

LOAN FINANCE CHARGE. (1) A "consumer related loan" is a loan which is not subject to the provisions of this Act applying to consumer loans and in which the principal does not exceed Twenty-five Thousand Dollars (\$25,000.00), if

(a) the debtor is a person other than an organization; or

(b) the debt is secured primarily by a security interest in a one or two family dwelling occupied by a person related to the debtor.

(2) With respect to a consumer related loan, including one made pursuant to a revolving loan account, the parties may contract for the payment of a loan finance charge not in excess of eighteen percent (18%) per year calculated according to the Actuarial Method on the unpaid balances of the principal.

SECTION 3-603. APPLICABILITY OF OTHER PROVISIONS TO CONSUMER RELATED LOANS. Except for the rate of the loan finance charge and the rights to prepay and to rebate upon prepayment, the provisions of Part 2 of this Article apply to a consumer related loan.

SECTION 3-604. LIMITATION ON DEFAULT CHARGES IN CONSUMER RELATED LOANS. (1) The agreement with respect to a consumer related loan may provide for only the following charges as a result of the debtor's default:

(a) reasonable attorney's fees and reasonable expenses incurred in realizing on a security interest;

(b) deferral charges not in excess of eighteen percent (18%) per year of the amount deferred for the period of deferral; and

(c) other charges that could have been made had the loan been a consumer loan.

(2) A provision in violation of this section is unenforceable.

SECTION 3-605. LOAN FINANCE CHARGE FOR OTHER LOANS. With respect to a loan other than a consumer loan or a consumer related loan, the par-

ties may contract for the payment by the debtor of any loan finance charge, not in excess of the rate of loan finance charge specified in Section 5-107(2).

ARTICLE 4

INSURANCE

PART 1

INSURANCE IN GENERAL

SECTION 4-101. SHORT TITLE. This Article shall be known and may be cited as Uniform Consumer Credit Code—Insurance.

SECTION 4-102. SCOPE; APPLICABILITY TO PARTIES. (1) Except as provided in subsection (2), this Article applies to insurance provided or to be provided in relation to a consumer credit sale (Section 2-104), a consumer lease (Section 2-106), or a consumer loan (Section 3-104).

(2) The provision on cancellation by a creditor (Section 4-304) applies to loans the primary purpose of which is the financing of insurance. No other provision of this Article applies to insurance so financed.

(3) Joint life insurance coverage for debtors with their comakers, endorsers and guarantors shall be permissible under this Article provided not more than two persons shall be so insured in connection with the same indebtedness.

SECTION 4-103. DEFINITION: "CONSUMER CREDIT INSURANCE." In this Act "consumer credit insurance" means insurance, other than insurance on property, by which the satisfaction of debt in whole or in part is a benefit provided, but does not include

(a) insurance provided in relation to a credit transaction in which a payment is scheduled more than ten (10) years after the extension of credit;

(b) insurance issued as an isolated transaction on the part of the insurer not related to an agreement or plan for insuring debtors of the creditor; or

(c) insurance indemnifying the creditor against loss due to the debtor's default.

SECTION 4-104. CREDITOR'S PROVISION OF AND CHARGE FOR INSURANCE: EXCESS AMOUNT OF CHARGE.

(1) Except as otherwise provided in this Article and subject to the provisions on additional charges (Section 2-202 and Section 3-202) and maximum charges (Part 2 of Article 2 and Article 3), a creditor may agree to provide insurance, and may contract for and receive a charge for insurance separate from and in addition to other charges. A creditor need not make a separate charge for insurance provided or required by him. This Act does not authorize the issuance of any insurance prohibited under any Statute, or rule thereunder, governing the business of insurance.

(2) The excess amount of a charge for insurance provided for in agreements in violation of this Article is an excess charge for the purposes of the provisions of the Article on Remedies and Penalties (Article 5) as to effect of violations on rights of parties (Section 5-202) and of the provisions of the Article on Administration (Article 6) as to civil actions by the Administrator (Section 6-113).

SECTION 4-105. CONDITIONS APPLYING TO INSURANCE TO BE PROVIDED BY CREDITOR. If a creditor agrees with a debtor to provide insurance

(1) the insurance shall be evidenced by an individual policy or certificate of insurance delivered to the debtor, or sent to him at his address as stated by him, within thirty (30) days after the term of the insurance commences under the agreement between the creditor and debtor; or

(2) the creditor shall promptly notify the debtor of any failure or delay in providing the insurance.

SECTION 4-106. UNCONSCIONABILITY. (1) In applying the provisions of the Act on unconscionability (Sections 5-108 and 6-111) to a separate charge for

insurance, consideration shall be given, among other factors, to

(a) potential benefits to the debtor including the satisfaction of his obligations;

(b) the creditor's need for the protection provided by the insurance; and

(c) the relation between the amount and terms of credit granted and the insurance benefits provided.

(2) If consumer credit insurance otherwise complies with this Article and other applicable law, neither the amount nor the term of the insurance nor the amount of a charge therefor is in itself unconscionable.

SECTION 4-107. MAXIMUM CHARGE BY CREDITOR FOR INSURANCE. (1)

Except as provided in subsection (2), if a creditor contracts for or receives a separate charge for insurance, the amount charged to the debtor for the insurance may not exceed the premium to be charged by the insurer, as computed at the time the charge to the debtor is determined, conforming to any rate filings required by law and made by the insurer with the Insurance Department.

(2) A creditor who provides consumer credit insurance in relation to a revolving charge account (Section 2-108) or revolving loan account (Section 3-108) may calculate the charge to the debtor in each billing cycle by applying the current premium rate to

(a) the average daily unpaid balance of the debt in the cycle;

(b) the unpaid balance of the debt or a median amount within a specified range of unpaid balances of debt on approximately the same day of the cycle. The day of the cycle need not be the day used in calculating the credit service charge (Section 2-207) or loan finance charge (Section 3-201 and Section 3-508A), but the specified range shall be the range used for that purpose; or

(c) the unpaid balances of principal calculated according to the Actuarial Method.

SECTION 4-108. REFUND OR CREDIT REQUIRED; AMOUNT. (1) Upon prepayment in full of a consumer credit sale or consumer loan by the proceeds of consumer credit insurance, the debtor or his estate is entitled to a refund of any portion of a separate charge for insurance which by reason of prepayment is retained by the creditor or returned to him by the insurer unless the charge was computed from time to time on the basis of the balances of the debtor's account. Payment by the insurer of the coverage in force at the time the death claim arises includes premiums charged for the coverage.

(2) This Article does not require a creditor to grant a refund or credit to the debtor if all refunds and credits due to the debtor under this Article amount to less than One Dollar (\$1.00), and except as provided in subsection (1) does not require the creditor to account to the debtor for any portion of a separate charge for insurance because

(a) the insurance is terminated by performance of the insurer's obligation;

(b) the creditor pays or accounts for premiums to the insurer in amounts and at times determined by the agreement between them;

(c) the creditor receives directly or indirectly under any policy of insurance a gain or advantage not prohibited by law; or

(d) the debtor has voluntarily signed an authorization to continue his coverage in force.

(3) Except as provided in subsection (2), the creditor shall promptly make or cause to be made an appropriate refund or credit to the debtor with respect to any separate charge made to him for insurance if

(a) the insurance is not provided or is provided for a shorter term than that for which the charge to the debtor for insurance was computed; or

(b) the insurance terminates prior to

the end of the term for which it was written because of prepayment in full or otherwise.

(4) A refund or credit required by subsection (3) is appropriate as to amount if it is computed according to a method prescribed or approved by the Insurance Department or a formula filed by the insurer with the Insurance Department at least thirty (30) days before the debtor's right to a refund or credit becomes determinable, unless the method or formula is employed after the Insurance Department notifies the insurer that it is disapproved.

SECTION 4-109. EXISTING INSURANCE; CHOICE OF INSURER. If a creditor requires insurance, upon notice to the creditor the debtor shall have the option of providing the required insurance through an existing policy of insurance owned or controlled by the debtor, or through a policy to be obtained and paid for by the debtor, but the creditor may for reasonable cause decline the insurance provided by the debtor.

SECTION 4-110. CHARGE FOR INSURANCE IN CONNECTION WITH A DEFERRAL, REFINANCING, OR CONSOLIDATION; DUPLICATE CHARGES.

(1) A creditor may not contract for or receive a separate charge for insurance in connection with a deferral (Section 2-204 or Section 3-204), a refinancing (Section 2-205 or Section 3-205), or a consolidation (Section 2-206 or Section 3-206), unless

(a) the debtor agrees at or before the time of the deferral, refinancing, or consolidation that the charge may be made;

(b) the debtor is or is to be provided with insurance for an amount or a term, or insurance of a kind, in addition to that to which he would have been entitled had there been no deferral, refinancing, or consolidation;

(c) the debtor receives a refund or credit on account of any unexpired term of existing insurance in the amount that

would be required if the insurance were terminated (Section 4-108); and

(d) the charge does not exceed the amount permitted by this Article (Section 4-107).

(2) A creditor may not contract for or receive a separate charge for insurance which duplicates insurance with respect to which the creditor has previously contracted for or received a separate charge.

SECTION 4-111. COOPERATION BETWEEN ADMINISTRATOR AND INSURANCE DEPARTMENT. The Administrator and the Insurance Department are authorized and directed to consult and assist one another in maintaining compliance with this Article. They may jointly pursue investigations, prosecute suits, and take other official action, as may seem to them appropriate, if either of them is otherwise empowered to take the action. If the Administrator is informed of a violation or suspected violation by an insurer of this Article, or of the insurance laws, rules, and regulations of this State, he shall advise the Insurance Department of the circumstances.

SECTION 4-112. ADMINISTRATIVE ACTION OF INSURANCE DEPARTMENT. (1) To the extent that its responsibility under this Article requires, the Insurance Department shall cause to be issued rules with respect to insurers, and with respect to refunds (Section 4-108), forms, schedules of premium rates and charges (Section 4-203) and its approval or disapproval thereof and, in case of violation, may make an order for compliance.

(2) The general act of this State governing Administrative Procedures (Title 75, Oklahoma Statutes, Chapters 7 and 8) applies to and governs all administrative action taken by the Insurance Department pursuant to this section.

PART 2

CONSUMER CREDIT INSURANCE

SECTION 4-201. TERM OF INSUR-

ANCE. (1) Consumer credit insurance provided by a creditor may be subject to the furnishing of evidence of insurability satisfactory to the insurer. Whether or not such evidence is required, the term of the insurance shall commence no later than when the debtor becomes obligated to the creditor or when the debtor applies for the insurance, whichever is later, except as follows:

(a) if any required evidence of insurability is not furnished until more than thirty (30) days after the term would otherwise commence, the term may commence on the date when the insurer determines the evidence to be satisfactory; or

(b) if the creditor provides insurance not previously provided covering debts previously created, the term may commence on the effective date of the policy.

(2) The originally scheduled term of the insurance shall extend at least until the due date of the last scheduled payment of the debt except as follows:

(a) if the insurance relates to a revolving charge account or revolving loan account, the term need extend only until the payment of the debt under the account and may be sooner terminated after at least thirty (30) days' notice to the debtor; or

(b) if the debtor is advised in writing that the insurance will be written for a specified shorter time, the term need extend only until the end of the specified time.

(3) The term of the insurance shall not extend more than fifteen (15) days after the originally scheduled due date of the last scheduled payment of the debt unless it is extended without additional cost to the debtor or as an incident to a deferral, refinancing, or consolidation.

SECTION 4-202. AMOUNT OF INSURANCE. (1) Except as provided in subsection (2)

(a) in the case of consumer credit insurance providing life coverage, the

amount of insurance may not initially exceed the debt; or

(b) in the case of any other consumer credit insurance, the total amount of periodic benefits payable may not exceed the total of scheduled unpaid installments of the debt, and the amount of any periodic benefit may not exceed the original amount of debt divided by the number of periodic installments in which it is payable.

(2) If consumer credit insurance is provided in connection with a revolving charge account or revolving loan account, the amounts payable as insurance benefits may be reasonably commensurate with the amount of debt as it exists from time to time. If consumer credit insurance is provided in connection with a commitment to grant credit in the future, the amounts payable as insurance benefits may be reasonably commensurate with the total from time to time of the amount of debt and the amount of the commitment. If the debt or the commitment is primarily for an agricultural purpose, and there is no regular schedule of payments, the amounts payable as insurance benefits may equal the total of the initial amount of debt and the amount of the commitment.

SECTION 4-203. FILING AND APPROVAL OF RATES AND FORMS. (1) A creditor may not use a form, or a schedule of premium rates or charges for consumer credit insurance, the filing of which is required by this section, if the Insurance Department has disapproved the form or schedule and has notified the insurer of its disapproval. A creditor may not use a form or schedule unless

(a) the form or schedule has been on file with the Insurance Department for thirty (30) days, or has earlier been approved by it; and

(b) the insurer has complied with this section with respect to the insurance.

(2) Except as provided in subsection (3), all policies, certificates of insurance,

notices of proposed insurance, applications for insurance, endorsements and riders relating to consumer credit insurance delivered or issued for delivery in this State, and the schedules of premium rates or charges pertaining thereto, shall be filed by the insurer with the Insurance Department. It shall, within thirty (30) days after the filing of any form or schedule, disapprove it if the premium rates or charges are unreasonable in relation to the benefits provided under the form, or if the form contains provisions which are unjust, unfair, inequitable, or deceptive or encourage misrepresentation of the coverage or are contrary to any provision of the Oklahoma Insurance Code or of any rule or regulation promulgated thereunder.

(3) If a group policy has been delivered in another state, the forms to be filed by the insurer with the Insurance Department are the group certificates and notices of proposed insurance. It shall approve them if

(a) they provide the information that would be required if the group policy were delivered in this State; and

(b) the applicable premium rates or charges do not exceed those established by its rules or regulations.

PART 3 PROPERTY

AND LIABILITY INSURANCE

SECTION 4-301. PROPERTY INSURANCE. (1) A creditor may not contract for or receive a separate charge for insurance against loss of or damage to property unless

(a) the insurance covers a substantial risk of loss of or damage to property related to the credit transaction;

(b) the amount, term, and conditions of the insurance are reasonable in relation to the character and value of the property insured or to be insured; and

(c) the term of the insurance is reasonable in relation to the terms of credit.

(2) The term of insurance is reasonable if it is customary and does not ex-

tend substantially beyond a scheduled maturity.

(3) A creditor may not contract for or receive a separate charge for insurance against loss of or damage to property unless the amount financed or principal exclusive of charges for the insurance is Three Hundred Dollars (\$300.00) or more, and the value of the property is Three Hundred Dollars (\$300.00) or more.

SECTION 4-302. INSURANCE ON CREDITOR'S INTEREST ONLY. If a creditor contracts for or receives a separate charge for insurance against loss of or damage to property, the risk of loss or damage not willfully caused by the debtor is on the debtor only to the extent of any deficiency in the effective coverage of the insurance, even though the insurance covers only the interest of the creditor.

SECTION 4-303. LIABILITY INSURANCE. A creditor may not contract for or receive a separate charge for insurance against liability unless the insurance covers a substantial risk of liability arising out of the ownership or use of property related to the credit transaction.

SECTION 4-304. CANCELLATION BY CREDITOR. A creditor shall not request cancellation of a policy of property or liability insurance except after the debtor's default or in accordance with a written authorization by the debtor, and in either case the cancellation does not take effect until written notice is delivered to the debtor or mailed to him at his address as stated by him. The notice shall state that the policy may be cancelled in accordance with the terms and conditions of the policy.

ARTICLE 5 REMEDIES AND PENALTIES

PART 1 LIMITATIONS ON CREDITORS' REMEDIES

SECTION 5-101. SHORT TITLE. This Article shall be known and may be cited

as Uniform Consumer Credit Code—Remedies and Penalties.

SECTION 5-102. SCOPE. This Part applies to actions or other proceedings to enforce rights arising from consumer credit sales, consumer leases and consumer loans; and, in addition, to extortionate extensions of credit (Section 5-107).

SECTION 5-103. RESTRICTIONS ON DEFICIENCY JUDGMENTS IN CONSUMER CREDIT SALES. (1) This section applies to a consumer credit sale of goods or services.

(2) If the seller repossesses or voluntarily accepts surrender of goods which were the subject of the sale and in which he has a security interest and the cash price of the goods repossessed or surrendered was One Thousand Dollars (\$1,000.00) or less, the buyer is not personally liable to the seller for the unpaid balance of the debt arising from the sale of the goods, and the seller is not obligated to resell the collateral.

(3) If the seller repossesses or voluntarily accepts surrender of goods which were not the subject of the sale but in which he has a security interest to secure a debt arising from a sale of goods or services or a combined sale of goods and services and the cash price of the sale was One Thousand Dollars (\$1,000.00) or less, the buyer is not personally liable to the seller for the unpaid balance of the debt arising from the sale.

(4) For the purpose of determining the unpaid balance of consolidated debts or debts pursuant to revolving charge accounts, the allocation of payments to a debt shall be determined in the same manner as provided for determining the amount of debt secured by various security interests (Section 2-409).

(5) The buyer shall be liable in damages to the seller if the buyer has wrongfully damaged the collateral or if, after default and demand, the buyer has wrongfully failed to make the collateral available to the seller.

(6) If the seller elects to bring an action against the buyer for a debt arising from a consumer credit sale of goods or services, when under this section he would not be entitled to a deficiency judgment if he repossessed the collateral, and obtains judgment.

(a) he may not repossess the collateral; and

(b) the collateral is not subject to levy or sale on execution or similar proceedings pursuant to the judgment.

SECTION 5-104. NO GARNISHMENT BEFORE JUDGMENT. Prior to entry of judgment in an action against the debtor for debt arising from a consumer credit sale, a consumer lease, or a consumer loan, the creditor may not attach unpaid earnings of the debtor by garnishment or like proceedings.

SECTION 5-105. LIMITATION ON GARNISHMENT. (1) For the purpose of this Part

(a) "disposable earnings" means that part of the earnings of an individual remaining after the deduction from those earnings of amounts required by law to be withheld; and

(b) "garnishment" means any legal or equitable procedure through which the earnings of an individual are required to be withheld for payment of a debt.

(2) The maximum part of the aggregate disposable earnings of an individual for any workweek which is subjected to garnishment to enforce payment of a judgment arising from a consumer credit sale, consumer lease, or consumer loan may not exceed the lesser of

(a) twenty-five percent (25%) of his disposable earnings for that week; or

(b) the amount by which his disposable earnings for that week exceed thirty times the Federal minimum hourly wage prescribed by Section 6 (a) (1) of the Fair Labor Standards Act of 1938, U.S.C. Title 29, § 206 (a) (1), in effect at the time the earnings are payable.

(c) in the case of earnings for a pay period other than a week, the Administrator shall by rule prescribe a multiple of the Federal minimum hourly wage equivalent in effect to that set forth in paragraph (b).

(3) No court may make, execute, or enforce an order or process in violation of this section.

SECTION 5-106. NO DISCHARGE FROM EMPLOYMENT FOR GARNISHMENT. No employer shall discharge an employee for the reason that a creditor of the employee has subjected or attempted to subject unpaid earnings of the employee to garnishment or like proceedings directed to the employer for the purpose of paying a judgment arising from a consumer credit sale, consumer lease, or consumer loan, unless the employer shall be served with garnishment or like process issued to collect one or more judgments against the employee on more than two occasions within one year.

SECTION 5-107. EXTORTIONATE EXTENSIONS OF CREDIT. (1) If it is the understanding of the creditor and the debtor at the time an extension of credit is made that delay in making repayment or failure to make repayment could result in the use of violence or other criminal means to cause harm to the person, reputation, or property of any person, the repayment of the extension of credit is unenforceable through civil judicial processes against the debtor.

(2) If it is shown that an extension of credit was made at an annual rate exceeding forty-five percent (45%) calculated according to the Actuarial Method and that the creditor then had a reputation for the use or threat of use of violence or other criminal means to cause harm to the person, reputation, or property of any person to collect extensions of credit or to punish the nonrepayment thereof, there is prima facie evidence that the extension of credit was unenforceable under subsection (1), unless such rate was oth-

erwise lawful under any provision or provisions of this Act.

SECTION 5-108. UNCONSCIONABILITY. (1) With respect to a consumer credit sale, consumer lease, or consumer loan, if the court as a matter of law finds the agreement or any clause of the agreement to have been unconscionable at the time it was made the court may refuse to enforce the agreement, or it may enforce the remainder of the agreement without the unconscionable clause, or it may so limit the application of any unconscionable clause as to avoid any unconscionable result.

(2) If it is claimed or appears to the court that the agreement or any clause thereof may be unconscionable the parties shall be afforded a reasonable opportunity to present evidence as to its setting, purpose, and effect to aid the court in making the determination.

(3) For the purposes of this section, a charge or practice expressly permitted by this Act is not in itself unconscionable.

PART 2 DEBTORS' REMEDIES

SECTION 5-201. INTERESTS IN LAND. For purposes of the provisions of this Part on civil liability for violation of disclosure provisions (Section 5-203) and on debtor's right to rescind certain transactions (Section 5-204),

(1) consumer credit sale includes a sale of an interest in land without regard to the rate of the credit service charge if the sale is otherwise a consumer credit sale (Section 2-104); and

(2) consumer loan includes a loan primarily secured by an interest in land without regard to the rate of the loan finance charge if the loan is otherwise a consumer loan (Section 3-104).

SECTION 5-202. EFFECT OF VIOLATIONS ON RIGHTS OF PARTIES. (1) If a creditor has violated the provisions of this Act applying to certain negotiable instruments (Section 2-403), or limitations on the schedule of payments or loan term for

supervised loans (Section 3-512), the debtor is not obligated to pay the credit service charge or loan finance charge and has a right to recover from the person violating this Act or from an assignee of that person's rights who undertakes direct collection of payments or enforcement of rights arising from the debt a penalty in an amount determined by the court not in excess of three times the amount of the credit service charge or loan finance charge. No action pursuant to this subsection may be brought more than one (1) year after the due date of the last scheduled payment of the agreement with respect to which the violation occurred.

(2) If a creditor has violated the provisions of this Act applying to authority to make supervised loans (Section 3-502), the loan is void and the debtor is not obligated to pay either the principal or loan finance charge. If he has paid any part of the principal or of the loan finance charge, he has a right to recover the payment from the person violating this Act or from an assignee of that person's rights who undertakes direct collection of payments or enforcement of rights arising from the debt. With respect to violations arising from loans made pursuant to revolving loan accounts, no action pursuant to this subsection may be brought more than two (2) years after the violation occurred. With respect to violations arising from other loans, no action pursuant to this subsection may be brought more than one (1) year after the due date of the last scheduled payment of the agreement pursuant to which the charge was paid.

(3) A debtor is not obligated to pay a charge in excess of that allowed by this Act, and if he has paid an excess charge he has a right to a refund. A refund may be made by reducing the debtor's obligation by the amount of the excess charge. If the debtor has paid an amount in excess of the lawful obligation under the agreement, the debtor may recover the excess amount from the person who made the excess charge or from an assignee of

that person's rights who undertakes direct collection of payments from or enforcement of rights against debtors arising from the debt.

(4) If a debtor is entitled to a refund and a person liable to the debtor refuses to make a refund within a reasonable time after demand, the debtor may recover from that person a penalty in an amount determined by a court not exceeding the greater of either the amount of the credit service or loan finance charge or ten times the amount of the excess charge. If the creditor has made an excess charge in deliberate violation of or in reckless disregard for this Act, the penalty may be recovered even though the creditor has refunded the excess charge. No penalty pursuant to this subsection may be recovered if a court has ordered a similar penalty assessed against the same person in a civil action by the Administrator (Section 6-113). With respect to excess charges arising from sales made pursuant to revolving charge accounts or from loans made pursuant to revolving loan accounts, no action pursuant to this subsection may be brought more than two (2) years after the time the excess charge was made. With respect to excess charges arising from other consumer credit sales or consumer loans, no action pursuant to this subsection may be brought more than one (1) year after the due date of the last scheduled payment of the agreement pursuant to which the charge was made.

(5) Except as otherwise provided, no violation of this Act impairs rights on a debt.

(6) If an employer discharges an employee in violation of the provisions prohibiting discharge (Section 5-106), the employee may within thirty (30) days bring a civil action for recovery of wages lost as a result of the violation and for an order requiring the reinstatement of the employee. Damages recoverable shall not exceed lost wages for six weeks.

(7) If the creditor establishes by a preponderance of evidence that a violation is

unintentional or the result of a bona fide error no liability is imposed under subsections (1), (2), and (4) and the validity of the transaction is not affected.

(8) In any case in which it is found that a creditor has violated this Act, the court may award reasonable attorney's fees incurred by the debtor.

SECTION 5-203. CIVIL LIABILITY FOR VIOLATION OF DISCLOSURE PROVISIONS. (1) Except as otherwise provided in this section, a creditor who, in violation of the provisions on disclosure (Part 3), other than the provisions on advertising (Sections 2-313 and 3-312), of the Article on Credit Sales (Article 2) and the Article on Loans (Article 3), fails to disclose information to a person entitled to the information under this Act is liable to that person in an amount equal to the sum of

(a) twice the amount of the credit service or loan finance charge in connection with the transaction, but the liability pursuant to this paragraph shall be not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00); and

(b) in the case of a successful action to enforce the liability under paragraph (a), the costs of the action together with reasonable attorney's fees as determined by the court.

(2) A creditor has no liability under this section if within fifteen (15) days after discovering an error, and prior to the institution of an action under this section or the receipt of written notice of the error, the creditor notifies the person concerned of the error and makes whatever adjustments in the appropriate account are necessary to insure that the person will not be required to pay a credit service charge or loan finance charge in excess of the amount or percentage rate actually disclosed.

(3) A creditor may not be held liable in any action brought under this section for a violation of this Act if the creditor

shows by a preponderance of evidence that the violation was not intentional and resulted from a bona fide error notwithstanding the maintenance of procedures reasonably adapted to avoid the error.

(4) Any action which may be brought under this section against the original creditor in any credit transaction involving a security interest in land may be maintained against any subsequent assignee of the original creditor where the assignee, its subsidiaries, or affiliates were in a continuing business relationship with the original creditor either at the time the credit was extended or at the time of the assignment, unless the assignment was involuntary, or the assignee shows by a preponderance of evidence that it did not have reasonable grounds to believe that the original creditor was engaged in violations of this Act and that it maintained procedures reasonably adapted to apprise it of the existence of the violations.

(5) No action pursuant to this section may be brought more than one (1) year after the date of the occurrence of the violation.

SECTION 5-204. DEBTOR'S RIGHT TO RESCIND CERTAIN TRANSACTIONS.

(1) Except as otherwise provided in this section, in the case of a consumer credit sale or consumer loan with respect to which a security interest is retained or acquired in an interest in land which is used or expected to be used as the residence of the person to whom credit is extended, the debtor shall have the right to rescind the transaction until midnight of the third business day following the consummation of the transaction or the delivery of the disclosures required under this section and all other material disclosures required by this Act, whichever is later, by notifying the creditor, in accordance with rules of the Administrator, of his intention to do so. The creditor shall clearly and conspicuously disclose, in accordance with rules of the Administrator, to the debtor in a transaction subject to

this section the rights of the debtor under this section. The creditor shall also provide, in accordance with rules of the Administrator, an adequate opportunity to the obligor to exercise his right to rescind any transaction subject to this section.

(2) When a debtor exercises his right to rescind under subsection (1), he is not liable for any credit service charge, loan finance charge, or other charge, and any security interest given by the debtor becomes void upon the rescission. Within ten (10) days after receipt of a notice of rescission, the creditor shall return to the debtor the money or property given as earnest money, down payment, or otherwise, and shall take any action necessary or appropriate to reflect the termination of any security interest created under the transaction. If the creditor has delivered property to the debtor, the debtor may retain possession of it. Upon the performance of the creditor's obligations under this section, the debtor shall tender the property to the creditor, except that if return of the property in kind would be impractical or inequitable, the debtor shall tender its reasonable value. Tender shall be made at the location of the property or at the residence of the debtor, at the option of the debtor. If the creditor does not take possession of the property within ten (10) days after tender by the debtor, ownership of the property vests in the debtor without obligation on his part to pay for it.

(3) Notwithstanding any rule of evidence, written acknowledgment of receipt of any disclosure required under this Act by a person to whom a statement is required to be given pursuant to this section does no more than create a rebuttable presumption of delivery thereof.

(4) The Administrator may, if he finds that the action is necessary in order to permit homeowners to meet bona fide personal financial emergencies, prescribe rules authorizing the modification or waiver of any rights created under this sec-

tion to the extent and under the circumstances set forth in those rules.

(5) This section does not apply to the creation or retention of a first lien against a dwelling to finance the acquisition of that dwelling.

SECTION 5-205. REFUNDS AND PENALTIES AS SET OFF TO OBLIGATION. Refunds or penalties to which the debtor is entitled pursuant to this Part may be set off against the debtor's obligation, and may be raised as a defense to a suit on the obligation without regard to the time limitations prescribed by this Part.

PART 3

CRIMINAL PENALTIES

SECTION 5-301. WILLFUL VIOLATIONS. (1) A supervised lender who willfully makes charges in excess of those permitted by the provisions of the Article on Loans (Article 3) applying to supervised loans (Part 5) is guilty of a misdemeanor and upon conviction may be sentenced to pay a fine not exceeding Five Hundred Dollars (\$500.00), or to imprisonment not exceeding one (1) year, or both.

(2) A person, other than a supervised financial organization, who willfully engages in the business of making supervised loans without a license in violation of the provisions of this Act applying to authority to make supervised loans (Section 3-502) is guilty of a misdemeanor and upon conviction may be sentenced to pay a fine not exceeding Five Thousand Dollars (\$5,000.00), or to imprisonment not exceeding one (1) year, or both.

(3) A person who willfully engages in the business of making consumer credit sales, consumer leases, or consumer loans, or of taking assignments of rights against debtors arising therefrom and undertakes direct collection of payments or enforcement of these rights, without complying with the provisions of this Act concerning notification (Section 6-202) or payment of fees (Section 6-203), is guilty of a misdemeanor and upon conviction may be sentenced to pay a fine not exceeding Five Hundred Dollars (\$500.00).

SECTION 5-302. DISCLOSURE VIOLATIONS. A person is guilty of a misdemeanor and upon conviction may be sentenced to pay a fine not exceeding Five Thousand Dollars (\$5,000.00), or to imprisonment not exceeding one (1) year, or both, if he willfully and knowingly

(1) gives false or inaccurate information or fails to provide information which he is required to disclose under the provisions of this Act on disclosure and advertising (Part 3) of the Article on Credit Sales (Article 2) or of the Article on Loans (Article 3), or of any related rule of the Administrator adopted pursuant to this Act;

(2) uses any rate table or chart, the use of which is authorized by rule of the Administrator adopted pursuant to the provisions on calculation of rate to be disclosed (Section 2-304 and Section 3-304), in a manner which consistently understates the annual percentage rate determined according to those provisions; or

(3) otherwise fails to comply with any requirement of the provisions of this Act on disclosure and advertising (Part 3) of the Article on Credit Sales (Article 2) or of the Article on Loans (Article 3), or of any related rule of the Administrator adopted pursuant to this Act.

ARTICLE 6

ADMINISTRATION

PART 1

POWERS AND FUNCTIONS OF ADMINISTRATOR

SECTION 6-101. SHORT TITLE. This Article shall be known and may be cited as Uniform Consumer Credit Code—Administration.

SECTION 6-102. APPLICABILITY. This Part applies to persons who in this State

(1) make or solicit consumer credit sales, consumer leases, consumer loans, consumer related sales (Section 2-602) and consumer related loans (Section 3-602), or

(2) directly collect payments from or enforce rights against debtors arising from sales, leases, or loans specified in

subsection (1), wherever they are made.

SECTION 6-103. ADMINISTRATOR. "Administrator" means the Administrator of Consumer Affairs as provided in Article 6, Part 5.

SECTION 6-104. POWERS OF ADMINISTRATOR; HARMONY WITH FEDERAL REGULATIONS; RELIANCE ON RULES; DUTY TO REPORT. (1) In addition to other powers granted by this Act, the Administrator may within the limitations provided by law

(a) receive and act on complaints, take action designed to obtain voluntary compliance with this Act, or commence proceedings on his own initiative;

(b) counsel persons and groups on their rights and duties under this Act;

(c) establish programs for the education of consumers with respect to credit practices and problems;

(d) make studies appropriate to effectuate the purposes and policies of this Act and make the results available to the public; and

(e) with commission approval adopt, amend, and repeal substantive rules when specifically authorized by this Act, and adopt, amend, and repeal procedural rules to carry out the provisions of this Act, all as provided by the general act of this State governing Administrative Procedures (Title 75, Oklahoma Statutes, Chapters 7 and 8).

(2) The Administrator shall adopt rules not inconsistent with the Federal Consumer Credit Protection Act to assure a meaningful disclosure of credit terms so that a prospective debtor will be able to compare more readily the various credit terms available to him and to avoid the uninformed use of credit. These rules may require disclosure by persons who arrange for the extension of credit, may contain classifications, differentiations or other provisions, and may provide for adjustments and exceptions for any class of transactions subject to this Act which in the judgment of the Administrator are

necessary or proper to effectuate the purposes or to prevent circumvention or evasion of, or to facilitate compliance with, the provisions of this Act relating to disclosure of credit terms.

(3) To keep the Administrator's rules in harmony with the Federal Consumer Credit Protection Act and the regulations prescribed from time to time pursuant to that Act by the Board of Governors of the Federal Reserve System and with the rules of administrators in other jurisdictions which enact the Uniform Consumer Credit Code, the Administrator, so far as is consistent with the purposes, policies and provisions of this Act, shall

(a) before adopting, amending, and repealing rules, advise and consult with administrators in other jurisdictions which enact the Uniform Consumer Credit Code; and

(b) in adopting, amending, and repealing rules, take into consideration

(i) the regulations so prescribed by the Board of Governors of the Federal Reserve System; and

(ii) the rules of administrators in other jurisdictions which enact the Uniform Consumer Credit Code.

(4) Except for refund of an excess charge, no liability is imposed under this Act for an act done or omitted in conformity with a rule of the Administrator notwithstanding that after the act or omission the rule may be amended or repealed or be determined by judicial or other authority to be invalid for any reason.

(5) The Administrator shall report annually on or before January 1 to the Governor and Legislature on the operation of his office, on the use of consumer credit in the State, and on the problems of persons of small means obtaining credit from persons regularly engaged in extending sales or loan credit. For the purpose of making the report, the Administrator is authorized to conduct research and make appropriate studies. The report shall in-

clude a description of the examination and investigation procedures and policies of his office, a statement of policies followed in deciding whether to investigate or examine the offices of credit suppliers subject to this Act, a statement of the number and percentages of offices which are periodically investigated or examined, a statement of the types of consumer credit problems of both creditors and debtors which have come to his attention through his examinations and investigations and the disposition of them under existing law, a statement of the extent to which the rules of the Administrator pursuant to this Act are not in harmony with the regulations prescribed by the Board of Governors of the Federal Reserve System pursuant to the Federal Consumer Credit Protection Act or the rules of administrators in other jurisdictions which enact the Uniform Consumer Credit Code and the reasons for such variations, and a general statement of the activities of his office and of others to promote the purposes of this Act. The report shall not identify the creditors against whom action is taken by the Administrator.

SECTION 6-105. ADMINISTRATIVE POWERS WITH RESPECT TO SUPERVISED FINANCIAL ORGANIZATIONS.

(1) With respect to supervised financial organizations, the powers of examination and investigation (Sections 3-506 and 6-106) and administrative enforcement (Section 6-108) shall be exercised by the official or agency to whose supervision the organization is subject. All other powers of the Administrator under this Act may be exercised by him with respect to a supervised financial organization.

(2) If the Administrator receives a complaint or other information concerning noncompliance with this Act by a supervised financial organization, he shall inform the official or agency having supervisory authority over the organization concerned. The Administrator may request information about supervised financial

organizations from the officials or agencies supervising them.

(3) The Administrator and any official or agency of this State having supervisory authority over a supervised financial organization are authorized and directed to consult and assist one another in maintaining compliance with this Act. They may jointly pursue investigations, prosecute suits, and take other official action, as they deem appropriate, if either of them is otherwise empowered to take the action.

SECTION 6-106. INVESTIGATORY POWERS. (1) If the Administrator has probable cause to believe that a person has engaged in an act which is subject to action by the Administrator, he may make an investigation to determine whether the act has been committed, and, to the extent necessary for this purpose, may administer oaths or affirmations, and upon his own motion or upon request of any party may subpoena witnesses, compel their attendance, adduce evidence, and require the production of any matter which is relevant to the investigation, including the existence, description, nature, custody, condition, and location of any books, documents, or other tangible things and the identity and location of persons having knowledge of relevant facts, or any other matter reasonably calculated to lead to the discovery of admissible evidence.

(2) If the person's records are located outside this State, the person shall, at his option, either make them available to the Administrator at a convenient location within this State, or pay the reasonable and necessary expenses for the Administrator or his representative to examine them at the place where they are maintained. The Administrator may designate representatives, including comparable officials of the State in which the records are located, to inspect them on his behalf.

(3) Upon failure without lawful excuse to obey a subpoena or to give testimony and upon reasonable notice to all persons

affected thereby the Administrator may apply to a court for an order compelling compliance, as provided by the general act of this State governing Administrative Procedures (Title 75, Oklahoma Statutes, Chapters 7 and 8).

(4) The Administrator shall not make public the name or identity of a person whose acts or conduct he investigates pursuant to this section or the facts disclosed in the investigation, but this subsection does not apply to disclosures in actions or enforcement proceedings pursuant to this Act.

SECTION 6-107. APPLICATION OF ADMINISTRATIVE PROCEDURE ACT. Except as otherwise provided, the State Administrative Procedure Act (Title 75, Oklahoma Statutes, Chapters 7 and 8) applies to and governs all administrative action taken by the Administrator pursuant to this Article or the Part on Regulated and Supervised Loans (Part 5) of the Article on Loans (Article 3).

SECTION 6-108. ADMINISTRATIVE ENFORCEMENT ORDERS. (1) After notice and hearing, the Administrator may order a creditor or a person acting in his behalf to cease and desist from engaging in violations of this Act. A respondent aggrieved by an order of the Administrator may obtain judicial review of the order as provided by the general act of this State governing Administrative Procedures (Title 75, Oklahoma Statutes, Chapters 7 and 8). In such a review proceeding, the Administrator may apply for an order enforcing his order.

(2) All such proceedings shall be conducted and the court's authority in review shall be exercised in accordance with the provisions of the general act of this State governing Administrative Procedures, with the following additions:

(a) the court may grant any temporary relief or restraining order it deems just;

(b) if the court affirms or modifies the order, it shall enter a decree enforcing and requiring compliance with the order as affirmed or as modified;;

(c) an objection to the order not urged at the hearing shall not be considered by the court unless the failure to urge the objection is excused for good cause shown; and

(d) the Administrator's copy of the testimony shall be available at reasonable times to all parties for examination without cost.

(3) If no proceeding for review has been filed within the time specified by law, the Administrator may obtain from a court having jurisdiction over the respondent a decree for enforcement of its order upon a showing that the order was issued in compliance with this section, that no proceeding for review was initiated within the time specified by law, and that the respondent is subject to the jurisdiction of the court.

(4) With respect to unconscionable agreements or fraudulent or unconscionable conduct by the respondent, the Administrator may not issue an order pursuant to this section but may bring a civil action for an injunction (Section 6-111).

SECTION 6-109. ASSURANCE OF DISCONTINUANCE. If it is claimed that a person has engaged in conduct subject to an order by the Administrator (Section 6-108) or by a court (Sections 6-110 through 6-112), the Administrator may accept an assurance in writing that the person will not engage in the conduct in the future. If a person giving an assurance of discontinuance fails to comply with its terms, the assurance is evidence that prior to the assurance he engaged in the conduct described in the assurance.

SECTION 6-110. INJUNCTIONS AGAINST VIOLATIONS OF ACT. The Administrator may bring a civil action to restrain a person from violating this Act and for other appropriate relief.

SECTION 6-111. INJUNCTIONS AGAINST UNCONSCIONABLE AGREEMENTS AND FRAUDULENT OR UNCONSCIONABLE CONDUCT. (1) The

Administrator may bring a civil action to restrain a creditor or a person acting in his behalf from engaging in a course of

(a) making or enforcing unconscionable terms or provisions of consumer credit sales, consumer leases, or consumer loans;

(b) fraudulent or unconscionable conduct in inducing debtors to enter into consumer credit sales, consumer leases, or consumer loans; or

(c) fraudulent or unconscionable conduct in the collection of debts arising from consumer credit sales, consumer leases, or consumer loans.

(2) In an action brought pursuant to this section the court may grant relief only if it finds

(a) that the respondent has made unconscionable agreements or has engaged or is likely to engage in a course of fraudulent or unconscionable conduct;

(b) that the agreements or conduct of the respondent has caused or is likely to cause injury to consumers; and

(c) that the respondent has been able to cause or will be able to cause the injury primarily because the transactions involved are credit transactions.

(3) In applying this section, consideration shall be given to each of the following factors, among others:

(a) belief by the creditor at the time consumer credit sales, consumer leases, or consumer loans are made that there was no reasonable probability of payment in full of the obligation by the debtor;

(b) in the case of consumer credit sales or consumer leases, knowledge by the seller or lessor at the time of the sale or lease of the inability of the buyer or lessee to receive substantial benefits from the property or services sold or leased;

(c) in the case of consumer credit sales or consumer leases, gross disparity between the price of the property or services sold or leased and the value of the property or services measured by the

price at which similar property or services are readily obtainable in credit transactions by like buyers or lessees;

(d) the fact that the creditor contracted for or received separate charges for insurance with respect to consumer credit sales or consumer loans with the effect of making the sales or loans, considered as a whole, unconscionable; and

(e) the fact that the respondent has knowingly taken advantage of the inability of the debtor reasonably to protect his interests by reason of physical or mental infirmities, ignorance, illiteracy or inability to understand the language of the agreement, or similar factors.

(4) In an action brought pursuant to this section, a charge or practice expressly permitted by this Act is not in itself unconscionable.

SECTION 6-112. TEMPORARY RELIEF. With respect to an action brought to enjoin violations of the Act (Section 6-110) or unconscionable agreements or fraudulent or unconscionable conduct (Section 6-111), the Administrator may apply to the court for appropriate temporary relief against a respondent, pending final determination of proceedings. If the court finds after a hearing held upon notice to the respondent that there is reasonable cause to believe that the respondent is engaging in or is likely to engage in conduct sought to be restrained, it may grant any temporary relief or restraining order it deems appropriate.

SECTION 6-113. CIVIL ACTIONS BY ADMINISTRATOR. (1) After demand, the Administrator may bring a civil action against a creditor for making or collecting charges in excess of those permitted by this Act. An action may relate to transactions with more than one debtor. If it is found that an excess charge has been made, the court shall order the respondent to refund to the debtor or debtors the amount of the excess charge. If a creditor has made an excess charge in deliberate violation of or in reckless dis-

regard for this Act, or if a creditor has refused to refund an excess charge within a reasonable time after demand by the debtor or the Administrator the court may also order the respondent to pay to the debtor or debtors a civil penalty in an amount determined by the court not in excess of the greater of either the amount of the credit service or loan finance charge or ten times the amount of the excess charge. Refunds and penalties to which the debtor is entitled pursuant to this subsection may be set off against the debtor's obligation. If a debtor brings an action against a creditor to recover an excess charge or civil penalty an action by the Administrator to recover for the same excess charge or civil penalty shall be stayed while the debtor's action is pending and shall be dismissed if the debtor's action is dismissed with prejudice or results in a final judgment granting or denying the debtor's claim. With respect to excess charges arising from sales made pursuant to revolving charge accounts or from loans made pursuant to revolving loan accounts, no action pursuant to this subsection may be brought more than two (2) years after the time the excess charge was made. With respect to excess charges arising from other consumer credit sales or consumer loans, no action pursuant to this subsection may be brought more than one (1) year after the due date of the last scheduled payment of the agreement pursuant to which the charge was made. If the creditor establishes by a preponderance of evidence that a violation is unintentional or the result of a bona fide error, no liability to pay a penalty shall be imposed under this subsection.

(2) The Administrator may bring a civil action against a creditor or a person acting in his behalf to recover a civil penalty for willfully violating this Act, and if the court finds that the defendant has engaged in a course of repeated and willful violations of this Act, it may assess a civil penalty of no more than Five Thousand Dollars (\$5,000.00). No civil penalty

pursuant to this subsection may be imposed for violations of this Act occurring more than two (2) years before the action is brought or for making unconscionable agreements or engaging in a course of fraudulent or unconscionable conduct.

SECTION 6-114. JURY TRIAL. In an action brought by the Administrator under this Act, the Administrator has no right to trial by jury.

SECTION 6-115. DEBTOR'S REMEDIES NOT AFFECTED. The grant of powers to the Administrator in this Article does not affect remedies available to debtors under this Act or under other principles of law or equity.

PART 2

NOTIFICATION AND FEES

SECTION 6-201. APPLICABILITY. This part applies to a person other than a supervised financial organization or a person holding a license to make supervised loans issued under Part 5 of Article 3 of this Act, engaged in making in this State consumer credit sales, consumer leases, or consumer loans and to a person having an office or place of business in this State who takes assignments of and undertakes direct collection of payments from or enforcement of rights against debtors arising from these sales, leases or loans.

SECTION 6-202. NOTIFICATION. (1) Persons subject to this Part shall file notification with the Administrator within thirty (30) days after commencing business in this State, and thereafter, on or before January 31 of each year. The notification shall state

- (a) name of the person;
- (b) name in which business is transacted if different from (1);
- (c) address of principal office, which may be outside this State;
- (d) address of all offices or retail stores, if any, in this State at which consumer credit sales, consumer leases, or consumer loans are made, or in the case of a person taking assignments of obligations, the offices or places of business

within this State at which business is transacted;

(e) if consumer credit sales, consumer leases, or consumer loans are made otherwise than at an office or retail store in this State, a brief description of the manner in which they are made;

(f) address of designated agent upon whom service of process may be made in this State (Section 1-203); and

(g) Whether regulated or supervised loans or both are made.

(2) If information in a notification becomes inaccurate after filing, no further notification is required until the following January 31.

SECTION 6-203. FEES. (1) A person required to file notification shall on or before January 31 of each year pay to the Administrator an annual fee of Ten Dollars (\$10.00) for that year.

(2) Persons required to file notification who are sellers, lessors, or lenders shall pay an additional fee at the time and in the manner stated in subsection (1) of Ten Dollars (\$10.00) for each One Hundred Thousand Dollars (\$100,000.00), or part thereof, in excess of One Hundred Thousand Dollars (\$100,000.00), of the original unpaid balances arising from consumer credit sales, consumer leases, and consumer loans made in this State within the preceding calendar year and held either by the seller, lessor, or lender for more than thirty (30) days after the inception of the sale, lease, or loan giving rise to the obligations, or by an assignee who has not filed notification. A refinancing of a sale, lease, or loan resulting in an increase in the amount of an obligation is considered a new sale, lease, or loan to the extent of the amount of the increase.

(3) Persons required to file notification who are assignees shall pay an additional fee at the time and in the manner stated in subsection (1) of Ten Dollars (\$10.00) for each One Hundred Thousand Dollars (\$100,000.00), or part thereof, of the unpaid balances at the time of the assign-

ment of obligations arising from consumer credit sales, consumer leases, and consumer loans made in this State taken by assignment during the preceding calendar year, but an assignee need not pay a fee with respect to an obligation on which the assignor or other person has already paid a fee.

PART 3

RESERVED

PART 4

RESERVED

PART 5

DEPARTMENT OF CONSUMER AFFAIRS

SECTION 6-501. DEPARTMENT OF CONSUMER AFFAIRS; COMMISSION ON CONSUMER AFFAIRS; ADMINISTRATOR. There is hereby created

(a) the Department of Consumer Affairs;

(b) the Commission on Consumer Affairs; and

(c) the Office of Administrator of Consumer Affairs. The Commission shall be the policy making and governing authority of the Department and shall appoint the Administrator and be responsible for the enforcement of this Act.

SECTION 6-502. MEMBERS OF COMMISSION.

(a) The Commission shall consist of five (5) members to be appointed by the Governor by and with the advice and consent of the Senate. The State Banking Commissioner shall be an ex-officio nonvoting sixth member of the Commission.

(b) It is unlawful for any member of the Commission, the Administrator, or any other officer or employee of the Department to use for personal benefit any information which is filed with or obtained by the Administrator and which is not made public. No provision of this Act authorizes any member of the Commission, the Administrator or any other officer or employee of the Department to disclose any such information except among themselves or when necessary or appropriate

in a proceeding or investigation under this Act. No provision of this Act either creates or derogates from any privilege which exists at common law or otherwise when documentary or other evidence is sought under a subpoena directed to any member of the Commission, the Administrator or any other officer or employee of the Department.

(c) Except upon proof of corruption, no Commissioner shall for his acts or his failure to act be civilly liable to any applicant, or any other person.

SECTION 6-503. APPOINTMENT OF COMMISSION MEMBERS; TERMS OF OFFICE; BIPARTISAN COMPOSITION. The Governor shall annually appoint one Commission member to serve for a term of five (5) years, expiring on January 1; provided, however, that the Governor shall for the initial appointments appoint five members and he shall designate one member to serve for a term of one (1) year; one member to serve for a term of two (2) years; one member to serve for a term of three (3) years; one member to serve for a term of four (4) years; and one member to serve for a term of five (5) years, from their respective dates of appointment and qualification. Upon the expiration of these initial terms, the term of each member shall be five (5) years from the date of his appointment and qualification, and until his successor shall qualify. Vacancies shall be filled by the Governor, in the same manner as the initial appointments, for any unexpired term. Members of the Commission shall be eligible for reappointment. No more than three members of the Commission shall be members of the same political party.

SECTION 6-504. CHAIRMAN; QUORUM; RULES; REPORTS; MEETINGS. The Commission shall select a chairman and is hereby authorized to adopt rules for conducting its proceedings. Any three voting members shall constitute a quorum for transacting Commission business. The Commission shall meet monthly on such

date as it may designate and may meet at such other times as it may deem necessary, or when called by the chairman or by any two members. Complete minutes of each meeting shall be kept and filed in the Department of Consumer Affairs and shall be available for public inspection during reasonable office hours. The Commission shall report annually to the Governor, to the Legislature and to the State Legislative Council. The report shall contain a summary of the minutes of the meetings held during the year, legislative recommendations, a summary of violations of this Act and action taken thereon, and such other data and information as may be deemed necessary or appropriate. Each member of the Commission shall have unrestricted access to all offices and records of the Department. The Commission may review, repeal, amend or modify any rule or regulation adopted or promulgated by the Administrator.

SECTION 6-505. REMUNERATION AND EXPENSES. Each member of the Commission shall be paid a remuneration of Twenty-five Dollars (\$25.00) per day, for a period not to exceed a total of sixty (60) days in any one calendar year, while engaged in the performance of his duties, and shall receive mileage and per diem as provided by Sections 500.5, 500.8 and 500.11 of Title 74, Oklahoma Statutes.

SECTION 6-506. QUALIFICATIONS AND REMUNERATION OF ADMINISTRATOR. The Administrator shall be a person of good moral character, at least twenty-five (25) years of age, a resident taxpayer of Oklahoma, and shall be thoroughly familiar with consumer credit and consumer transactions. The Commission may also require additional qualifications. The Administrator, while serving as such, shall not directly or indirectly be financially interested in or associated with any other person subject to the jurisdiction of the Commission or the Administrator thereof. The salary of the Administrator shall be fixed by the Commission, but shall be not more than Twenty-five Thousand

Dollars (\$25,000.00) per annum, payable monthly, from appropriations made by the Legislature.

SECTION 6-507. DEPUTY ADMINISTRATOR. The Administrator, with the approval of the Commission, may designate a Deputy Administrator, who shall satisfy and meet the same qualifications, including bond, required for the Administrator and who shall perform all the duties required to be performed by the Administrator when the Administrator is absent or unable to act for any reason.

SECTION 6-508. BOND. Before assuming office, the Administrator shall give a bond in the sum of Fifty Thousand Dollars (\$50,000.00) payable to the State of Oklahoma, to be approved by the Attorney General of the State of Oklahoma, conditioned that he will faithfully execute the duties of his office. The Administrator may by rule or order require any employee of the Department to be bonded on the same condition and in the same or such lesser amount as he determines. The expense of all such bonds shall be paid from funds available to the Department.

SECTION 6-509. INTERNAL ORGANIZATION. The internal administrative organization of the Department shall be determined by the Commission in such manner as to promote the efficient and effective enforcement of this Act.

SECTION 6-510. EMPLOYEES; DUTIES; COMPENSATION. The Administrator shall prepare in writing a manual of necessary employee positions for the Department, including job classifications, personnel qualifications, duties, maximum and minimum salary schedules, and other personnel information for approval by the Commission. The Administrator may, with the approval of the Commission, select, appoint and employ such accountants, attorneys, auditors, examiners, clerks, stenographers and other personnel as he deems necessary for the proper administration of this Act, and may fix their compensation and the salary of the Deputy Administrator. The Deputy Administrator and oth-

er employees of the Department shall serve at the pleasure of the Administrator.

ARTICLE 7

RESERVED

ARTICLE 8

RESERVED

ARTICLE 9

EFFECTIVE DATE; REPEALER;

EMERGENCY CLAUSE

SECTION 9-101. TIME OF TAKING EFFECT; PROVISIONS FOR TRANSITION.

(1) Except as otherwise provided in this section, this Act takes effect at 12:01 a.m. on July 1, 1969.

(2) To the extent appropriate to permit the Administrator to prepare for operation of this Act when it takes effect and to act on applications for licenses to make supervised loans under this Act (subsection (1) of Section 3-503), the Part Supervised Loans (Part 5) of the Article on Loans (Article 3) and the Article on Administration (Article 6) takes effect upon enactment.

(3) Transactions entered into before this Act takes effect and the rights, duties, and interests flowing from them thereafter may be terminated, completed, consummated, or enforced as required or permitted by any statute, rule of law, or other law amended, repealed, or modified by this Act as though the repeal, amendment or modification had not occurred, but this Act applies to

(a) refinancings, consolidations, and deferrals made after this Act takes effect of sales, leases, and loans whenever made;

(b) sales or loans made after this Act takes effect pursuant to revolving charge accounts (Section 2-108) and revolving loan accounts (Section 3-108) entered into, arranged, or contracted for before this Act takes effect; and

(c) all credit transactions made before this Act takes effect insofar as the Article on Remedies and Penalties (Article 5) limits the remedies of creditors.

(4) With respect to revolving charge accounts (Section 2-108) and revolving loan accounts (Section 3-108) entered into, arranged, or contracted for before this Act takes effect, disclosure pursuant to the provisions on disclosure (Section 2-310 and Section 3-309), shall be made not later than thirty (30) days after this Act takes effect.

SECTION 9-102. SPECIFIC REPEAL. 15 O. S. 1961, § § 280.1 through 280.29, inclusive; Chapter 241, O. S. L. 1967 (15 O. S. Supp. 1968, § § 701-712, inclusive); 15 O. S. 1961, § § 261, 264, 267-270, inclusive, 273; and other laws and parts of laws in conflict herewith are hereby repealed.

SECTION 9-103. EMERGENCY CLAUSE. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

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 112**.

The above numbered Bill as amended in Conference was referred for enrollment.

Senator Terrill moved that the Senate stand recessed until 2:15 p.m., which motion was declared adopted.

At 2:15, the Senate reassembled with President Pro Tempore Smith presiding.

Senator Terrill raised the question of "no quorum".

The President Pro Tempore ordered the roll called and declared a quorum was present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 112 correctly enrolled.

Senator Massey presiding.

Enrolled **SB 112** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Smith presiding.

By unanimous consent, upon request of Senator Graves, **HB 1001** was taken up for consideration.

Senator Graves moved that the Senate adopt the Conference Committee Report on **HB 1001**.

Senator Hamilton, as a substitute for the Graves motion, moved that the Senate reject the Conference Committee Report on **HB 1001**, and instruct the conferees to: (1) Abolish the "Holder in Due Course Doctrine" through the Bill; (2) To require all changes in the rules and regulations to be made by the Commission instead of the Administrator; and (3) To make the assignor equally liable with the assignee on any transaction, which motion was tabled upon motion of Senator Graves.

The vote occurring upon the Graves motion, it was declared adopted.

HB 1001, as 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, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Inhofe, Luton, McCune, McGraw, Massey, Murphy, Nichols, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill.—29.

Nay: Birdsong, Boecher, Hamilton, Hargrave, Horn, Howard, Keels, Lane, McSpadden, Miller, Payne, Phillips, Porter, Stipe, Williams, Young.—16.

Excused: Breckinridge, Martin, Medearis.—3.

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, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Holden, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Massey, Murphy, Nichols, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Nay: Birdsong, Boecher, Field, Hamilton, Hargrave, Horn, Howard, Lane, Miller, Payne, Phillips, Stipe.—12.

Excused: Breckinridge, Martin, Medearis.—3.

The emergency was declared passed.

HB 1001, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Terrill 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 Engrossed:

HCR 1026—By Hutchens, et al, of the House and Williams and Field of the Senate—A concurrent Resolution requesting the Interstate Commerce Commission to deny certain applications for permission to abandon approximately three hundred fifty miles of railroad tracks in western Oklahoma, unless by convincing evidence, the two applicants show public convenience and necessity do not require a continuation of serving the people in the area affected; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 112**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 104**, naming conferees as follows: Derryberry, Smith (Norman), Beauchamp, Cate and Privett—Said Conferees to be instructed according to Senate Message requesting further conference.

MESSAGE FROM THE GOVERNOR

Advising approval by him April 24, 1969, of Enrolled **SBs 48, 52, 68, 275 and 344** entitled:

SB 48—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Water Resources Board and making appropriation thereto; * * * and declaring an emergency,

SB 52—By McSpadden, Massey and Birdsong of the Senate and Willis and Miskelly of the House—An Act relating to the office of the Insurance Commissioner and making an appropriation thereto; * * * and declaring an emergency,

SB 68—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the State Board of Education and making appropriations thereto; * * * and declaring an emergency,

SB 275—By Romang of the Senate and Sandlin of the House—An Act relating to Juries; providing manner of selecting jury in civil cases; and declaring an emergency,

SB 344—By Luton, Birdsong, Murphy and Grantham of the Senate and Odom (V. H.), et al of the House—An Act relating to Motor Vehicles; providing for extension of validity of chauffeur's or operator's license during service in armed forces of the United States and for sixty days following his return to the continental limits of the United States; and declaring an emergency,

As provided under the Terrill motion, the Senate was declared adjourned until 10:00 a.m., Monday.

Sixty-fourth Legislative Day

Monday, April 28, 1969

Pursuant to adjournment, the Senate was called to order by its President Lieutenant Governor Nigh.

Upon roll call, the following members were present:

Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—44.

Excused: Breckinridge, Howard, Murphy, Stipe.—4.

The President declared a quorum present.

Prayer was offered by the Senate Chaplain, The Reverend Joe Dickens.

The Journal for the last legislative day was declared approved.

COMMUNICATION

Senator Nichols asked unanimous consent, which was granted, to have read and incorporated in the Journal the following communication:

Honorable Allen G. Nichols
State Senator
State Capitol Building
Oklahoma City, Oklahoma 73105
Dear Senator Nichols:

We read to my Father the Resolution passed by the Senate and House honoring him. He was deeply touched and par-

ticularly asked me to express his profound appreciation to you, and through you to the entire Senate membership.

All of our family are most grateful for the honor you have done him.

Sincerely,

Bill

William J. Holloway, Jr.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 24, 1969, of Enrolled SB 112, entitled:

SB 112—By McSpadden of the Senate and Sanguin of the House—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. 1968, § 1305); *** and declaring an emergency.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 25, 1969, of Enrolled SBs 53, 59, 63, 76, 106, 145, 245, 255, 282 and 304, entitled:

SB 53—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Corporation Commission; making appropriations thereto; stating the purpose; providing that the Commissioners shall fix the duties and compensation of employees within certain limits; *** and declaring an emergency.

SB 59—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Indian Affairs Commission and making an appropriation thereto; *** and declaring an emergency.

SB 63—By McSpadden and Massey of the

Senate and Willis and Miskelly of the House—An Act relating to the State Department of Health and making appropriations thereto; *** and declaring an emergency.

SB 76—By McSpadden and Massey of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Tax Commission and making an appropriation thereto; stating the purpose; *** and declaring an emergency.

SB 106—By Smith, Hargrave and Miller of the Senate and Hopkins of the House—An Act relating to Children; amending 10 O.S. 1961, § 60.18, as amended by Section 1, Chapter 24, O.S.L. 1967 (10 O.S. Supp. 1968, § 60.18); *** and declaring an emergency.

SB 145—By Young and Nichols of the Senate and McCune, et al of the House—An Act relating to Criminal Procedure where a motor vehicle traffic violation is charged; *** and declaring an emergency.

SB 245—By Holden of the Senate and Tarwater and Cox of the House—An Act relating to Revenue and Taxation; amending Section 2, Chapter 530, O.S.L. 1965 (68 O.S. Supp. 1968, § 2310), to provide for making certain distributions from employee's trusts subject to capital gains treatment; and declaring an emergency.

SB 255—By McSpadden—An Act relating to Oklahoma Capitol Improvement Authority; making an appropriation to complete building project for State Department of Public Safety; limiting amount of outstanding bonds for building or buildings for use of State Department of Public Safety; and declaring an emergency.

SB 282—By Luton—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. 1968, 4-11); *** and declaring an emergency.

SB 304—By Garrett and Garrison of the Senate and Miskelly, McCune, Bamberger, et al of the House—An Act relating to Civil Procedure and the Small Claims procedure; amending Sections 1 and 3 Chapter

322, O.S.L. 1968 (12 O.S. Supp. 1968 § § 1751 and 1753), to provide that actions for replevy of personal property and/or possession of real property may be brought under Small Claims Act; *** and declaring an emergency.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 28, 1969, of Enrolled SBs 17, 18, 134, 242, 340, 343, and 354, entitled:

SB 17—By Smalley of the Senate and Bickford and McCune of the House—An Act relating to Civil Procedure; amending 12 O.S. 1961, § § 655, 1031 and 1032 *** and declaring an emergency.

SB 18—By Smalley of the Senate and Bickford and McCune of the House—An Act relating to District Courts; amending 20 O.S. 1961, § 96; providing time when jury sessions and nonjury sessions may be held; *** and declaring an emergency.

SB 134—By Stipe and Payne—An Act relating to Mines and Mining; amending 45 O.S. 1961, § § 181, 292 and 311, to prescribe certain methods under which certain otherwise *** providing for severability; and declaring an emergency.

SB 242—By McSpadden, et al of the Senate and Skeith, Murphy and Monks of the House—An Act relating to Motor Vehicles; amending 47 O.S. 1961, § 14-109; *** and declaring an emergency.

SB 340—By Smalley, et al of the Senate and Cate, et al of the House—An Act relating to Crimes and Punishment; providing that any person not a student, officer or employee who shall refuse to leave the campus facilities of any college or university upon request is guilty of a misdemeanor; defining terms; and declaring an emergency.

SB 343—By Crow, Berrong, Dacus and Massey of the Senate and Witt of the House—An Act relating to Revenue and Taxation; providing expenditures of soil or water conservation be allowed as a deduction for income tax purposes; providing limitation; defining terms; and declaring an emergency.

SB 354—By Boecher of the Senate and Rogers of the House—An Act relating to Public Finance; providing regular periodic billings of public utilities for services furnished municipalities need not as a condition to allowance and payment by a municipality be required to be verified; defining terms; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 55, 132, 272 and **SJR 12, 25, 26** and **SCR 30** each correctly enrolled.

Enrolled **SBs 55, 132, 272** and **SJR 12, 25** and **26** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 30** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTIONS

Senator Young introduced the following Resolution, which was read at length, adopted upon his motion and ordered referred for enrollment:

SR 38—by Young—A Resolution commending the Department of the Interior, Bureau of Indian Affairs, for its decision to continue operation of Chilocco Indian School, at Chilocco, Oklahoma, under supervision of the Anadarko Area Agency office; and directing distribution.

WHEREAS, according to information being disseminated by the news media, it appears that the Department of the Interior, Bureau of Indian Affairs, has determined to continue the administration of Chilocco Indian School, located at Chilocco, Oklahoma, under supervision of the Anadarko Area Agency Office; and

WHEREAS, thousands of Indian Citizens of the State of Oklahoma who have attended said school proudly proclaim it as their alma mater; and

WHEREAS, many of the former students of said school have attained prominence in this state and elsewhere, attesting to

the excellence of the quality of education offered.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That the Department of the Interior, Bureau of Indian Affairs, be, and it is hereby, commended for its decision to continue operation of the Chilocco Indian School under supervision of the Anadarko Area Agency Office.

SECTION 2. That duly authenticated copies of this Resolution be furnished to Walter Hickel, Secretary of the Interior, Robert L. Bennett, Commissioner of Indian Affairs, the Anadarko Area Agency Office, and to the Superintendent, Chilocco Indian School.

SCR 33 by Hamilton of the Senate and Sullivan of the House was introduced and read.

President Pro Tempore Smith asked to be made coauthor of **SCR 33**, which was the order.

SCR 33, as coauthored, was read at length, as follows, adopted upon motion of Senator Hamilton and ordered referred for engrossment:

SCR 33—by Hamilton and Smith of the Senate and Sullivan of the House—A Concurrent Resolution pointing out some accomplishments of the Hodgen Job Corps Center; memorializing President Nixon to order that the Hodgen Center be kept in full operation; and directing distribution.

WHEREAS, pursuant to recommendations by the President of the United States, certain job corps training centers have been ordered to close; and

WHEREAS, among those to be closed is the Hodgen Job Corps Center at Hodgen, near Heavener, Oklahoma; and

WHEREAS, operation of the Hodgen Center has resulted in tremendous strides of progress in the surrounding area; and

WHEREAS, part of the regular work program at the Hodgen Center has con-

sisted of developing picnic and camping areas and laying roads in the Kiamichi Mountains, the Ouachita National Forest and carrying out various conservation programs such as planting thousands of trees in the Talimena Drive and instruction to the trainees in various vocational and technical fields; and

WHEREAS, in today's troubled times when America's youth is rebelling at every turn and the welfare programs are meeting with ever increasing demands from their recipients, the Hodgen Center offers numerous opportunities for young men who want to learn how to get and hold a job, presenting work projects in welding, masonry, building construction, heavy equipment operation, carpentry, sign building, cooking, equipment maintenance and other areas, with prevocational training to aid the youth in selection of an appropriate field to match his aptitudes or interests; and

WHEREAS, the corpsmen have become valuable assets to the surrounding communities and have demonstrated their inclination to become worthwhile citizens by participating in city clean-up campaigns; mowing the municipal airport grounds each year; hosting Christmas parties for needy children and giving toys they have collected and repaired using their own money for expenses; assisting in fighting range fires; planting trees along the street leading to the center; cleaning the roadway of debris at regular intervals; and

WHEREAS, the cost of operation of the center is small when compared to the value of the work done for the State of Oklahoma by the corpsmen and is even smaller when considered as the cost of saving a boy and making a man.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The President of the United States, Richard M. Nixon, is hereby respectfully requested to reconsider his decision to close certain job corps centers, and particularly the Hodgen Center at Hodgen, Oklahoma, and to order that the Hodgen Center be kept in full operation to continue the good it has been doing for the community, LeFlore County, the State of Oklahoma, the nation, and most of all, the corpsmen.

SECTION 2. That duly authenticated copies of this Resolution be distributed to the President of the United States, Richard M. Nixon, the United States Senate, the United States House of Representatives, and each member of the Oklahoma Congressional Delegation.

PENDING SENATE ACTION

SR 34 by Smith was called up for consideration.

Upon motion of President Pro Tempore Smith, SR 34 was read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 34—By Smith—A Resolution relating to interim study by the State Legislative Council; directing the Executive Committee to assign to the appropriate standing committee for study during the 1969 interim, the need for and type of special typewriters or other equipment to be supplied to motor license agents by Oklahoma Tax Commission to enable immediate retrieval of motor vehicle registrations and ownership data; directing the Oklahoma Tax Commission to forego purchase of such special equipment until directed by the Legislature; directing the standing committee of reference to prepare and submit its recommendations and a final report.

WHEREAS, the Highway Safety Act encourages the State of Oklahoma to provide records of motor vehicle registrations and ownership available at a central location with data therefrom immediately retrievable; and

WHEREAS, the Senate of the First Session of the Thirty-second Oklahoma Legislature desires to implement this worthy objective in the most efficient and expeditious manner feasible; and

WHEREAS, several alternative methods of implementation at varying cost to the State of Oklahoma are available for consideration; and

WHEREAS, there is currently pending legislation providing for special equipment for the motor license agents of the state which will be studied and considered during the interim; and

WHEREAS, the best approach for the acquisition and operation of said special equipment for the motor license agents of the state is a question that merits and deserves careful interim study.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is directed to refer to the appropriate standing committee for study during the 1969 legislative interim the pending legislation to authorize the Oklahoma Tax Commission to purchase typewriters and other special equipment for the motor license agents of the state.

SECTION 2. The Oklahoma Tax Commission is hereby requested and directed to forego any expenditures for typewriters or special equipment or systems within the contemplation of this Resolution, for the motor license agents, until such time as the State Legislative Council has had opportunity to make the special study herein directed, and until further directed by the Legislature.

SECTION 3. The committee of reference is hereby directed to prepare a final report and its recommendation for submission to the Executive Committee prior to the convening of the Second Session of the Thirty-second Oklahoma Legislature.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on SB 104 was read and adopted upon motion of Senator Hamilton:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was re-referred ENGROSSED SENATE BILL NO. 104, by Hamilton and others of the Senate and Derryberry of the House entitled:

An Act relating to the Oklahoma State Regents for Higher Education; 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; providing for lapse date; making provision 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:

2nd CCS for SB 104—By Hamilton of the Senate and Derryberry of the House—An Act relating to Oklahoma State Regents for Higher Education; making an appropriation; directing completion of study under HCR 1003 of 1st Session of 32nd Legislature and determination of need and feasibility; authorizing the establishment of a junior college in Altus, and providing for the vitalization of the establishment; 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, and in lieu of any division of funds to be allocated in Section 4 of Senate Bill No. 72 of the 1st Session of the 32nd Legislature, from any monies in the General Revenue Fund, not otherwise

appropriated, the sum of Sixty-five Thousand Dollars (\$65,000.00) to be allocated to the Altus Junior College in the fiscal year ending June 30, 1970, for education and general operating budget.

SECTION 2. The Oklahoma State Regents for Higher Education are hereby directed to complete the study authorized by House Concurrent Resolution No. 1003 of the 1st Session of the 32nd Legislature within ninety days after the passage of this act and, upon a finding of need and feasibility, are authorized to establish a two-year junior college in Altus, to serve Jackson, Tillman, Kiowa, Greer and Harmon Counties 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 Altus 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.

SECTION 3. The State Regents for Higher Education upon said finding of need and feasibility as provided in Section 2 are directed to negotiate with the Board of the now existing Altus Community College and make all appropriate arrangements for the conversion of this institution to a state junior college, including the continued use of existing facilities, faculty and other resources for the period of time necessary to achieve the conversion, and to maintain and operate the college during the transition period. After the conversion has been fully accomplished by the State Regents, a governing board composed of seven members to serve seven-year overlapping terms and to be known as the Board of Regents of Altus Junior College shall be created to be appointed by the Governor by and with the advice and consent of the Senate, which board shall have the same powers and duties as the Board of Regents of Tulsa Junior College, set out in O. S. Supp. 1968, Title 70, Section 4413.

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: Hamilton, Crow, Berrong, Smalley, Miller.

FOR THE HOUSE: Derryberry, Smith, Beauchamp, Cate, Privett.

Senator Crow asked to be made a co-author of **SB 104**, as amended in conference, which was the order.

SB 104, as 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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McGraw, McSpadden, Massey, Nichols, Payne, Phillips, Porter, Romang, Smith, Stansberry, Terrill, Young.—32.

Nay: Baldwin, Berrong, Ferrell, Inhofe, McCune, Martin, Medearis, Miller, Smalley, Williams.—10.

Excused: Breckinridge, Howard, Murphy, Short, Stipe, Taliaferro.—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, Boecher, Bradley, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Keels, Lane, Luton, McGraw, McSpadden, Massey, Nichols, Payne, Phillips, Porter, Romang, Smith, Stansberry, Terrill, Young.—32.

Nay: Baldwin, Berrong, Ferrell, Inhofe, McCune, Martin, Medearis, Miller, Smalley, Williams.—10.

Excused: Breckinridge, Howard, Murphy, Short, Stipe, Taliaferro.—6.

The emergency was declared passed.

SB 104, together with 2nd Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Smalley presiding.

GENERAL ORDER

HB 1487 by Sparkman, et al, of the House and Luton and Smith of the Senate was read and considered.

Upon motion of President Pro Tempore Smith, **HB 1487** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1487** was placed upon third reading and final passage.

THIRD READING

HB 1487 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Massey, Medearis, Nichols, Payne, Porter, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Nay: Bradley, Graves, McCune, Martin, Miller, Phillips, Romang.—7.

Excused: Breckinridge, Howard, Murphy, Short, Stansberry, Stipe.—6.

The bill was declared passed.

HB 1487 was properly signed and ordered returned to Honorable House.

Senator Howard asked to be shown present, which was the order.

RESOLUTIONS

By unanimous consent, upon request of Senator Garrison, **SCR 34** by Garrison, Young, Hamilton, Crow, Terrill and Grantham of the Senate and Hopkins, et al, of

the House was introduced and read as follows:

A Concurrent Resolution praising and commending the Reserve Officer Training Corps programs in Oklahoma's colleges and universities; urging resistance to any pressures to downgrade such programs and that they be continued as accredited courses of instruction; and directing distribution.

By unanimous consent, upon request of Senator Garrison, Senators Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Graves, Ham, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smith, Stansberry, Stipe, Taliaferro and Williams were added as co-authors of the Resolution.

SCR 34, as coauthored, was read at length, adopted upon motion of Senator Garrison and ordered referred for engrossment.

By unanimous consent, **SCR 35** by Taliaferro, Terrill and Luton of the Senate and Ferrell, et al, of the House was introduced and read as follows:

A Concurrent Resolution directing a study of current laws, regulations and requirements relating to administration and control of nurse education and training; providing for a special committee for this purpose; and directing that a report of its findings and recommendations be submitted to the 2nd Session of the 32nd Oklahoma Legislature.

SCR 35 was read at length, adopted upon motion of Senator Taliaferro and ordered referred for engrossment.

By unanimous consent, upon request of Senator McSpadden, the following Resolution was introduced, read at length, adopted upon his motion and ordered referred for enrollment:

SR 39—By McSpadden—A Resolution re-

lating to interim study by the State Legislative Council; requesting the Executive Committee to refer to the Judiciary Committee for study the subject of trusts, monopolies and other practices in restraint of trade; directing the preparation of a report of findings and recommendations, together with a proposed new code of laws on the subject.

WHEREAS, the initial objective of federal antitrust policy was that the federal courts supplement the enforcement of established rules of common and statute law by the courts of the several states in dealing with combinations that affect injuriously the industrial liberty of the citizens of the states; and

WHEREAS, federal predominance and preeminence in the antitrust field has grown so great that it has overshadowed state antitrust policy; and

WHEREAS, adequate state antitrust laws are essential to achieve a maximum degree of coordination between federal and state agencies in the effective administration of said laws; and

WHEREAS, Section 44, Article V, of the Oklahoma Constitution provides that

"The Legislature shall define what is an unlawful combination, monopoly, trust, act, or agreement, in restraint of trade, and enact laws to punish persons engaged in any unlawful combination, monopoly, trust, act, or agreement, in restraint of trade, or composing any such monopoly, trust, or combination.";

and

WHEREAS, Oklahoma's antitrust laws have not been revised and codified since statehood and are archaic and inadequate in many aspects;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is hereby requested to assign to the Judiciary Committee, with authorization for the crea-

tion of a subcommittee, a detailed and comprehensive study and analysis of all constitutional provisions and statutes relating to trusts, monopolies and other practices in restraint of trade.

SECTION 2. Upon completion of its study, the committee is directed to prepare a report of findings and recommendations, together with a proposed new code of laws on trade regulation, including trusts, monopolies and related subjects, for submission to the Executive Committee and to the Second Session of the Thirty-second Legislature.

PENDING SENATE ACTION

HCR 1023 by Hutchens, et al, of the House and Williams and Field of the Senate was called up for consideration.

Senators Dacus and Crow asked to be made coauthors of the Resolution, which was the order.

HCR 1026, as coauthored, was read at length, adopted upon motion of Senator Williams, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Howard, the Conference Committee Report on SB 45 was declared adopted.

Senator Dacus asked to be made a co-author of SB 45, as amended in Conference, which was the order.

SB 45, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Atkinson, Baldwin, Birdsong, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Porter, Smith, Taliaferro, Terrill.—33.

Nay: Baggett, Berrong, Boecher, Field,

Grantham, McCune, Romang, Smalley, Williams, Young.—10.

Excused: Breckinridge, Murphy, Short, Stansberry, Stipe.—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, Birdsong, Bradley, Crow, Dacus, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Nichols, Payne, Phillips, Porter, Smith, Taliaferro, Terrill.—33.

Nay: Baggett, Berrong, Boecher, Field, Grantham, McCune, Romang, Smalley, Williams, Young.—10.

Excused: Breckinridge, Murphy, Short, Stansberry, Stipe.—5.

The emergency was declared passed.

SB 45, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING CONSIDERATION OF BILL RECALLED

Senator Hamilton moved that the Honorable House be requested to rescind its fourth reading and signing of SB 108; and that it be requested to reconsider the vote by which SB 108 passed, and return same to the Senate for further consideration, which motion was declared adopted.

RESOLUTION

By unanimous consent, upon request of Senator Boecher, the following Resolution was introduced:

SCR 36 by Boecher, Hamilton, Berrong and Nichols of the Senate and Wiedemann, et al of the House—A Concurrent Resolution recognizing the need for State Junior Colleges; requesting the Oklahoma State Regents for Higher Education to give study to methods of establishing State Junior Colleges in Oklahoma, in the most

practical and economical manner possible; and directing distribution.

Senator Dacus asked to be made a co-author of SCR 36, which was the order.

SCR 36, as coauthored, was read at length, adopted upon motion of Senator Boecher, and ordered referred for engrossment.

Senator Terrill 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 Smith presiding.

Senators Breckinridge and Murphy asked to be shown present, which was the order.

Senator Terrill raised the question of "no quorum".

The President Pro Tempore ordered the roll called and declared a quorum was present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 33, 34 and 36 each correctly engrossed.

Engrossed SCR 33, 34 and 36 were properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1092, 1097, 1103, 1104, 1158, 1195, 1264 and 1483.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION

Senator Terrill moved that SCR 20 be withdrawn from the Calendar and referred to the Education Committee, which motion prevailed.

MESSAGE FROM THE HOUSE

Advising that the House has rescinded

its fourth reading and signing of **HB 1438** and requests the Honorable Senate to reconsider said Bill.

Pursuant to the request of the Honorable House, upon motion of Senator Garrett, the Senate rescinded its fourth reading and signing of **HB 1438**.

Senator Garrett moved to reconsider the vote by which **HB 1438**, as amended in conference passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Porter, Romang, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Nay: Ham.—1.

Excused: Hargrave, Horn, Luton, Martin, Phillips, Short, Stipe.—7.

Senator Garrett moved that the vote be reconsidered by which the conference committee report on **HB 1438** was adopted, which motion prevailed.

Upon motion of Senator Garrett, the Senate rejected the conference committee report on **HB 1438**, and requested further conference thereon; President Pro Tempore Smith reappointing the original Senate Conferees as follows: Garrett, Nichols and Young.

MESSAGE FROM THE HOUSE

Advising rejection of the Second Conference Committee Report on Engrossed **HB 1121**, requesting further conference, naming same conferees.

Upon motion of Senator McSpadden, the request of the Honorable House for a further conference on **HB 1121** was ordered granted, said Bill to be re-referred to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1030—By Willis, et al, of the House and McSpadden and Massey of the Senate—A Concurrent Resolution recalling from the Office of the Governor House Bill No. 1114 passed by the First Session of the Thirty-second Oklahoma Legislature.

Upon request of Senator McSpadden, **HCR 1030** was taken up for immediate consideration, read at length, and adopted upon his motion.

HCR 1030 was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for consideration of his motion to reconsider the vote by which **HB 1348**, and the Emergency Section thereto, passed.

Senator Payne moved to table the Grantham motion, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Boecher, Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Ham, Holden, Howard, Inhofe, Lane, McCune, Martin, Massey, Medearis, Murphy, Nichols, Payne, Porter, Romang, Smalley, Stansberry, Williams, Young.—28.

Nay: Berrong, Birdsong, Dacus, Field, Grantham, Graves, Hamilton, Keels, Luton, Miller, Smith, Taliaferro, Terrill.—13.

Excused: Hargrave, Horn, McGraw, McSpadden, Phillips, Short, Stipe.—7.

HB 1348 was properly signed and ordered returned to the Honorable House.

Senator Hamilton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 35 correctly engrossed.

SRs 34 and **39** each correctly enrolled.

Engrossed **SCR 35** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SRs 34 and 39 were properly signed and ordered transmitted to the Secretary of State.

Senator Berrong presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 41—coauthored by Mountford and Lindstrom, as amended.

HAS to SB 41 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Line 14, by inserting the following new language after the period: "A Retailer who sells to the Consumer buys only an Oklahoma Retail License and may purchase merchandise in or out of the State as long as the Retailer buys from a person that has a legal license to do business in the State of Oklahoma."

AMENDMENT NO. 2. Amend Page 3, Line 7, by deleting "(f)" and inserting "(g)" and Line 22½ by inserting a new subsection "(g)" as follows:

"(g) Tubular Salute, no longer than one and one-half (1½) inch in length and containing no more than Sixteen (16) grains of explosive composition used for agricultural crop protection. Any person, firm or corporation purchasing said Tubular Salutes for agricultural crop protection purposes shall secure a written permit from the County Extension Director of the county in which they are to be used. Such permits shall be furnished the County Extension Director by the State Fire Marshal and shall contain affirmation by said Extension Director as to knowledge of applicants ownership of agricultural land or land in his charge used for agricultural purposes. Said permit shall also contain affirmation by applicant as to use of these fireworks strictly for agricultural crop protection purpose. This permit shall be in triplicate; County Extension Director retaining original; applicant receiving two (2) copies. Applicant must submit one copy to manufacturer or importer from whom purchase is made. The manufacturer or importer shall keep accurate rec-

ords of sales of said Tubular Salutes and submit to the State Fire Marshal records of such sales ten (10) days prior to shipment or delivery. These records shall reveal purchasers name, permit number, description and number of item or items sold and date of purchase. Permits shall expire December 31 of each year."

AMENDMENT NO. 3. Amend Page 3, Line 30, by striking the words and figures "Five Hundred Dollars (\$500.00)" and inserting "One Hundred Dollars (\$100.00)" and on Line 31, by changing the period to a comma and adding the following: "Provided, however, that the provisions of this section for importer licenses shall not apply to the residents of any other state when the laws of such other state do not provide importer licensing for approximately comparable license fees for importer licenses being used in such other state by residents of Oklahoma under the same or substantially similar purposes, terms and conditions; and provided further that irrespective of the amount of the license fees provided in this section, the amount of any license fee for an importer license of a resident of any such state shall be determined and fixed by the Oklahoma Tax Commission in the amount, or the approximate total amount, of any importer fee and any other taxes of such other state to be paid by a resident of Oklahoma making the same use of a similar importer license in such state."

AMENDMENT NO. 4. Amend Page 3, Section 5, Line 24, by deleting "April 1" in two places and inserting "June 1" in both places.

AMENDMENT NO. 5. Amend Page 3, Section 5, Line 36, by deleting words and figures "Four Dollars (\$4.00)" and inserting the words and figures "Ten Dollars (\$10.00)".

AMENDMENT NO. 6. Amend Page 6, Section 9, Lines 5-6, by inserting a period after the word "Ordinance" in line 5, and striking the words "or by the State Fire Marshal".

AMENDMENT NO. 7. Amend Page 6,

Section 12, Line 30, by deleting "April 1, 1969" and inserting "June 1, 1969".

AMENDMENT NO. 8. Amend Page 6, Line 34, by inserting a new Section 14 as follows:

"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."

AMENDMENT NO. 9. Amend the Title as follows:

On Line 13 after "LICENSING" before the semi-colon, add the following: "AND RECIPROCITY LICENSING".

On Line 14 after "DISPLAY" before the semi-colon, add the following: "AND FOR AGRICULTURAL CROP PROTECTION PURPOSES".

On Line 17½ after "INCLUSIVE)" change the period to a semi-colon, and add "AND DECLARING AN EMERGENCY."

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 55, 132 and 272 and SJRs 12, 25 and 26.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 30.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

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 SB 25, SB 69—coauthored by

Lindstrom, SB 72—coauthored by Lindstrom, SBs 91, 98, 99, 349, 350 and 356.

The above numbered Bills as amended in Conference were referred for enrollment.

Senator Ham presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 1026 and 1030.

The above numbered Enrolled Resolutions were 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 1102, 1329 and 1469.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1102 was read and adopted upon motion of Senator McSpadden:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1102, entitled:

An Act relating to the Office of the Oklahoma Historical Society and making * * * 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 1102—By Willis, et al of the House and McSpadden and Massey of the Senate—An Act relating to the office of the Oklahoma Historical Society and making appropriations thereto;

stating the purpose; providing that the Administrative Secretary shall fix the duties and compensation of employees; providing the Administrative Secretary with authority to buy equipment, pay hourly wages, and other necessary expenses from the appropriations for microfilming; providing lapse date; 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 Office of the Oklahoma Historical Society, from any monies in the General Revenue Fund of the State Treasury and from the Income Tax Adjustment Fund, for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to perform the duties imposed upon the Office of the Oklahoma Historical Society by law:

	Fiscal Year Ending June 30, 1970
GENERAL REVENUE FUND:	
Personal Services (Including retirement costs)	\$104,176.00
Personal Services to keep museum and library open week-day evenings and on week-ends	12,000.00
Operating Expenses	34,105.00
Microfilming of Newspapers and Historical Documents	40,000.00
Purchase of U. S. Census Microfilm from 1800 through 1880	16,500.00
Historical Sites Survey and Development	10,000.00
Oklahoma Historical Day	1,200.00
Historical Sites for Specific Facilities, Personal Services (Including retirement costs)	
Operations and Development:	
Sequoyah's Home	17,000.00
Fort Washita	16,000.00
Erin Springs	12,000.00

Peter Conser's Home	10,000.00
Jim Thorpe Home	12,000.00
Sod House	12,000.00
TOTAL—GENERAL REVENUE FUND	\$296,981.00

**INCOME TAX ADJUSTMENT
FUND:**

Historical Sites for Specific Facilities, Personal Services (Including retirement costs)	
Operations and Development:	
Chickasaw House	12,000.00
Honey Springs Battlefield	50,000.00
Provided that additional land purchased for the Honey Springs Battlefield Site in McIntosh County shall be confined to Section 2, Township 12N, Range 17E, provided, however, that purchases in McIntosh County outside Section 2 may be made if made by private treaty,	
Foreman Home	10,000.00
Chief's Home	15,000.00
Old Ft. Towson	3,500.00
TOTAL—INCOME TAX ADJUSTMENT FUND	\$90,500.00
GRAND TOTAL	\$387,481.00

SECTION 2. The Administrative Secretary shall appoint and fix the duties and compensations of the employees necessary to perform the duties imposed upon the Oklahoma Historical Society by law.

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, 1970. Any unexpended funds remaining after November 15, 1970,

shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 5. The provisions of this Act are severable and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 6. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: McSpadden-Chairman, Boecher, Bradley, Grantham, Martin, Massey, Murphy, Nichols.

HOUSE CONFEREES: Willis-Chairman, Abbott, Allard, Cate, Connor, Fine, Greenhaw, Miskelly, Sanguin, Townsend.

HB 1102, as 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, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Smith, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Bradley, Ferrell, Horn, Howard, Inhofe, Nichols, Porter, Short, Stansberry, Stipe, Young.—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, Birdsong, Boecher, Breckinridge, Crow, Dacus,

Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Smith, Taliaferro, Terrill, Williams.—36.

Excused: Atkinson, Bradley, Ferrell, Horn, Howard, Inhofe, Nichols, Porter, Short, Stansberry, Stipe, Young.—12.

The emergency was declared passed.

HB 1102, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The following CCR on HB 1329 was read and considered:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1329, and Engrossed Senate Amendments thereto, by Briscoe, Abbott and Ford entitled:

An Act relating to Motor Vehicles; amending 47 O. S. 1961, § 22.5d; providing for the licensing and taxation of house trailers or mobile homes and classifying same for such purposes; fixing amount of license fee and providing that same is not in lieu of ad valorem taxation; providing for apportionment of license fees; providing operative date; 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:

That the Senate recede from Amendment No. 1.

CCS for HB 1329—By Briscoe, et al—An Act relating to Motor Vehicles; amending 47 O. S. 1961, § 22.5d; providing for the licensing and taxation of house trailers or mobile homes and classifying same for such purposes; fixing amount of license fee and providing that same is not in lieu of ad valorem taxation; providing

for apportionment of license fees; providing operative date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 47 O. S. 1961, § 22.5d, is amended to read as follows:

§ 22.5d. (a) [The license fees shall be paid annually to the Oklahoma Tax Commission upon the registration of each house trailer, as defined in the Motor Vehicle License and Registration Laws, as follows:]

[Where the manufacturer's factory delivered price is Fifteen Hundred Dollars (\$1500.00) or less, the license fee for the first and each succeeding year's registration shall be Fifteen Dollars (\$15.00).]

[Where the manufacturer's factory delivered price is in excess of Fifteen Hundred Dollars (\$1500.00) the license fee for the first year shall be Fifteen Dollars (\$15.00) plus fifty cents (50c) for each One Hundred Dollars (\$100.00), or major fraction thereof, in excess of Fifteen Hundred Dollars (\$1500.00).]

[After the first year's registration in this or any other State, or proof of assessment for ad valorem taxation in this State, the license fee for the second year upon any such house trailer, upon which the manufacturer's factory delivered price was in excess of Fifteen Hundred Dollars (\$1500.00) shall be assessed at ninety per cent (90%) of the fee computed and assessed hereunder for the first year; and thereafter, such fee shall be assessed and computed at ninety per cent (90%) of the previous year's fee until such license fee reaches a minimum fee of Fifteen Dollars (\$15.00).] "HOUSE TRAILERS" AS DEFINED IN THE LAWS RELATING TO THE LICENSING AND REGISTRATION OF MOTOR VEHICLES AND WHICH VEHICLES ARE ALSO COMMONLY REFERRED TO AS "MOBILE HOMES" ARE HEREBY CLASSIFIED SPECIALLY FOR LICENSE FEE AND REGISTRATION PURPOSES AND SHALL BE REGISTERED AND LI-

CENSED ANNUALLY FOR A LICENSE FEE OF FOUR DOLLARS (\$4.00) WHETHER REGISTERED FOR A FULL YEAR OR ANY PART OF A YEAR. SAID LICENSE AND REGISTRATION FEE SHALL NOT, AS TO RESIDENTS OF OKLAHOMA OR AS TO HOUSE TRAILERS POSSESSED BY NONRESIDENTS PLACED ON A LOCATION FOR EXTENDED USE IN OKLAHOMA, BE IN LIEU OF THE AD VALOREM TAX ON SUCH HOUSE TRAILERS OR MOBILE HOMES.

THE TERMS "HOUSE TRAILER" AND "MOBILE HOME", AS USED HEREIN, SHALL INCLUDE ANY VEHICLE ORIGINALLY CONSTRUCTED AND MANUFACTURED AS LIVING QUARTERS MOUNTED ON WHEELS ATTACHED THERETO AND SOLD AS A PART THEREOF FOR READY MOVEMENT OF SAME ON THE HIGHWAYS, EVEN THOUGH, WHEN PLACED ON A GIVEN LOCATION, THE WHEELS ARE TEMPORARILY REMOVED. SAID TERMS SHALL NOT, HOWEVER, INCLUDE ANY SUCH HOUSE TRAILER LOCATED AS A PERMANENT IMPROVEMENT ON LAND OWNED BY THE OWNER THEREOF WHEN THE WHEELS HAVE BEEN REMOVED AND SAME IS BEING USED FOR ANY PURPOSE OTHER THAN LIVING QUARTERS TEMPORARILY LOCATED THEREON. NOR SHALL SAID TERMS INCLUDE ANY SELF-PROPELLED VEHICLES USED AS LIVING QUARTERS, WHETHER REFERRED TO AS "MOTOR HOMES" OR BY ANY OTHER NAME.

(b) The annual license fees provided in this act must be paid each year whether or not the [vehicle] HOUSE TRAILER OR MOBILE HOME is operated on the public highways. [except for any house trailer which is placed on a given location and actually being used for dwelling purposes and which is listed and assessed for ad valorem taxation in the county in which it is located, provided, however, before any such house trailer is used or towed on the public highways

the same shall be required to be licensed for such year or remaining part thereof. The provisions contained in Section 22.16 of Title 47, O. S. 1951, relating to special delivery licenses or permits, commonly known as drive-away permits, shall not apply to house trailers] and it is specifically provided that upon the sale or other transfer of any house trailer, new or used, the same must be registered and the license fees and the excise tax paid thereon, and a proper title obtained thereto as is required upon transfers of other vehicles. BEFORE ANY HOUSE TRAILER OR MOBILE HOME MAY BE REGISTERED AND LICENSED HEREUNDER, WHETHER NEW OR USED, IF OWNED OR POSSESSED BY A RESIDENT, OR IF POSSESSED BY A NONRESIDENT FOR USE IN OKLAHOMA, THE APPLICANT FOR SUCH REGISTRATION SHALL FURNISH TO THE OKLAHOMA TAX COMMISSION OR ITS MOTOR LICENSE AGENT, AS THE CASE MAY BE, A CERTIFICATE OF THE COUNTY ASSESSOR OF THE COUNTY OF RESIDENCE OF THE OWNER OR OF THE COUNTY IN WHICH SUCH HOUSE TRAILER OR MOBILE HOME IS TO BE LOCATED AND USED, SHOWING THAT SUCH IS CURRENTLY ASSESSED FOR AD VALOREM TAX, OR THAT SAME HAS BEEN REGISTERED BY SUCH COUNTY ASSESSOR IF IT IS THEN NOT SUBJECT TO SUCH ASSESSMENT UNDER THE LAW. THE OWNER OF SUCH HOUSE TRAILER OR MOBILE HOME SHALL BE PERMITTED TO APPLY FOR HOMESTEAD EXEMPTION, AND HIS APPLICATION THEREFOR SHALL BE APPROVED IF THE COUNTY ASSESSOR FINDS THAT THE APPLICANT MEETS ALL REQUIREMENTS OF LAW FOR SUCH EXEMPTION.

(c) The license fees collected under this section shall be apportioned as is now required under the provisions of Section 22.2, Title 47 O. S. 1951, or as may be required by amendatory acts or changes thereto.

SECTION 2. This act shall become operative January 1, 1970.

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: McSpadden, Smith.

FOR THE HOUSE: Briscoe, Bernard, Bean.

Senator McSpadden moved that the Conference Committee Report on **HB 1329** be adopted.

Senator Hamilton, as a substitute for the McSpadden motion, moved that the Senate reject the Conference Committee Report on **HB 1329** and request further conference thereon.

Senator McSpadden moved to table the Hamilton motion, which motion was declared failed of adoption.

The vote occurring upon the Hamilton motion, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Horn, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Nichols, Porter, Romang, Terrill, Williams.—26.

Nay: Atkinson, Birdsong, Boecher, Bradley, Breckinridge, Graves, Hargrave, Holden, Howard, Inhofe, Keels, McSpadden, Payne, Smalley, Smith.—15.

Excused: Lane, Phillips, Short, Stansberry, Stipe, Taliaferro, Young.—7.

CC APPOINTMENT

Pursuant to Rule 3-d, President Pro Tempore Smith announced the appointment of the original Senate Conferees under **HB 1329**, as follows: McSpadden, Howard and Smith.

The following CCR on **HB 1469** was read

and adopted upon motion of Senator Atkinson:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1469, and Engrossed Senate Amendments thereto, by Raibourn entitled:

An Act relating to Game and Fish; amending Section 1, Chapter 336, O. S. L. 1967, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252), and 29 O. S. 1961, § 204, as amended by Section 1, Chapter 386, O. S. L. 1965 (29 O. S. Supp. 1968, § 204); providing effective date for hunting and fishing license fees; * * * providing severability; 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 1469—by Raibourn—An Act relating to Game and Fish; amending Section 1, Chapter 336, O. S. L. 1967, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252), and 29 O. S. 1961, § 204, as amended by Section 1, Chapter 386, O. S. L. 1965 (29 O. S. Supp. 1968, § 204); providing effective date for hunting and fishing license fees; providing for hunting and fishing license fees for nonresidents; making provision for purchase of boats from fees; prohibiting the release of fish in any public waters of the state without the consent of the Wildlife Conservation Director; amending 29 O. S. 1961 § 520, as amended by Section 1, Chapter 34, O. S. L. 1963 and Section 2, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 529); empowering Oklahoma Wildlife Conservation Commission to declare open seasons on certain game; providing the killing of hen turkey shall be unlawful and

the killing of doe deer, except in Alfalfa County and counties adjoining it, shall be unlawful; providing severability; 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, as amended by Section 1, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 252), is amended to read as follows:

§ 252. (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 (\$0.50) a duplicate license shall be issued by said Department. Any 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 legal residents of this state, except as otherwise provided, Three Dollars and twenty-five cents (\$3.25); Combination Hunting and Fishing License: All legal residents 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, Five Dollars (\$5.00); Deer Ar-

chery Hunting License: All legal residents of this state, except as otherwise provided, Five Dollars (\$5.00). The fees set out in this subsection shall be in full force and effect until January 1, [1970] 1971; on and after January 1, [1970] 1971, 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) FROM FEES COLLECTED HEREIN, THE DEPARTMENT SHALL PURCHASE GOODS, WARES OR PRODUCTS PRODUCED OR MANUFACTURED IN THE STATE OF OKLAHOMA, UNLESS THE OUT-OF-STATE MADE PRODUCT IS SUBSTANTIALLY CHEAPER AND OF EQUAL QUALITY, OR IS SUBSTANTIALLY SUPERIOR TO COMPETING OKLAHOMA PRODUCTS AND IS SOLD AT A COMPARABLE PRICE. THE STATE PURCHASING DIRECTOR SHALL DETERMINE THE COMPARABLE QUALITY OF THE GOODS, WARES OR PRODUCTS.

[(b)] (C) No license to fish or hunt shall be required of an owner or tenant who is a legal resident of Oklahoma on land owned or leased by such owner or tenant.

[(c)] (D) 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)] (E) 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)] (F) 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)] (G) 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. 29 O. S. 1961, § 204, as amended by Section 1, Chapter 386, O. S. L. 1965 (29 O. S. Supp. 1968, § 204), is amended to read as follows:

§ 204. Any citizen of the United States who has not been a resident of Oklahoma for sixty (60) days immediately preceding his application therefor, may obtain a hunting license for himself or herself in the same manner as is provided for the issuing of a resident hunting license, on payment to the State Game and Fish Department or its authorized agent a fee of Fifteen Dollars (\$15.00) for upland game nonresident hunting license, the same fee as charged resident hunting [license] LICENSEE for special permits to hunt Pheasant, Prairie Chicken, AND Turkey and a fee of Twenty-five Dollars (\$25.00) for nonresident Deer, Antelope, Elk hunting license; providing that the Director of the State Game and Fish Department with the approval of the Commission may appoint agents for the issuance of such licenses, conditioned that said agents authorized to issue such licenses will within ten (10) days after the first of the next succeeding month after such licenses are issued make a full report of such licenses, giving the name of the person to whom such license was is-

sued and the amount of money collected from each such [licenses] LICENSEE, and transmit along with said report the proceeds received by him from such license so issued; provided that nonresidents of the State of Oklahoma, living and residing in states bordering on Red River, may secure a special nonresident hunting license to hunt migratory wild waterfowl in and along that portion of the river bed of Red River which is located within the territorial limits of the State of Oklahoma by paying a fee of Two Dollars and fifty cents (\$2.50) therefor. Provided, that the agent collecting such special nonresident license fee shall be allowed to retain twenty-five cents (\$0.25) of same. The Wildlife Conservation Department is authorized to consign for sale any license issued by the Department to any approved dealer requesting such consignment. Provided that such dealer shall furnish a surety bond to the Department, which shall be at all times twice the amount of the value of license issued on consignment.

SECTION 3. It shall be unlawful for any person to release, deposit, place or permit to be released, deposited or placed fish in any of the public streams, public lakes or public ponds whose stocking is controlled by and so designated by the Wildlife Conservation Commission without the consent of the Wildlife Conservation Director.

SECTION 4. 29 O. S. 1961, § 520, as amended by Section 1, Chapter 34, O. S. L. 1963 and Section 2, Chapter 394, O. S. L. 1968 (29 O. S. Supp. 1968, § 520), 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, EXCEPT THAT DOE DEER MAY BE KILLED IN ALFALFA AND ADJOINING COUNTIES.

(b) The Commission is further authorized to prescribe 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. 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.

(c) The Commission is further authorized to require any person participating in said open season or hunting in said open areas during open season to procure therefrom, under rules and regulations prescribed by it, a special permit or license to participate in such season or hunt in such areas during open season, and to charge residents not to exceed Ten Dollars (\$10.00); provided, however, that any such special permit or license as may be required for hunting deer shall not be required of bona fide residents of Oklahoma who shall have attained the age of sixty-five (65) years or persons retired from the armed forces of the United States for disability and veterans rated sixty percent (60%) or more by the Veterans Administration.

(d) The open seasons, closed season, bag limits, catch limits, possession limits and territorial limitations set forth in the statutes of this state, pertaining to fish, minnows, game and various species of wildlife, are hereby declared to be based on the existence of a normal population of such fish, game or various species of wildlife, compatible with and not damaging to the proper agricultural use of the lands of the state. Such seasons, catch

limits, bag limits, possession limits and territorial limitations, as set by statute, shall prevail and be in force and effect for each and every species of wildlife to which they pertain so long as the populations or numbers of such wildlife species remain normal or are not damaging or endangering farm crops or proper agricultural use of the lands of the state, or any area of the state.

(e) The Commission in session, and after having given ten (10) days' public notice of such meeting being called and the purpose of such meeting, the species of wildlife to be considered and the reasons therefor, shall have the right to determine if there does or does not exist a normal population of the wildlife species under consideration, which does or does not endanger the crops of the state or of any certain area, or the agricultural use of the lands therein. In the event the consideration is other than statewide the Commission shall meet at the most convenient place to the people of the area in the area being considered. All meetings shall be open to the public and proper records of those appearing and testifying shall be made. If the Commission, after hearing and after investigation, finds that the populations of the wildlife species under hearing are not normal or that they are not compatible to the agricultural use of the lands or are damaging or endangering the farm crops of the area, they shall, by administrative order, make the necessary changes by either extending, shortening, opening or closing such seasons, and change such bag limits, catch limits and possession limits, and regulate methods or devices for taking, killing or capturing of the wildlife species affected in any area or areas covered by the notice of meaning and hearing.

(f) Such administrative order shall take effect after publication in at least one newspaper of general state circulation, or in a newspaper having circulation in the territory affected. A copy of all such orders shall, before publication, be filed

with the Secretary of State, and such order shall not be construed as authorizing the Commission to change any penalty for violating any game law or regulation or change the amount of any license established by the Legislature.

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.

FOR THE SENATE: Atkinson, Field, Boecher.

FOR THE HOUSE: Raibourn, Mountford, Miskelly.

HB 1469, as 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, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Terrill, Williams, Young.—38.

Nay: Keels, Martin.—2.

Excused: Baggett, Garrett, Horn, Porter, Short, Stansberry, Stipe, 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, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Har-

grave, Holden, Horn, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Terrill, Williams, Young.—39.

Nay: Keels, Martin.—2.

Excused: Baggett, Garrett, Porter, Short, Stansberry, Stipe, Taliaferro.—7.

The emergency was declared passed.

HB 1469, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bills together with 2nd Conference Committee Reports thereon, advising adoption of 2nd Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1304** and **1472**.

SECOND CONFERENCE COMMITTEE REPORTS

The following 2nd CCR on **HB 1304** was read and adopted upon motion of Senator McSpadden:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred ENGROSSED HOUSE BILL NUMBER 1304, entitled:

An Act relating to the Special Events Commission and making appropriations thereto; stating purpose; providing lapse date; making 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 and No. 2.

2. That the following Conference Committee Amendments be adopted:

No. 1. Page 1, Line 16, strike the words and figures "Twenty Five Thousand Dol-

lars (\$25,000.00)" and insert in lieu thereof "Thirty-eight Thousand Seven Hundred Fifty Dollars (\$38,750.00)".

No. 2. Page 1, Line 20½, insert a new Section to read as follows:

SECTION 2. The funds appropriated in Section 1 of this act shall be allocated to special events in accordance with the following schedule:

Wichita Mountains Service	\$ 3,000.00
Kiowa Gourd Dance Clan	1,000.00
Pawnee Indian Exposition and Fair	5,000.00
Cheyenne-Arapaho Exposition— Blaine and Kingfisher Counties	1,500.00
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	1,500.00
Sand Bass Festival	1,400.00
Tulsa Powwow Club	1,000.00
Gray Horse Indian Exposition ..	500.00
Chouteau Pioneer Celebration ..	500.00
Pawhuska Indian Exposition ...	500.00
Hominy Indian Exposition	500.00
Stilwell Strawberry Festival—Stilwell	750.00
Terral Watermelon Festival	250.00
Cushing Loyalty Day	850.00
Waurika Rattlesnake Hunt	250.00
Seminole Indian Celebration	250.00
Cheyenne-Arapaho Powwow—Colony	1,250.00
Czech Festival—Yukon	500.00
Eastern Oklahoma Labor Day Celebration—Henryetta	500.00
Faith Seven Bowl Game	750.00
Love County Frontier Days	500.00

Craig County	
Historical Museum	500.00
Guymon Pioneer Day	500.00
Pioneer Day	
Celebration—Okemah	500.00
Western Heritage—Bristow	500.00
Oil Progress Day—Drumright ..	500.00
Indian Territory and	
Pioneer Association	500.00
Marlow Annual Red	
Park Jubilee	500.00
Quapaw Historical	
Indian Grounds	4,000.00
Washita Historical Museum	3,500.00
Drumright Historical	
Celebration Day	500.00
 TOTAL	 \$38,750.00

No. 3. Renumber the old Section 2 to read "Section 3" and the remaining sections to conform.

No. 4. Amend title to read as follows:
AN ACT RELATING TO THE SPECIAL EVENTS COMMISSION AND MAKING APPROPRIATIONS THERETO; STATING PURPOSE; PROVIDING FOR ALLOCATION OF FUNDS APPROPRIATED; PROVIDING LAPSE DATE; MAKING PROVISIONS OF ACT SEVERABLE; AND DECLARING AN EMERGENCY.

No. 5. Restore enacting clause.

FOR THE SENATE: McSpadden, Chairman, Boecher, Bradley, Garrett, Garrison, Grantham, Massey, Medearis, Murphy, Nichols.

FOR THE HOUSE: Willis, Chairman, Abbott, Allard, Connor, Fine, Greenhaw, Hesser, Odom (V. H.), Sparkman, Townsend.

HB 1304, as 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, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Har-

grave, Holden, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Payne, Phillips, Romang, Smalley, Taliaferro, Terrill, Williams, Young.—37.

Nay: McCune, Miller.—2.

Excused: Berrong, Ferrell, Horn, Nichols, Porter, Short, Smith, Stansberry, Stipe.—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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Massey, Medearis, Murphy, Payne, Phillips, Romang, Smalley, Taliaferro, Terrill, Williams, Young.—37.

Nay: McCune, Miller.—2.

Excused: Berrong, Ferrell, Horn, Nichols, Porter, Short, Smith, Stansberry, Stipe.—9.

The emergency was declared passed.

HB 1304, together with 2nd Conference Committee Report thereon, was ordered returned to Honorable House.

The following 2nd CCR on HB 1472 was read and adopted upon motion of Senator Smalley:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1472, and Engrossed Senate Amendments thereto, by Mountford entitled:

An Act relating to certain public employees; amending Section 2, Chapter 50, O. S. L. 1963, as last amended by Section 1, Chapter 400, O. S. L. 1968 (74 O. S. Supp. 1968, § 902), to provide ineligibility of certain classes of employees for participation may be removed upon consolidation of

other systems with the Oklahoma Public Employees Retirement System; * * * 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:

2nd CCS for HB 1472—by Mountford—An Act relating to certain public employees; amending Section 2, Chapter 50, O. S. L. 1963, as last amended by Section 1, Chapter 400, O. S. L. 1968 (74 O. S. Supp. 1968, § 902), to provide ineligibility of certain classes of employees for participation may be removed upon consolidation of other systems with the Oklahoma Public Employees Retirement System; amending Section 5, Chapter 50, O. S. L. 1963, as amended by Section 1, Chapter 213, O. S. L. 1967 (74 O. S. Supp. 1968, § 905), as to membership of the Board of Trustees; amending Section 11, Chapter 50, O. S. L. 1963, as amended by Section 1, Chapter 236, O. S. L. 1968 (74 O. S. Supp. 1968, § 911), to provide certain restrictions on becoming a member of the system shall not apply to an elected official; providing for benefits for elected officials; amending Section 13, Chapter 50, O. S. L. 1963, as amended by Section 2, Chapter 400, O. S. L. 1968 (74 O. S. Supp. 1968, § 913), to provide for adjustment of certain prior and participating service credits; and amending Section 4, Chapter 50, O. S. L. 1963, as amended by Section 1, Chapter 25, O. S. L. 1967, Section 8, Chapter 50, O. S. L. 1963, Section 19, Chapter 50, O. S. L. 1963, as amended by Section 4, Chapter 400, O. S. L. 1968, Section 21, Chapter 50, O. S. L. 1963, and Section 22, Chapter 50, O. S. L. 1963 (74 O. S. Supp. 1968, § § 904, 908, 919, 921 and 922), to provide certain duties be performed by the Executive Director; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 2, Chapter 50, O. S. L. 1963, as last amended by Section

1, Chapter 400, O. S. L. 1968 (74 O. S. Supp. 1968, § 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] 901 to [31] 931, inclusive, [and any amendments thereto] OF THIS TITLE;

(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 communication 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 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 (½) 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 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, 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 employee who is a contributing member of the United States Civil Service Retirement System;

(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, UNLESS THERE BE A CONSOLIDATION AS PROVIDED BY SECTION 912 OF THIS TITLE.

(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] DIRECTOR", 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 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 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 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) "Retirant", a member who has retired under the system;

(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;

(30) "Social Security", means the old age survivors and disability section of the Federal Social Security Act; and

(31) "Total Disability", a physical or mental disability accepted for disability benefits by the Federal Social Security System.

SECTION 2. Section 4, Chapter 50, O. S. L. 1963, as amended by Section 1, Chapter 25, O. S. L. 1967 (74 O. S. Supp. 1968, § 904), is amended to read as follows:

§ 904. (1) The system may sue and be sued in its official name, but its officers, employees, and agents shall not be personally liable for acts of the system. The service of all legal process and of all notices which may be required to be in writing, whether legal proceedings or otherwise, shall be had on the executive [secretary] DIRECTOR at his office. All actions or proceedings directly or indirectly against the system shall be brought in Oklahoma County.

(2) (a) Any person aggrieved by any order or decision of the board made without a hearing may, within thirty (30) days after notice of the order or decision of the board, make written request to the board for a hearing thereon. The board shall hear such party or parties at its next regular meeting or at a special meeting within sixty (60) days after receipt of such request and shall give not less than ten days' written notice of the time and place of the hearing. Within fifteen (15) days after such hearing the board shall affirm, reverse, or modify its previous action, specifying the reasons therefor, and written notice of the action taken by the board shall be forwarded immediately to the interested party by the executive [secretary] DIRECTOR.

(b) Nothing contained in this act shall require the observance at any hearing of the board of formal rules of pleading or evidence.

(3) Upon written request seasonably made by a person affected by the hearing at such person's expense, the board shall cause a full stenographic record of the proceedings to be made by a competent court reporter. If transcribed, such record shall be a part of the board's record of the hearing, and a copy of such stenographic record shall be furnished to any other party having a direct interest therein at the request and expense of such party.

SECTION 3. Section 5, Chapter 50, O. S. L. 1963, as amended by Section 1, Chapter 213, O. S. L. 1967 (74 O. S. Supp. 1968, § 905), is amended to read as follows:

§ 905. (1) There shall be a board of trustees which shall consist of seven members: the Secretary of State, the Commissioner of Charities and Corrections, the State Treasurer, the State Commissioner of Labor, the [State Budget] Director OF STATE FINANCE, the [Chairman of the] State Highway [Commission] DIRECTOR, and the Secretary member of the State Tax Commission[, provided, that in the absence of the Chairman of the State Highway Commission, the vice chairman of the State Highway Commission shall act as a member upon the said Board].

(2) The State Attorney General shall serve as an ex officio member of the board.

(3) The board shall elect one of its members as chairman of the board at its annual meeting. He shall preside over meetings of the board and perform such other duties as may be required by the board.

(4) The board shall also elect another member to serve as vice-chairman, and the vice-chairman shall perform duties of chairman in the absence of the latter or upon his inability or refusal to act.

SECTION 4. Section 8, Chapter 50, O. S. L. 1963 (74 O. S. Supp. 1968, § 908), is amended to read as follows:

§ 908. (1) The board shall appoint an executive [secretary] DIRECTOR and shall establish his compensation. Subject to the policy direction of the board, he shall be the managing and administrative officer of the system and as such shall have charge of the office, records, and supervision and direction of the employees of the system.

The executive [secretary] DIRECTOR shall recommend to the board the administrative organization, the number and qualifications of employees necessary to carry out the intent of this act, and the policy direction of the board. Upon approval of the organizational plan by the board, the executive [secretary] DIRECTOR may employ such persons as are deemed necessary to administer this act.

(3) The executive [secretary] DIRECTOR and such employees as specified by the board shall be bonded in the manner and amount specified by the board. The cost of such bonds shall be an operating expense of the system and shall be paid from the appropriate operating funds of the system.

(4) The Board of Trustees shall select and retain a qualified actuary who shall serve at its pleasure as its technical advisor or consultant on matters regarding the operation of the system. The actuary shall:

(a) make an annual valuation of the liabilities and reserves of the system, and a determination of the contributions required by the system to discharge its liabilities and administrative costs under this act, and recommend to the board rates of employer contributions required to establish and maintain the system on an adequate reserve basis.

(b) as soon after the effective date as practicable and once every three (3) years thereafter, make a general investigation of the actuarial experience under

the system, including mortality, retirement, employment turnover, and interest, and recommend actuarial tables for use in valuations and in calculating actuarial equivalent values based on such investigation.

(c) perform such other duties as may be assigned by the board.

(5) The Attorney General of the state shall furnish such legal services as may be necessary and as requested by the board.

(6) The board may retain qualified investment counsel or may negotiate with a trust company to assist and advise or provide the judicious investment of funds as herein provided and to provide such other services as may be beneficial to the most economical administration of the system.

(7) The board shall decide in each instance the membership status of member employees whose membership in the system becomes a matter of conjecture on account of mergers or consolidations of state agencies.

SECTION 5. Section 11, Chapter 50, O. S. L. 1963, as amended by Section 1, Chapter 236, O. S. L. 1968 (74 O. S. Supp. 1968, § 911), is amended to read as follows:

§ 911. (1) Any employee of a participating employer on the entry date of such employer shall be a member of the system on the entry date.

(2) Any employee OTHER THAN AN ELECTED OFFICIAL who is employed by a participating employer after the entry date of such employer and who had not attained age fifty-nine (59) at date of employment shall be a member of the system on the first day of the month immediately following employment. Any employee employed after the entry date of his employer who had attained age fifty-nine (59) at date of employment shall not be a member of the system.

(3) Any employee who is in military service or on leave of absence on the en-

try date of his employer shall become a member of the system upon his return to active employment.

(4) Any employee with at least twenty (20) years' prior service, who was employed by a participating employer, and who became totally disabled after January 1, 1963, and before January 1, 1964, and so became totally disabled while in the employment of said participating employer, shall be eligible for equivalent retirement benefits calculated for prior service benefits. Said employee would be considered as totally disabled if said employee qualified for the payment of Social Security Disability Benefits.

SECTION 6. Section 13, Chapter 50, O. S. L. 1963, as amended by Section 2, Chapter 400, O. S. L. 1968 (74 O. S. Supp. 1968, § 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 BY SUCH EMPLOYER OR ANY OTHER EMPLOYER WHO IS A PARTICIPATING EMPLOYER AS OF SUCH ENTRY DATE on or before the fifteenth day of March of the year immediately preceding *[the]* SUCH entry date of *[his]* SUCH employer, continuously *[by the employer who is his employer on his]* TO SUCH 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. PROVIDED, THAT AT SUCH TIME THAT AN EMPLOYER BECOMES A PARTICIPATING EMPLOYER ON OR AFTER JANUARY 1, 1965, AND BEFORE JANUARY 1, 1972, EACH MEMBER AND EACH RETIRANT, UPON MAKING PROPER WRITTEN APPLICATION THEREFOR, SHALL RECEIVE PRIOR SERVICE CREDIT FOR SERV-

ICE WITH SUCH EMPLOYER IN THE SAME MANNER AS IF SUCH PARTICIPATING EMPLOYER HAD BEEN A PARTICIPATING EMPLOYER ON THE DATE FIRST ELIGIBLE TO BECOME A PARTICIPATING EMPLOYER; AND INCREASED BENEFITS ATTRIBUTABLE TO SUCH INCREASED PRIOR SERVICE CREDIT SHALL COMMENCE WITH THE NEXT MONTHLY BENEFIT PAYMENT DUE FOLLOWING RECEIPT AND APPROVAL OF SUCH APPLICATION BY THE BOARD OF TRUSTEES. AND PROVIDED FURTHER, THAT ANY PERSON WHO WAS EMPLOYED AS A PARTICIPATING EMPLOYEE ON JANUARY 1, 1964, BY A PARTICIPATING EMPLOYER AND WHO HAD PREVIOUSLY BEEN EMPLOYED, AND ON THE PAYROLL OF OTHER STATE AGENCIES NOW SUBJECT TO THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR A PERIOD OF FIFTEEN (15) CONSECUTIVE YEARS OR MORE IMMEDIATELY PRIOR TO JANUARY 1, 1964, AND WHO HAS ACCUMULATED FIVE YEARS (5) OF ACCREDITED PARTICIPATING SERVICE, SHALL RECEIVE CREDIT FOR PRIOR SERVICE AND BE ELIGIBLE FOR PARTICIPATION REGARDLESS OF AGE.

(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, 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) IN ADDITION TO OTHER BENEFITS RECEIVED BY REASON OF EMPLOYMENT BY ANOTHER PARTICIPATING EMPLOYER **[All]** ALL elected state officials **[now or hereafter]** serving AFTER JANUARY 1, 1964 as a state elected official and having completed **[eight (8)]** SIX (6) 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.]** PROVIDED, HOWEVER, MEMBERS UNDER THIS SUBSECTION SHALL BE ENTITLED TO THE RETIREMENT OPTIONS AS SET FORTH IN SECTION 918 OF THIS ACT AND MAY MAKE AN ELECTION WITH RESPECT TO VESTED BENEFITS AT ANY TIME BEFORE RETIREMENT DATE.

(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 calendar quarter of participating service shall be credited for any employment within one 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 7. Section 19, Chapter 50, O. S. L. 1963, as amended by Section 4, Chapter 400, O. S. L. 1968 (74 O. S. Supp. 1968, § 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 percent (3%) of the first Three Hundred Seventy-five Dollars (\$375.00) of his compensation each month

and four percent (4%) of his monthly compensation in excess of Three Hundred Seventy-five Dollars (\$375.00) but not exceeding 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] DIRECTOR for deposit in the Oklahoma Public Employees Retirement Fund. Such deductions shall be credited to the members' individual accounts.

SECTION 8. Section 21, Chapter 50, O. S. L. 1963 (74 O. S. Supp. 1968, § 921), is amended to read as follows:

§ 921. (1) All employee and employer contributions shall be deposited in a fund in the State Treasury which is hereby created and shall be known as the Oklahoma Public Employees Retirement Fund. The money in such fund shall be deposited by the State Treasurer in such banks or savings and loan associations as the board shall from time to time designate. Investment income of the fund shall be added to the fund. All benefits payable under the system, refunds of contributions and overpayments, purchases or investments under the law, and all expenses in connection with the system shall be paid from the fund. The State Budget Officer is authorized to draw his warrants on the State Treasurer and against said fund upon the filing in his office of proper vouchers executed by the chairman or the executive [secretary] DIRECTOR of the Board. The board shall have responsibility for management of the fund, but shall turn over moneys and securities to the State Treasurer for safekeeping. The official bond of the State Treasurer shall cover all moneys and securities deposited with him for safekeeping; provided, that the board in order to facilitate efficiency and promptness in the handling and investment of the funds of the system may arrange for temporary custody of moneys

and securities with a member bank of the Federal Reserve System for a period of not to exceed six (6) months.

(2) The fund shall be invested only in assets eligible for the investment of funds of legal reserve life insurance companies in the State of Oklahoma as stated in Sections 1602 through 1611, inclusive, Sections 1613 through 1620, inclusive, and Sections 1622 through 1624, inclusive of Title 36 Oklahoma Statutes [of 1961 and as is amendatory thereof or supplemental thereto]; provided, that the term "admitted assets" shall be deemed to mean the amount of the fund, and the provisions relating to limitation of investments as a percent of surplus and loans to policyholders shall be inapplicable with respect to investment of the fund; provided, that the fund may be invested in certificates of indebtedness or such other enforceable evidences of obligation as may be from time to time utilized in the "rights-of-way" acquisitions by the Oklahoma Department of Highways.

SECTION 9. Section 22, Chapter 50, O. S. L. 1963 (74 O. S. Supp. 1968, § 922), is amended to read as follows:

§ 922. The executive [secretary] DIRECTOR shall maintain such records as are necessary to determine the following reserves of the fund:

(a) Members Accumulated Contribution Reserve. This reserve shall be maintained for each member and each member having a vested benefit. Each such reserve account shall be credited with the employee's contributions. Refunds of employee's accumulated contributions prior to retirement shall be made from this reserve. Upon commencement of payments of the retirement benefit or the vested benefit, the amount in this reserve account for the retiring member or members shall be transferred to the retirement benefit payment reserve.

(b) Retirement Benefit Accumulation Reserve. This reserve shall be credited with the portion of employee contributions for retirement benefits (both for prior

service and for participating service) and with interest allocated to this reserve at the rate determined each year by the board. Upon retirement of a member, or attainment of the normal retirement date by a member having a vested benefit, this reserve shall be charged with an amount equal to the excess of the then present value of his retirement benefit or vested benefit over his accumulated contributions, which shall be transferred to the retirement benefit payment reserve. Separate reserve accounts shall not be maintained for each participating employer joining the system on the first entry date. The board shall determine whether or not separate reserve accounts shall be maintained for each participating employer joining the system after the first entry date.

(c) Retirement Benefit Payment Reserve. This reserve will be credited with the amount transferred from the members accumulated contributions reserve and from the retirement benefit accumulation reserve and with interest allocated to this reserve at the rate determined each year by the board. It shall be charged with payments of retirement benefits and vested benefits including payments upon death of the excess of member's accumulated contributions over retirement benefit payments paid to date of death.

(d) Expense Reserve. This reserve shall be credited with the first Fifty Thousand Dollars (\$50,000.00) of employer contributions and thereafter with the portion of employer contributions for expenses and with interest allocated to this reserve at the rate determined each year by the board. It shall be charged with payments of all expenses incurred in connection with the administration of this system.

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.

FOR THE SENATE: Smalley, Payne, Berrong.

FOR THE HOUSE: Mountford, Miskelly, Witt.

HB 1472, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Terrill, Williams, Young.—39.

Excused: Baggett, McSpadden, Nichols, Porter, Short, Smith, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Massey, Medearis, Miller, Murphy, Payne, Phillips, Romang, Smalley, Terrill, Williams, Young.—39.

Excused: Baggett, McSpadden, Nichols, Porter, Short, Smith, Stansberry, Stipe, Taliaferro.—9.

The emergency was declared passed.

HB 1472, together with 2nd Conference Committee Report thereon, was ordered returned to Honorable House.

RESOLUTIONS

By unanimous consent, **SR 40** by Smith and Terrill was introduced.

Senator Garrison asked to be made co-

author of the Resolution, which was the order.

Senator Payne asked unanimous consent, which was granted, that all other members of the Senate be added as coauthors of the Resolution.

SR 40, as coauthored, was read at length as follows, adopted upon motion of President Pro Tempore Smith and ordered referred for enrollment:

SR 40—By Smith, Terrill, Garrison, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young—A Resolution commending the Honorable J. R. "Jake" Reinhardt, Senate Comptroller of the First Session, Thirty-second Legislature; providing for an expression of appreciation; and directing that a duly authenticated copy of this Resolution be transmitted to the Honorable J. R. "Jake" Reinhardt.

WHEREAS, the Honorable J. R. "Jake" Reinhardt has served the Senate during the First Session, Thirty-second Legislature, in the highly responsible position of Comptroller; and

WHEREAS, prior to said session he has also served the Senate faithfully and with dedication as Comptroller and in other capacities; and

WHEREAS, in addition to serving as Comptroller during the current legislative session he has been called upon to perform other responsible duties requiring long and tiresome hours.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. That in grateful apprecia-

tion of the many dedicated services performed by the Honorable J. R. "Jake" Reinhardt as Senate Comptroller and in other capacities during the First Session, Thirty-second Legislature, it is hereby ordered that he be paid a bonus in the amount of One Thousand Dollars (\$1,000.00) from funds appropriated for the operation of the Senate during the First Session, Thirty-second Legislature.

SECTION 2. Be it further resolved that a duly authenticated copy of this Resolution be transmitted to the Honorable J. R. "Jake" Reinhardt as an expression of our appreciation for his faithful and dedicated services to the Oklahoma Senate.

By unanimous consent, **SR 41** by Smith and Terrill was introduced.

Senator Garrison asked to be made a coauthor of the Resolution, which was the order.

Senator Payne asked unanimous consent, which was granted, that all other members of the Senate be added as coauthors of the Resolution.

SR 41, as coauthored, was read at length as follows, adopted upon motion of President Pro Tempore Smith and ordered referred for enrollment:

SR 41—by Smith, Terrill, Garrison, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Stansberry, Stipe, Taliaferro, Williams, Young—A Resolution commending the Honorable Frank Truel, Chief Sergeant at Arms of the Senate, First Session, Thirty-second Legislature; providing for an expression of appreciation; and directing that an authenticated copy of this Resolution be transmitted to the Honorable Frank Truel.

WHEREAS, since the year 1953, the Honorable Frank Truel has served faith-

fully and with distinction and dedication as Sergeant at Arms during each session of the Senate of the Oklahoma Legislature; and

WHEREAS, prior to said year, he served the House of Representatives in a similar capacity in each legislative session beginning in the year 1937; and

WHEREAS, in addition to his faithful and dedicated service to the members of the Senate during the First Session of the Thirty-second Legislature, he has been called upon for additional and responsible duties requiring long and tiresome hours.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND 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 First Session of the Thirty-second Oklahoma Legislature, it is hereby ordered that he be paid a bonus in the amount of One Thousand Dollars (\$1,000.00) from funds appropriated for the operation of the Senate during the First Session of the Thirty-second Legislature.

SECTION 2. Be it further resolved that a duly authenticated copy of this Resolution be transmitted to the Honorable Frank Truel as an expression of our appreciation for his long and faithful services to the Oklahoma Senate.

Senator Stipe asked to be shown present, which was the order.

President Pro Tempore Smith presiding.

PENDING CONSIDERATION OF VETO MESSAGE

Senator Holden moved that **HB 1245** become law, notwithstanding the Veto of the Governor of Oklahoma.

The question being: Shall **HB 1245** become law, notwithstanding the Veto of the Governor?"

The roll call was ordered called and resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Stipe, Taliaferro, Terrill, Young.—37.

Nay: Atkinson, Ferrell, Garrison, Inhofe, McCune, McGraw, Romang, Short, Smith, Williams.—10.

Excused: Stansberry.—1.

The President Pro Tempore declared that, by a constitutional two-thirds vote of the members elected to and constituting the Senate, Enrolled **HB 1245** had become a law notwithstanding the Governor's Veto.

Enrolled **HB 1245**, together with the Governor's Veto Message was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1487**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1438**, and naming same Conferees.

COMMITTEE ASSIGNMENT

President Pro Tempore Smith announced the appointment of Senator Smalley to the Judiciary Committee, which appointment was approved by the Senate.

MESSAGE FROM THE HOUSE

Advising that as requested by the Honorable Senate, the House has rescinded its fourth reading and signing of **SB 108**, has reconsidered the vote by which said

Bill was passed and returns said Bill herewith for further consideration.

Upon motion of Senator Hamilton, the Senate rescinded its fourth reading and signing of **SB 108**.

Senator Hamilton moved that the Senate reconsider the vote by which **SB 108** passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Berrong, Garrett, Graves, Hargrave, Horn, Massey, Medearis, Short, Smalley, Stansberry.—10.

THIRD READING

Senator Hamilton moved that **SB 108** be ordered withdrawn from the Calendar and re-referred to the Judiciary Committee, which motion prevailed.

RESOLUTION

By unanimous consent, **SR 42** by Smith was introduced, read at length as follows, adopted upon his motion, and ordered referred for enrollment:

SR 42—By Smith—A Resolution directing the President Pro Tempore of the Senate and not more than five members of the Senate designated by the President Pro Tempore to meet with the Oklahoma Congressional Delegation and officials of the U. S. Department of Health, Education, and Welfare to discuss existing and proposed federal requirements of the Social Security Act, the impact of recent court decisions on programs administered by the State Department of Public Welfare, and other matters affecting the citizenship of the State of Oklahoma.

WHEREAS, several changes in the Fed-

eral Social Security Act have been proposed to and are being considered by the Congress, and many of such changes would affect the State of Oklahoma; and

WHEREAS, recent decisions of the U. S. Supreme Court will apparently have a serious impact on many of the programs being administered by the State Department of Public Welfare; and

WHEREAS, it appears to be financially impossible for the State of Oklahoma to comply with Federal requirements that are presently scheduled to become effective in the future, without additional Federal funds:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE THIRTY-SECOND OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore of the Senate, and not more than five (5) members of the Senate to be designated by the President Pro Tempore, are directed to meet with members of the Congress from the State of Oklahoma and officials of the U. S. Department of Health, Education, and Welfare in Washington, D.C., on or about the 30th day of April, 1969, to discuss the aforesaid matters affecting the citizenship of the State of Oklahoma. Reimbursement for necessary travel and expenses shall be paid by the Senate as provided by Senate Resolution No. 1 of the 1st Session of the 32nd Legislature.

MESSAGE FROM THE HOUSE

Advising adoption and transmitting for consideration Engrossed:

HCR 1031—By Beauchamp, et al, of the House and Taliaferro and Terrill of the Senate—A Concurrent Resolution expressing appreciation for the many contributions provided by the McMahon Foundation in Lawton, Oklahoma, and vicinity; commending the Board of Directors of the McMahon Foundation, individually; and directing distribution.

HCR 1032—By Monks, et al, of the House

and Martin of the Senate—A Concurrent Resolution congratulating the American Legion on its Fiftieth Anniversary; and directing distribution.

Upon request of Senator Taliaferro **HCR 1031** was taken up for immediate consideration, read at length, adopted upon his motion, properly signed and ordered returned to the Honorable House.

Upon motion of Senator Martin, **HCR 1032** was taken up for immediate consideration.

By unanimous consent, upon request of Senator Martin, all other members of the Senate were added as coauthors of the Resolution.

HCR 1032, as coauthored, was read at length, adopted upon motion of Senator Martin, properly signed and ordered returned to the Honorable House.

Senator Terrill 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

Senator Young presiding.

Advising further Conference granted on Engrossed **HB 1329**, naming same conferences.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HJR 1011**, as amended.

Senator Payne presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 25, 91, 98 and **SR 38** each correctly enrolled.

Enrolled **SBs 25, 91** and **98** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 38** was properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 162**—coauthored by Hancock of the House and Terrill of the Senate; **SB 163**—coauthored by Hancock of the House and Terrill of the Senate; **SB 168**—coauthored by Sparkman and Patterson; **SB 173**—coauthored by Cate, Goodfellow and Rogers; and **SB 230**—coauthored by Andrews, Hill (Ben), Trent and Smith (E. W.).

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 31**; **SCR 32**—coauthored by Lindstrom; **SCR 33**—coauthored by Atkins; and **SCR 34**—coauthored by Patterson, Cole, Converse, Allard, Browers, Green, Musgrave, Holaday, Tabor, Bengtson, Trent, Cate, Miskelly, McKee, Robinson, Conaghan, Lindstrom, Hunter, Howard, Connor, Thornhill, Hesser and Monks.

The above named Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1028—By Sparkman of the House and Grantham of the Senate—A Concurrent Resolution expressing legislative intent that State Highway Commission implement the basic provisions of recommendation No. 12 set out in the report dated April 16, 1969, by the investigating committee provided for by Senate Concurrent Resolution No. 8, by use of funds available to the said commission; and directing distribution.

HCR 1034—By Payne, et al, of the House and Miller and Hamilton of the Senate—A Concurrent Resolution recalling from the office of the Governor Enrolled House Bill No. 1333 passed by the First Session of the Thirty-second Oklahoma Legislature.

Consideration of the above Resolutions was deferred for this Legislative day.

Senator Dacus presiding.

MESSAGE FROM THE HOUSE

Returning following Bill, together with 2nd Conference Committee Report thereon, advising adoption of 2nd Conference Committee Report and passage of Measure as amended: Engrossed **SB 104**.

The above numbered Bill as amended in Conference was referred for enrollment.

Senator Payne presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 35** and **36**—coauthored by Atkins.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 93**—coauthored by Peterson, McCune and Wolfe (Stephen), as amended.

HAs to **SB 93** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend the TITLE, Line 9½, after the figures “§ 1280;” and before “PROVIDING” insert the following:

“PRESCRIBING TIME WITHIN WHICH PERSONS MAY REMARRY; PRESCRIBING PENALTY FOR VIOLATION;”.

AMENDMENT NO. 2. Amend Page 1, Line 30, by adding the following new language after the stricken language: “It shall be unlawful for either party to an action for divorce whose former husband or wife is living to marry in this State a person other than the divorced spouse within six (6) months from date of decree of divorce granted in this State, or to cohabit with such other person in this State during said period if the marriage took place in another state; and if an appeal be commenced from said decree, it shall be unlawful for either party to such cause to marry any other person and cohabit with such person in this State until

the expiration of thirty (30) days from the date on which final judgment shall be rendered pursuant to such appeal. Any person violating the provisions of this section by such marriage shall be deemed guilty of bigamy. Any person violating the provisions of this section by such cohabitation shall be deemed guilty of adultery."

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1348.

The above numbered Enrolled Bill was,

after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

The House has rescinded its fourth reading and signing of HB 1114 and requests the Honorable Senate to reconsider the vote by which the Bill passed as amended in Conference.

Consideration of the above Message was deferred.

As provided under the Terrill motion, the Senate was declared adjourned until 10:00 a.m., tomorrow.

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Sixty-fifth Legislative Day

Tuesday, April 29, 1969

Pursuant to adjournment, the Senate was called to order by its President, Lieutenant Governor Nigh.

Upon roll call, the following members were present:

Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—41.

Excused: Baldwin, Ham, Hargrave, Phillips, Porter, Stansberry, Stipe.—7.

The President declared a quorum present.

The following prayer was offered by the Senate Chaplain, The Reverend Joe Dickens, and is incorporated herein, by unanimous consent, upon request of Senator Massey:

Great God, who art the Source of joy, love and hope, we thank Thee for this beautiful day. We rejoice in all the glories of Thy creation. We thank Thee for the power to love. We are grateful that in the midst of all our fears and faults and failures, we can still hope.

Strengthen today those who carry heavy burdens and secret sorrows. By Thy grace relieve those who suffer guilt.

As we near the close of this legislative session, we pause to give genuine thanks for these men and women who serve in this Senate. We are grateful for their loyalty to duty and their dedication to service to the people of Oklahoma. Let not the

failures of the past cause them to despair, nor their successes cause them to rest. May the fellowship of these who serve now and the memory of those who have served well in the past give them strength. Thru Him who was the Servant of all. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1102, 1304, 1469 and 1472.

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 HCRs 1031 and 1032.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SB 289.

The above numbered Bill was referred for enrollment.

Senator Graves presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1001.

The above numbered Enrolled Bill was, after fourth reading, properly signed and

ordered returned to the Honorable House.

President Nigh presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 25, 91 and 98.

The above numbered Enrolled Bills were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 69, 72, 99, 104, 162, 163, 168, 173, 230 and SCRs 31 and 35 and SRs 40, 41 and 42 each correctly enrolled.

Enrolled SBs 69, 72, 99, 104, 162, 163, 168, 173 and 230 were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCRs 31 and 35 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SRs 40, 41 and 42 were properly signed and ordered transmitted to the Secretary of State.

CITATIONS

Upon motion of Senator Murphy, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Lynnne Gillingham of Cushing, Oklahoma as Oklahoma's best speller in the 1969 State Spelling Bee and will represent Oklahoma in the National Spelling Bee in Washington, D.C.

Upon motion of Senator Bradley, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to the Tulsa Central Braves of Tulsa Central High School upon having won the Triple A State Basketball Championship and the Oklahoma Seven Conference Championship.

Upon motion of Senator Massey, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to Jack T. Conn upon being elected for induction into the Oklahoma Hall of Fame and for his many accomplishments and contributions to the State and in the Nation.

Upon motion of Senator Massey, pursuant to Rule 8-b, a Citation of Congratulations was ordered issued to the Durant High School Band upon being invited to the 1969 National Music Educator's Conference at St. Louis and will participate in the Tri-State Music Festival.

The above requests were ordered referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

RESOLUTION

SCR 37 by Terrill of the Senate and Derbyberry of the House was introduced and read as follows:

A Concurrent Resolution authorizing the President Pro Tempore of the Senate and the Speaker of the House of Representatives of the First Session of the Thirty-Second Oklahoma Legislature to appoint five members of the Senate and five members of the House of Representatives to join the West Coast Industrial Tour; and authorizing reimbursement to members for travel and expenses.

SCR 37 was read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment.

PENDING SENATE ACTION

HCR 1034 by Payne et al, of the House and Miller and Hamilton of the Senate was called up for consideration.

HCR 1034 was read at length, adopted upon motion of Senator Hamilton, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

Upon motion of President Pro Tempore Smith, the Senate concurred in HAS to Engrossed SB 41.

SB 41, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison,

Grantham, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—38.

Nay: Young.—1.

Excused: Baldwin, Crow, Ham, Hamilton, Hargrave, Phillips, Porter, Stansberry, Stipe.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams.—38.

Nay: Young.—1.

Excused: Baldwin, Crow, Ham, Hamilton, Hargrave, Phillips, Porter, Stansberry, Stipe.—9.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senators Baldwin, Phillips and Porter asked to be shown present, which was the order.

Upon motion of Senator Smalley, the Senate concurred in **HAS** to Engrossed **SB 93**.

SB 93, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller,

Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Crow, Ham, Hamilton, Hargrave, Howard, Inhofe, Stansberry, Stipe.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Horn, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—39.

Excused: Atkinson, Crow, Ham, Hamilton, Hargrave, Howard, Inhofe, Stansberry, Stipe.—9.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following **CCR** was submitted, adopted and ordered referred to the Rules Committee, upon motion of Senator Smalley:

Mr. Speaker

and

Mr. President:

The Conference Committee, to which was referred **HOUSE BILL NO. 1188** By: Mountford of the House and Smalley of the Senate, entitled:

An Act relating to Oklahoma Public Employees Retirement System, together with **SENATE AMENDMENTS** thereto—to which the **HOUSE** disagrees—having met and carefully considered disagreements between the Senate and the House, have agreed to recommend, pursuant to Joint Rule No. 10-C, and do recommend to the respective Houses that the Bill be returned to the House Calendar,

assuming the status of PENDING CONSIDERATION OF SENATE AMENDMENTS.

FOR THE HOUSE: Mountford, Miskelly.

FOR THE SENATE: Smalley, Payne.

MESSAGE FROM THE HOUSE

Transmitting herewith Motions by Goodfellow of the House and Baldwin of the Senate for adoption and concurrence by the Honorable Senate in the issuance by the Oklahoma State Legislature of Concurrent Citations as follows:

- No. 21—W. A. Venable, Jr.
- No. 22—Phillip Sandovol
- No. 23—Edith Littlefield
- No. 24—Joe Sylvester
- No. 25—Terry Myers
- No. 26—Jerry Miller
- No. 27—Carolyn Riley
- No. 28—Ronnie Mosier

Upon motion of Senator Baldwin, the Senate adopted the Motions for the issuance of said Concurrent Citations.

Senator Baldwin presiding.

House Concurrent Citations Nos. 21, 22, 23, 24, 25, 26, 27 and 28 were properly signed and ordered returned to the Honorable House.

President Nigh presiding.

PENDING SENATE ACTION

Pursuant to the request of the Honorable House, upon motion of Senator McSpadden, the Senate rescinded its fourth reading and signing of **HB 1114**.

Senator McSpadden moved to reconsider the vote by which **HB 1114**, as amended in conference passed, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Me-

dearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Terrill, Williams, Young.—39.

Excused: Atkinson, Crow, Ham, Hamilton, Hargrave, Inhofe, Stansberry, Stipe, Taliaferro.—9.

Senator McSpadden moved that the vote be reconsidered by which the Conference Committee Report on **HB 1114** was adopted, which motion prevailed.

Upon motion of Senator McSpadden, the Senate rejected the Conference Committee Report on **HB 1114**, and requested further conference thereon, said Bill to be re-referred to the General Conference Committee on Appropriations.

Senator Stipe asked to be shown present, which was the order.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1162** was read, adopted and ordered referred to the Rules Committee, upon motion of Senator Short:

Mr. Speaker

and

Mr. President:

The Conference Committee, to which was referred House Bill No. 1162—By Sandlin et al of the House and Short of the Senate entitled:

An Act relating to Elections, together with Senate Amendments thereto—to which the House disagrees—having met and carefully considered disagreements between the Senate and the House, have agreed to recommend, pursuant to Joint Rule No. 10-C, and do recommend to the respective Houses that the Bill be returned to the House Calendar, assuming the status of PENDING CONSIDERATION OF SENATE AMENDMENTS.

FOR THE SENATE: Short, Payne, Baggett.

FOR THE HOUSE: Sandlin, Townsend.

PENDING SENATE ACTION

HCR 1028 by Sparkman of the House and Grantham of the Senate was called up for consideration.

HCR 1028 was read at length, adopted upon motion of Senator Grantham, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1033—By Stratton, et al of the House and Baldwin of the Senate—A Concurrent Resolution congratulating and commending Roberta Goodfellow upon her contributions and accomplishments in the field of art and literature and upon selection of her poem "God" as a finalist in the national contest sponsored by Hallmark Cards, Inc.; and directing distribution.

Upon request of Senator Baldwin, **HCR 1033** was taken up for immediate consideration.

HCR 1033 was read at length, adopted upon motion of Senator Baldwin, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 191**—coauthored by McCune, Sandlin and Thompson; **SB 205**—coauthored by McCune; **SB 279**—coauthored by Bengtson; and **SB 366**—coauthored by Bengtson, each as amended.

HAs to **SB 191** read as follows and concurred in upon motion of Senator Ferrell:

AMENDMENT NO. 1. Amend the Title as follows. New Title shall read:

AN ACT RELATING TO THE JUDICIARY; AMENDING SECTIONS 2, 3 AND 4 CHAPTER 128, O. S. L. 1968 (20 O. S. SUPP. 1968, § § 1102, 1103 AND 1104); PROVIDING ELIGIBILITY FOR MEMBERSHIP IN THE UNIFORM RETIREMENT SYSTEM FOR JUSTICES AND JUDGES SHALL INCLUDE THE WAIVING, OR FORFEITING, OF CERTAIN BENEFITS OR RIGHTS ACQUIRED UNDER OTHER RETIREMENT SYSTEMS

BY JUSTICES OR JUDGES; REQUIRING JUSTICES AND JUDGES TO MAKE AN ELECTION OF A SYSTEM; MAKING REQUIREMENTS FOR CONTRIBUTIONS TO FUND FOR RETIREMENT APPLICABLE TO NONE BUT JUSTICES AND JUDGES MADE SO ELIGIBLE BY THIS ACT; CREATING A STATE JUDICIAL RETIREMENT FUND; PLACING RESPONSIBILITY FOR ADMINISTRATION, MANAGEMENT AND INVESTMENT OF THAT FUND UPON THE BOARD OF TRUSTEES OF THE OKLAHOMA EMPLOYEES RETIREMENT SYSTEM; AUTHORIZING THE INVESTMENT OF SUCH FUNDS; TRANSFERRING THE SUM OF ONE HUNDRED THOUSAND DOLLARS FROM THE STATE JUDICIAL FUND TO THE STATE JUDICIAL RETIREMENT FUND; PROVIDING OPTION FOR COURT REPORTERS IN A COUNTY RETIREMENT SYSTEM TO REMAIN IN SAID SYSTEM OR TO BECOME MEMBERS OF THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM; AND DECLARING AN EMERGENCY.

AMENDMENT NO. 2. Amend Page 2, Section 1, by striking on Line 14 the words "Any justice" and striking all of Lines 15 to 25, inclusive, and all of line 16 except the word "Upon" and substituting the following:

Any justice of the Supreme Court or judge of the Court of Criminal Appeals, State Industrial Court, Court of Appeals, or District Court, who has not served as a justice or judge of a court of record of the State of Oklahoma or a court that was a court of record of the State of Oklahoma for a period of eight (8) years, and who on January 13, 1969 was a member of the Oklahoma Public Employees Retirement System, or the retirement system of any instrumentality of the state, or the retirement system of any county, shall not be required, or permitted to become a member of, or participate in, The Uniform Retirement System for Judges and Justices provided for by Sections 1101-1107, inclu-

sive, of Title 20 of the Oklahoma Statutes, unless within ninety (90) days after the effective date of this act he elects to so become and waives or forfeits any right to which he might be entitled under the Oklahoma Public Employees Retirement System or the Retirement System of any instrumentality of the state, or of a county, except the right of a refund of his accumulated contributions without interest thereon. No Justice of the Supreme Court or Judge of the Court of Criminal Appeals, State Industrial Court, Court of Appeals, or District Court, who has served as a justice or judge of a court of record of the State of Oklahoma or a court that was a court of record of the State of Oklahoma for a period of eight (8) years or more prior to January 13, 1969, and who was a member of the Oklahoma Public Employees Retirement System or a County Retirement System on January 12, 1969, and who on January 13, 1969 was a justice or judge in any of the aforementioned courts shall be required to make an election as to which retirement system he shall be a member of, and nothing in this Act shall be construed so as to require any such justice or judge to forfeit any right to which he might be entitled under the Oklahoma Public Employees Retirement System or County Retirement System to which he may have a vested or contractual interest but he will be required to participate in the Uniform Retirement System for judges and justices provided by Sections 1101-1107, inclusive, of Title 20 of the Oklahoma Statutes. No Justice or Judge of the above mentioned courts shall be eligible to enter the Oklahoma Public Employees Retirement System after January 13, 1969.

AMENDMENT NO. 3. Amend Page 4, Line 21½, by adding a new Section 5 to read as follows:

SECTION 5. Any Court Reporter who, on January 12, 1969, was a member of a County Retirement System not participating in the Oklahoma Public Employees Retirement System shall have the option

to continue as a member of said county retirement system or to become a member of the Oklahoma Public Employees Retirement System and shall be entitled to credit for all the years of prior service as a Court Reporter, but such Court Reporter shall not be entitled to participate in the Uniform Retirement System for Justices and Judges.

AMENDMENT NO. 4. Amend Page 4, Line 22, by adding a new Section 6 to read as follows:

SECTION 6. All Court Reporters of the District Court shall be entitled to credit for all years of prior service as a Court Reporter in any Court of record in the State of Oklahoma for purposes of participation in the Oklahoma Public Employees Retirement System. No Court Reporter shall be entitled to participation in the Uniform Retirement System for Justices and Judges.

And renumbering old Section 5 to be Section 7.

And renumbering succeeding Sections.

SB 191, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Crow, Ham, Hargrave, Massey, Stansberry, Taliaferro.—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, Birdsong, Boecher, Bradley, Breck-

inridge, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Excused: Crow, Ham, Hargrave, Massey, Stansberry, Taliaferro.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Hamilton presiding.

HAs to SB 205 read as follows and concurred in, upon motion of Senator McSpadden:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 24 through 30, by striking all the language on Line 24 starting with the word "From" and all the rest of the language on Lines 25 through 30.

AMENDMENT NO. 2. Amend Title as follows:

AN ACT RELATING TO THE OKLAHOMA TAX COMMISSION; PROHIBITING THE MEMBERS FROM ENGAGING IN CERTAIN POLITICAL ACTIVITIES.

SB 205, 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, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Stipe, Terrill, Williams, Young.—32.

Nay: Keels.—1.

Excused: Atkinson, Berrong, Birdsong, Crow, Ferrell, Ham, Hargrave, Horn, Inhofe, McGraw, Massey, Porter, Smith, Stansberry, Taliaferro.—15.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

HAs to SB 279 read as follows and concurred in, upon motion of Senator Keels:

AMENDMENT NO. 1. Amend Page 1, Line 14, by adding after the word "officer" and before the word "may" the following language: "of counties of three hundred thousand (300,000) population or over."

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 17, after the comma strike "for any act or omission done by said officer in his official capacity and within the scope of his office". In lieu thereof insert "arising out of any act of negligence committed by such elected county official occurring in the operation of his office".

AMENDMENT NO. 3. Amend Page 1, Line 19, by eliminating the word "to" and inserting the word "shall".

SB 279, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: McCune, Romang, Short.—3.

Excused: Atkinson, Crow, Ferrell, Garrison, Ham, Hargrave, Horn, McGraw, Massey, Phillips, Stansberry.—11.

The bill, as amended, 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, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Keels,

Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—34.

Nay: McCune, Romang, Short.—3.

Excused: Atkinson, Crow, Ferrell, Garrison, Ham, Hargrave, Horn, McGraw, Massey, Phillips, Stansberry.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

HA to SB 366 read as follows and concurred in, upon motion of Senator Baggett:

AMENDMENT NO. 1. Amend Page 1, Section 1, Lines 29-31 by striking the language beginning with the word "and" on line 29 through the word "situated" on line 31, and by inserting in lieu thereof the following: "provided that not less than one-half of the annual amount of such payment in lieu of taxes shall be paid to the school district within which the property of the housing authority is located."

SB 366, 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, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Crow, Garrison, Ham, Hargrave, Horn, Massey, Stansberry.—8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Ferrell, Field, Garrett, Grantham,

Graves, Hamilton, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Atkinson, Crow, Garrison, Ham, Hargrave, Horn, Massey, Stansberry.—8.

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 37 correctly engrossed.

SBs 349, 350, 356 and **SCR 34** each correctly enrolled.

Engrossed **SCR 37** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 349, 350** and **356** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Garrison presiding.

Enrolled **SCR 34** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Hamilton presiding.

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 45**.

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 1004**.

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 1181, 1205 and 1438.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1181 was read and adopted upon motion of Senator Baggett:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1181, and Engrossed Senate Amendments thereto, by Miskelly, et al, entitled:

An Act relating to State Officers and Employees; amending subsection (f) of Section 2, Chapter 402, O.S.L. 1968 (74 O.S. Supp. 1968, § 817.3, subsection (f)); amending Section 1, Chapter 502, O.S.L. 1965 (74 O.S. Supp. 1968, § 284); prescribing minimum salary for full-time employees of the State; and declaring it to be the policy of the State to upgrade salaries,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. The Senate recede from its Amendment No. 1.

2. The Senate recede from its Amendment No. 2.

FOR THE SENATE: Baggett, Inhofe.

FOR THE HOUSE: Miskelly, Jones, Witt.

HB 1181, as 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, Grantham, Graves, Hamilton, Holden, Howard, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley,

Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Atkinson, Crow, Garrison, Ham, Hargrave, Horn, Inhofe, McSpadden, Massey, Stansberry.—10.

The Bill, as amended in Conference, was declared passed.

HB 1181, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The following 2nd CCR on HB 1438 was read and adopted upon motion of Senator Garrett:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1438, and Engrossed Senate Amendments thereto, by Vann, et al, entitled:

An Act relating to District Attorneys; ***; 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 1438—By Vann, et al, of the House and Garrett and Nichols of the Senate—An Act relating to District Attorneys; amending Section 15, Chapter 256, O. S. L. 1965, as last amended by Section 1, Chapter 272, O. S. L. 1968 (19 O. S. Supp. 1968, § 215.15); providing for appointment and compensation of assistants and other personnel; prescribing qualifications of assistants; providing operative date of act; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 15, Chapter 256, O. S. L. 1965, as last amended by Section 1, Chapter 272, O. S. L. 1968 (19 O. S. Supp. 1968, § 215.15), is amended to read as follows:

§ 215.15. Each District Attorney subject to provisions hereinafter set forth

may appoint such assistants, investigators, clerks and stenographers at such salaries and compensation as he shall deem necessary for the proper performance of his duties; provided, the total number thereof does not exceed a number equal to the total of the county attorneys, assistant county attorneys, investigators, clerks and stenographers, employed in the offices of the county attorneys in the counties within the district on the effective date of this act; provided, however, the District Attorney may employ additional assistants, investigators, clerks and stenographers, as he can establish the need for. Compensation for all of the personnel and employees named in Section 1 shall be subject to the approval of the Board of County Commissioners and County Excise Board of the county which they will serve; provided that such salaries on the effective date of this act shall not be reduced in any event. Each district may, at the request of the District Attorney, have at least one District Investigator in any district having a population of forty-three thousand (43,000) or more, according to the 1960 Federal Decennial Census or any succeeding Federal Census or comprised of five or more counties, the cost thereof to be borne by the counties in the manner aforesaid, proportionally according to their respective proportion of the total population of the district. If said District Investigator is licensed to practice law in the State of Oklahoma he may also act as an Assistant District Attorney in all matters.

Assistant District Attorneys shall be paid not less than forty percent (40%) nor more than ninety percent (90%) of the salary of the District Attorney, payable monthly. All Assistant District Attorneys who are paid in excess of sixty-five percent (65%) of the salary of the District Attorney shall not engage in the private practice of law, but may complete pending cases of a civil nature, not in conflict with the interest of any county of the district in which he is appointed and

no Assistant District Attorney permitted to practice law shall accept employment in a case investigated by the office of the District Attorney.

Each county in the district shall have at least one Assistant District Attorney who shall reside in the county during his term of office, except such shall be discretionary in the county in which the District Attorney resides.

All Assistant District Attorneys shall be twenty-one (21) years of age, a resident of the district, and have a license to practice law in the courts of record of this state at the time of his appointment. All Assistant District Attorneys shall serve at the pleasure of the District Attorney.

SECTION 2. This act shall become operative July 1, 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: Garrett, Young, Nichols.

FOR THE HOUSE: Willis, Sandlin, Vann.

HB 1438, as 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, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Crow, Ferrell, Ham, Hargrave, Holden, Horn, Inhofe, McGraw, Massey, 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: Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Howard, Keels, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Crow, Ferrell, Ham, Hargrave, Holden, Horn, Inhofe, McGraw, Massey, Stansberry.—10.

The emergency was declared passed.

HB 1438, together with 2nd Conference Committee Report thereon, was ordered returned to Honorable House.

The CCR on HB 1205 was read as follows:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1205, and Engrossed Senate Amendments thereto, by Poulos, et al of the House and Howard of the Senate, entitled:

An Act relating to State Agencies, Commissions, *** 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 Senate recede from Amendment No. 1 and the House accept Senate Amendment No. 2.

FOR THE SENATE: Smalley, Smith, Murphy.

FOR THE HOUSE: Poulos, Wixson, Cole.

Senator Smalley moved that the CCR on HB 1205 be adopted.

Senator Baggett, as a substitute for the Smalley motion, moved that the Senate refuse to adopt the CCR on HB 1205 and request a conference, which motion was tabled upon motion of Senator Smalley.

The vote occurring upon the Smalley motion, it was declared adopted.

HB 1205, as 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, Howard, McCune, Short, Smalley.—5.

Nay: Atkinson, Baggett, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Horn, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Ferrell, Ham, Hargrave, Inhofe, Massey, Porter, Stansberry.—7.

The Bill, as amended in Conference, was declared failed of passage.

Senators Ham and Hargrave asked to be shown present, which was the order.

C C APPOINTMENT

As provided under Rule 3-d, President Pro Tempore Smith announced the appointment of the following Senate Conferees pursuant to SR 42: Miller, Garrison and McSpadden.

President Pro Tempore Smith presiding.

RESOLUTION

By unanimous consent, SCR 38 by Young was introduced and read as follows:

A Concurrent Resolution pertaining to

the Uniform Consumer Credit Code (House Bill No. 1001 of the First Session of the Thirty-Second Oklahoma Legislature); expressing legislative intent and directing that the Commission on Consumer Affairs construe by Rules and Regulations that the maximum credit service charge expressed in percentage figures in Section 2-201 and the maximum loan finance charge expressed in percentage figures in Section 3-508A apply to the initial amount financed and to the initial amount of the principal of the loan; and directing distribution.

Senator Baggett questioned consideration of the Resolution at this time, citing Rule 12-b.

Senator Smalley asked unanimous consent that the Rules be suspended insofar as to the Resolution giving rise to debate, that consideration of SCR 38 be deferred temporarily, and that Xerox copies of the Resolution be made available to the members of the Senate, which was the order.

Senator Terrill moved that the Senate stand recessed until 1:00 p.m., which motion was declared adopted.

*

At 1:00 p.m., the Senate reassembled with Senator Hamilton presiding.

Senator Terrill raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

COMMUNICATION

President Pro Tempore Smith asked unanimous consent, which was granted, to have read and incorporated in the Journal the following communication: Finis Smith, Phil Smalley and all Members of the Senate:

I do not control the press and I am sorry about the poor and erroneous reporting regarding the Senate members regarding liquor legislation in 1965—

My statement on House floor was the following—"The State's largest liquor

wholesaler made the statements "That the House was wired for the vote, and 19 Senators were bought"—This conversation had been taped and was played for ABC Board members and the tape is now in hands of Federal Justice Dept.

Please make the truth known and ask the members of the Senate to accept my most humble apologies—Bill Poulos.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HJR 1011.

The above numbered Enrolled Resolution was, 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 1034.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

The House grants further conference on Engrossed HB 1114, referring said Bill to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 69, 72, 99, 104, 162, 163, 168, 173, 230, 349, 350 and 356.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCRs 31, 34 and 35.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1029—by Converse of the House and Massey of the Senate—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 1969 Legislative Interim the feasibility of the acquisition by the state of Devil's Den Park for a State Park; requesting the submission of a report with recommendations to the Executive Committee and to the Second Session of the Thirty-second Oklahoma Legislature.

Upon request of Senator Stipe, **HCR 1029** was taken up for immediate consideration.

HCR 1029 was read at length, adopted upon motion of Senator Stipe, properly signed and ordered returned to the Honorable House.

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 1166**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1166** was read and adopted upon motion of Senator McSpadden:

Mr. Speaker

and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred **ENGROSSED HOUSE BILL NUMBER 1166**, entitled:

(An Act relating to the Reserve Appropriation Fund and making; 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 Substitute be adopted.

CCS for **HB 1166**—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Commission on Consumer Affairs and making an appropriation thereto; stating the purpose; providing for the appointment of personnel; providing for transfer of personnel from the State Banking Department; providing lapse date; making provisions of this act severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the Commission on Consumer Affairs, created in House Bill No. 1001 enacted by the First Regular Session of the Thirty-Second Oklahoma Legislature, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1970, not otherwise appropriated, the sum of Fifty Thousand Dollars (\$50,000.00) or so much thereof as may be necessary to carry out the duties imposed upon the Commission of Consumer Affairs by law.

SECTION 2. The Commission on Consumer Affairs shall appoint an Administrator of the Department of Consumer Affairs and fix his duties and compensation in accordance with the provision of said House Bill No. 1001. The Administrator of the Department of Consumer Affairs, with the approval of the Commission on Consumer Affairs shall appoint other personnel of the Department and fix their duties and compensation. Provided, that pursuant to the provisions of said House Bill No. 1001, which transfer duties with respect to small loan regulation to said Department of Consumer Affairs from the State Banking Department, personnel of the State Banking Department assigned to small loan regulation are hereby transferred to the Department of Consumer Affairs, provided that for the fiscal year ending June 30, 1970, salaries of such employees shall be paid by the State Banking

Department from funds appropriated for that purpose in Senate Bill No. 54 enacted by the First Regular Session of the Thirty-Second Oklahoma Legislature for said fiscal year.

SECTION 3. The appropriation made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for 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: McSpadden-Chairman, Baldwin, Boecher, Bradley, Luton, Massey, Medearis, Nichols.

HOUSE CONFEREES: Willis-Chairman, Allard, Fine, Greenhaw, Miskelly, Odom (V. H.), Sanguin, Sparkman.

HB 1166, as 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, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill.—34.

Nay: Boecher, Hamilton, Horn, Keels, Miller, Williams, Young.—7.

Excused: Berrong, Martin, Massey,

Phillips, Porter, Stansberry, Taliaferro.—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, Birdsong, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Nichols, Payne, Romang, Short, Smalley, Smith, Stipe, Terrill.—34.

Nay: Boecher, Hamilton, Horn, Keels, Miller, Williams, Young.—7.

Excused: Berrong, Martin, Massey, Phillips, Porter, Stansberry, Taliaferro.—7.

The emergency was declared passed.

HB 1166, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 116**—Coauthored by Nance, Sandlin and Bamberger, as amended.

HA to SB 116 read as follows, and concurred in upon motion of Senator Howard:

AMENDMENT NO. 1. Amend by striking the Title, Enacting Clause and entire bill and substitute the following:

An Act relating to Crimes and Punishments; providing that operators of motion picture projection machines, ushers and cashiers employed in motion picture theaters shall be excepted from State statutes and city ordinances relating to exhibit of obscene motion pictures, if such persons have no financial interest in the motion picture theater wherein they are employed; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The provisions of statutes of this state and the provisions of or-

dinances of any city prescribing a criminal penalty for exhibit of any obscene motion picture shown in a commercial theater open to the general public shall not apply to a projectionist, or assistant projectionist, usher or cashier, provided he has no financial interest in the show or in its place of presentation other than regular employments as a projectionist or assistant projectionist, usher or cashier. Provided further, that such person is not acting as manager or director of such theater. The provisions of this act shall not exempt any projectionist or assistant projectionist, usher or cashier from criminal liability for any act unrelated to projection of motion pictures in commercial theater open to the general public.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

SB 116, 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, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McGraw, McSpadden, Medearis, Nichols, Payne, Phillips, Smith, Taliaferro, Terrill, Young.—30.

Nay: Birdsong, Ferrell, Hamilton, Inhofe, McCune, Miller, Murphy, Romang, Short, Smalley, Stipe, Williams.—12.

Excused: Atkinson, Berrong, Martin, Massey, Porter, Stansberry.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham,

Graves, Ham, Hargrave, Holden, Horn, Howard, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Nichols, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Young.—33.

Nay: Ferrell, Hamilton, Inhofe, Miller, Murphy, Romang, Short, Stipe, Williams.—9.

Excused: Atkinson, Berrong, Martin, Massey, Porter, Stansberry.—6.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

RESOLUTION

By unanimous consent, **SCR 39** by Hamilton of the Senate and Briscoe of the House was introduced as follows:

A Concurrent Resolution pertaining to House Bill No. 1329 passed by the First Session of the Thirty-second Oklahoma Legislature; expressing the intent of the Legislature regarding assessment of mobile homes and trailers, and the allowance of homestead exemptions thereon; and directing distribution.

SCR 39 was read at length, adopted upon motion of Senator McSpadden and ordered referred for engrossment.

PENDING SENATE ACTION

HCR 1020 by Wolf (Leland) of the House and Terrill of the Senate was called up for consideration.

Senator Terrill moved to amend **HCR 1020**, page 1, line 27, by striking after the word "of" and before the word "be" the language "4:00 p.m., Friday, April 18, 1969" and substituting therefor the language "2:30 p.m., Tuesday, April 29, 1969" which amendment was declared adopted.

HCR 1020, as amended, was read at length and adopted upon motion of Senator Terrill.

HCR 1020, as amended, was referred for engrossment.

PENDING CONSIDERATION

SCR 38 was called up for further consideration.

Senator Young moved the adoption of **SCR 38**, which motion was declared failed of adoption.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1004**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 39 and **HCR 1020** each correctly engrossed.

SBs 93, 205, 279, 289 and **366** each correctly enrolled.

Engrossed **SCR 39** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HCR 1020**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 93, 205, 279, 289** and **366** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Grantham presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 228** and **286**—Coauthored by Hill (Archibald), Hancock and Camp.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with 3rd Conference Committee Report thereon, advising adoption of 3rd Conference Committee Report and passage of Measure as amended: Engrossed **HB 1121**.

THIRD CONFERENCE COMMITTEE REPORT

The following 3rd **CCR** on **HB 1121** was read and adopted upon motion of Senator McSpadden:

Mr. Speaker
and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was referred **ENGROSSED HOUSE BILL NUMBER 1121**, entitled:

(An Act relating to the Oklahoma 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 recommendation that the Third Conference Committee Substitute be adopted:

THIRD CCS for **HB 1121**—By Willis, et al of the House and McSpadden and Massey of the Senate—An Act relating to the Oklahoma Industrial Development and Park Commission and making appropriations thereto; stating the purpose; authorizing utilization of unexpended funds for other purposes; prohibiting expenditures in leased state-owned lodges for certain purposes; directing the expenditure of certain funds appropriated to the Division of Publicity, Advertising and Information; directing the expenditure of certain funds appropriated to the Division of Research and Planning; providing for reimbursement of employees' general expenses; appropriating funds for special purposes and providing for their expenditures; 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; providing for use of revenue received from the sale of copies or subscriptions of the magazine "Oklahoma Today"; reappropriating cer-

tain funds; providing lapse date; making the 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. There is hereby appropriated to the Oklahoma Industrial Development and Park Commission, from the General Revenue Fund of the State Treasury and the State of Oklahoma Building Bonds of 1968 Reserve Fund, for the fiscal year indicated, not otherwise appropriated, the several amounts set forth in this section, or so much thereof as may be necessary to accomplish the purpose designated 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 Director of State Finance is hereby directed to reject any and all claims in violation of the foregoing provisions.

Fiscal Year
Ending
June 30, 1970

GENERAL REVENUE FUND:

DIVISION OF PARKS, RECREATION AND WATERWAYS

The following appropriation shall be for the expenses of personal services, premiums of workmen's compensation and other necessary insurance, travel, supplies, construction,

equipment, acquisition of land needed for park purposes, and any other expenses necessary to the efficient and effective operation of the State Park System and the Waterways Division ----- \$2,268,450.00

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 ----- \$ 358,729.00

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 ----- \$ 657,000.00

Provided that Eighty-Five Thousand Dollars (\$85,000.00) 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.

Provided further that Fifteen Thousand Dollars (\$15,000.00) of the amount appro-

priated to this Division shall be for the purpose of conducting schools or seminars by Oklahoma State University for the study, promotion, and development of the tourism industry under the Department's direction, in cooperation with the University, to the end that both the private and public sectors of the industry may be developed and expanded. Provided further that Ten Thousand Dollars (\$10,000.00) of the amount appropriated to this Division shall be used for the purpose of advertising by an information center or centers in counties with populations in excess of 300,000, or which may hereinafter become in excess of 300,000.

Provided further that part of the funds appropriated to the divisions of Publicity, Advertising and Information shall be used for the constructing and equipping of a Tourist Information Center on Highway 69 near the Red River.

EXPENSES FOR PUBLICATION OF THE MAGAZINE

"OKLAHOMA TODAY" - \$ 85,000.00

DIVISION OF INDUSTRIAL, BUSINESS AND ECONOMIC DEVELOPMENT

Expenses of personal service, contractual services, travel, supplies, exhibits, general operating expenses and all other expenses necessary for the efficient and effective operation of this Division. .. \$ 316,816.00

The actual expenses incurred by any employee of said Division for necessary travel and subsistence outside the State shall be reimbursed such employee. The actual and reasonable expenses of travel and subsistence incurred in the showing of industrial sites inside the State shall be reimbursed to the employee incurring such expenses. Reimbursement of such expenses shall be in accordance with rules and regulations adopted by the Commission.

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: Provided, that Seventy-five Thousand Dollars (\$75,000.00) of the amount appropriated to this Division shall be used in cooperation with Ozarks Regional Commission. It is further provided that One Hundred Twenty-five Thousand Dollars (\$125,000.00) of the appropriation to this Division will be used for the Community Planning Section of the Division to facilitate what is known as "701 Federal Planning" \$ 475,000.00

DIVISION OF LODGES

Expenses of personal services, premiums for workmen's compensation and other necessary insurance, travel, supplies and general operating expenses \$ 233,000.00
Maintenance, repair and renovating five (5) original lodges (Quartz, Roman Nose, Texoma, Western Hills and Murray) \$ 18,217.56

TOTAL — GENERAL

REVENUE FUND \$4,412,212.56

OKLAHOMA BUILDING BONDS

OF 1968 RESERVE FUND:

Maintenance, repair and renovating five (5) original lodges (Quartz, Roman Nose, Texoma, Western Hills and Murray) \$ 81,782.44

GRAND TOTAL — \$4,493,995.00

SECTION 2. There is hereby appropriated from the Income Tax Adjustment Fund the sum of One Million Three Thousand Dollars (\$1,003,000) or so much thereof as may be necessary for capital outlay and major maintenance for the following purposes:

Beavers Bend State Park	----\$ 30,000.00
Black Mesa State Park	----- 1,000.00
Boiling Springs State Park	--- 5,000.00
Greenleaf Lake State Park	--- 20,000.00
Osage Hills State Park	----- 2,500.00
Lake Murray State Park	--- 50,000.00
Quartz Mountain State Park	--- 20,000.00
Red Rock Canyon State Park	--- 15,000.00
Robbers Cave State Park	--- 20,000.00
Roman Nose State Park	--- 20,000.00
Walnut Creek Peninsula	
State Park (Keystone Lake)	20,000.00
Sequoyah State Park	----- 35,000.00
Tenkiller State Park	----- 15,000.00
Lake Texoma State Park	--- 20,000.00
Lake Wister State Park	--- 25,000.00
Murrell Home and	
Female Seminary	----- 5,000.00
Fort Gibson Stockade	----- 5,000.00
Pioneer Woman Museum	----- 500.00
Black Kettle Museum	----- 3,000.00
Great Salt Plains State Park	----- 3,000.00
Little River State Park	--- 50,000.00
Keystone State Park	--- 40,000.00
Clayton Lake Recreation	
Area	----- 15,000.00
Heyburn Lake Recreation	
Area	----- 15,000.00
Mountain Park State Park	--- 20,000.00
Rune Stone Historical Site	--- 10,000.00
Adair Park—Stilwell	--- 35,000.00
Honey Creek Recreation	
Area (Grand)	----- 5,000.00
Little Sahara Recreation Area	----- 1,000.00
Raymond Gary Recreation	
Area	----- 15,000.00
Sequoyah Bay Recreation	
Area	----- 3,000.00
Spavinaw Recreation Area	
and Cherokee Recreation	
Areas No. 1, 2 and 3	----- 30,000.00
Twin Bridges Recreation	
Area (Grand)	----- 3,000.00

Will Rogers Recreation	
Area (Oolagah)	----- 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 and Museum	----- 10,000.00
Catoosa Recreation Area	----- 2,000.00
Canton Lake Recreation Area	----- 1,000.00
Salina Park	----- 6,000.00
Disney Recreation	
Area (Grand)	----- 1,000.00
Battle Site of the Washita	
near Cheyenne	----- 1,500.00
Alabaster Caverns State Park	----- 40,000.00
Sallisaw Recreation Area	----- 5,000.00
Fort Cobb Recreation Area	--- 20,000.00
Seay Mansion and Chisholm	
Trail Museum	----- 15,000.00
Boggy Depot Recreation Area	----- 20,000.00
Spiro Mounds and Deer	
Creek Mounds	----- 20,000.00
Cherokee Court House	----- 15,000.00
Chickasaw Canadian	
Historical Society	----- 5,000.00
Sequoyah Park Annex	----- 5,000.00
Feyodi Creek Recreation Area	----- 25,000.00
Chisolm Trail	
Historical Museum	----- 30,000.00
Fountainhead State Park	--- 10,000.00
Indian Hall of Fame	----- 15,000.00
Arrowhead State Park	----- 10,000.00
Chouteau Memorial	----- 25,000.00
Great Plains Tourist and	
Information Center	----- 25,000.00
Cherokee Strip	
Museum—Enid	----- 15,000.00
Cherokee Strip Museum and	
Henry Johnston Library	----- 10,000.00
T. B. Ferguson Museum	----- 15,000.00
TOTAL	----- \$1,003,000.00

SECTION 3. The Oklahoma Industrial Development and Park Commission shall appoint and fix the duties and compensation of officials and employees to perform the duties imposed upon the Oklahoma Industrial Development and Park Depart-

ment 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 premiums from the appropriations made herein 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 amount of Forty Thousand Dollars (\$40,000.00) of the Five Hundred Thirty-two Thousand Dollars (\$532,000.00) originally appropriated to the Division of Publicity, Advertising and Information of the Oklahoma Industrial Development and Park Commission, from the General Revenue Fund for the fiscal year ending June 30, 1969, by Section 1, Senate Bill 582, Chapter 392, Oklahoma Session Laws 1968, to be used for the constructing and equipping of a tourist information center in the Miami, Oklahoma area, 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.

SECTION 8. The Industrial Development and Park Commission is hereby authorized to expend a part of the funds appropriated in Section 2 of this Act to Quartz Mountain State Park for assisting in the construction of an airport at Granite Reformatory.

SECTION 9. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 10. The provisions of this Act are severable and if any part or provisions hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 11. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 12. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: McSpadden, Chairman, Baldwin, Boecher, Bradley, Garrett, Garrison, Grantham, Martin, Nichols.

HOUSE CONFEREES: Willis-Chairman, Cate, Connor, Fine, Miskelly, Odom (V. H.), Sanguin, Townsend.

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: Atkinson, Baggett, Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels,

Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Nay: Howard.—1.

Excused: Berrong, Ham, Porter, Stansberry, Taliaferro.—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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—42.

Nay: Howard.—1.

Excused: Berrong, Ham, Porter, Stansberry, Taliaferro.—5.

The emergency was declared passed.

HB 1121, together with 3rd Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with 2nd Conference Committee Report thereon, advising adoption of 2nd Conference Committee Report and passage of Measure as amended: Engrossed **HB 1114**.

SECOND CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1114** was read and adopted upon motion of Senator McSpadden:

Mr. Speaker
and

Mr. President:

We, your General Conference Committee on Appropriations, to whom was re-

ferred ENGROSSED HOUSE BILL NUMBER 1114, entitled:

An Act making the Department of Labor,

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 Second Conference Committee Substitute be adopted:

2nd **CCS** for **HB 1114**—By Willis, et al of the House and McSpadden and Massey of the Senate.

An Act relating to the office of the Department of Labor and making appropriations thereto; stating the purpose; providing that the Commissioner of Labor shall fix the duties and compensation of employees within certain limitations; providing lapse date; 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 Office of the Department of Labor, 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 imposed upon the Office of the Department of Labor by law:

	Fiscal Year
	Ending
	June 30, 1970
Personal Services (Including retirement costs)	\$158,012.00
Operating Expense	47,045.00
Total	\$205,057.00

SECTION 2. The Commissioner of Labor shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Department of Labor by law payable from the appropriation made by Section

1 of this Act, in accordance with the following schedule:

TITLE	NUMBER AUTHOR- IZED	MINI- MUM	MAXI- MUM
Commissioner of Labor	1	\$9,200.00	\$9,200.00
Assistant Commissioner	1	8,400.00	9,000.00
Secretary to Commissioner	1	3,900.00	4,800.00
Chief Safety Engineer	1	6,800.00	8,400.00
Assistant Chief Safety Engineer	1	6,900.00	7,800.00
Boiler Safety Engineer	3	5,100.00	6,000.00
Factory Safety Engineer	9	5,100.00	6,000.00
Women and Chil- dren Inspectors	2	4,500.00	5,100.00
Financial Secretary	1	5,400.00	6,600.00
Stenographer-Clerk	5	3,600.00	4,500.00
Statistician and Wage Clerk	1	5,100.00	6,000.00
Auditor, Prevail- ing Wages	1	5,100.00	6,000.00
Total	27		

SECTION 3. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1970. Any unexpended funds remaining after November 15, 1970, shall lapse and be transferred to the credit of the proper fund for 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. 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: McSpadden, Chairman, Baldwin, Boecher, Bradley, Garrett, Garrison, Grantham, Martin, Nichols.

HOUSE CONFEREES: Willis, Chairman, Cate, Connor, Fine, Miskelly, Odom (V. H.), Sanguin, Townsend.

HB 1114, as 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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Berrong, Porter, Stansberry.—3.

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, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Excused: Berrong, Porter, Stansberry.—3.

The emergency was declared passed.

HB 1114, together with 2nd Conference

Committee Report thereon, was ordered returned to Honorable House.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled House Bill No. 1288, together with the Governor's Veto Message thereon, and advising that under the provisions of Section 11, 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 three-fourth's majority vote of all Members elected to and constituting the House, said vote being as follows: 76 AYES and 14 NAYS (on Bill) and 75 AYES and 16 NAYS (on Emergency).

The following Veto Message on **HB 1288** was read and incorporated herein upon motion of Senator Garrett:

TO THE SPEAKER AND MEMBERS OF THE HONORABLE HOUSE OF REPRESENTATIVES FIRST SESSION, THIRTY-SECOND OKLAHOMA LEGISLATURE

Gentlemen:

This is to advise you that I have on this day vetoed House Bill No. 1288. This bill transfers to the state certain expenses heretofore borne by the counties. The effect of this bill would be to relieve the county general funds of approximately \$500,000 annually in responsibilities. I recognize the financial plight of several counties in this state. However, there are other, economic ways to solve these problems, for example, abolition of the Office of County Superintendent of Schools, adoption of central purchasing by County Commissioners and equalization of assessment of ad valorem taxes. Since the counties appear unwilling to adopt these economy measures, I do not consider this measure to be in the best interest of the people of Oklahoma.

BY THE GOVERNOR OF THE STATE
OF OKLAHOMA

Dewey F. Bartlett

Senator Terrill asked unanimous consent that the Governor's Veto Message on and **HB 1288** be filed with the Rules Committee, which was the order.

MESSAGE FROM THE HOUSE

Advising that the House has rescinded its fourth reading and signing of Enrolled **HB 1333**, has reconsidered the vote by which the Bill, as amended, was passed; by which **SA** concurred in and requests the Honorable Senate to recede from Senate Amendment on said Bill.

Senator Hamilton moved that the Senate rescind its fourth reading and signing of Enrolled **HB 1333**, which motion was declared adopted.

Senator Hamilton moved that the vote be reconsidered by which **HB 1333**, as amended, was passed, which motion was declared adopted upon a roll call as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.
—46.

Excused: Porter, Stansberry.—2.

THIRD READING

Senator Hamilton moved that the vote be reconsidered by which **HB 1333**, as amended, was considered engrossed and placed upon third reading and final passage, which motion prevailed.

Upon motion of Senator Hamilton, the vote was reconsidered by which **HB 1333**, as amended, was advanced to engrossment.

GENERAL ORDER

Senator Short asked unanimous consent that the vote be reconsidered by which Senate amendment to **HB 1333**, page 11,

line 12, was adopted, and the amendment be withdrawn, which was the order.

Upon motion of Senator Hamilton, **HB 1333** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1333** was considered engrossed and 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: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Lutton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—44.

Excused, Massey, Porter, Stansberry, Williams.—4.

The bill was declared passed.

HB 1333 was properly signed and ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with 2nd Conference Committee Report thereon, advising adoption of 2nd Conference Committee Report and passage of Measure as amended: Engrossed **HB 1329**.

SECOND CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1329** was read and adopted upon motion of Senator McSpadden:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 1329, and Engrossed Senate

Amendments thereto, by Briscoe, Abbott and Ford entitled:

An Act relating to Motor Vehicles; amending 47 O. S. 1961, § 22.5d; providing for the licensing and taxation of house trailers or mobile homes and classifying same for such purposes; fixing amount of license fee and providing that same is not in lieu of ad valorem taxation; providing for apportionment of license fees; providing operative date; 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 Senate recede from Amendment No. 1.

That Abbott be removed as coauthor.

That the following Conference Committee Substitute be adopted:

2nd CCS for **HB 1329**—By Briscoe and Ford—An Act relating to Motor Vehicles; amending 47 O. S. 1961, § 22.5d; providing for the licensing and taxation of house trailers or mobile homes and classifying same for such purposes; fixing amount of license fee and providing that same is not in lieu of ad valorem taxation; providing for apportionment of license fees; providing operative date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 47 O. S. 1961, § 22.5d, is amended to read as follows:

§ 22.5d. (a) *[The license fees shall be paid annually to the Oklahoma Tax Commission upon the registration of each house trailer, as defined in the Motor Vehicle License and Registration Laws, as follows:]*

[Where the manufacturer's factory delivered price is Fifteen Hundred Dollars (\$1500.00) or less, the license fee for the first and each succeeding year's registration shall be Fifteen Dollars (\$15.00).]

[Where the manufacturer's factory delivered price is in excess of Fifteen Hun-

dred Dollars (\$1500.00) the license fee for the first year shall be Fifteen Dollars (\$15.00) plus fifty cents (50c) for each One Hundred Dollars (\$100.00), or major fraction thereof, in excess of Fifteen Hundred Dollars (\$1500.00).]

[After the first year's registration in this or any other State, or proof of assessment for ad valorem taxation in this State, the license fee for the second year upon any such house trailer, upon which the manufacturer's factory delivered price was in excess of Fifteen Hundred Dollars (\$1500.00), shall be assessed at ninety per cent (90%) of the fee computed and assessed hereunder for the first year; and thereafter, such fee shall be assessed and computed at ninety per cent (90%) of the previous year's fee until such license fee reaches a minimum fee of Fifteen Dollars (\$15.00).] "HOUSE TRAILERS" AS DEFINED IN THE LAWS RELATING TO THE LICENSING AND REGISTRATION OF MOTOR VEHICLES AND WHICH VEHICLES ARE ALSO COMMONLY REFERRED TO AS "MOBILE HOMES" ARE HEREBY CLASSIFIED SPECIALLY FOR LICENSE FEE AND REGISTRATION PURPOSES AND SHALL BE REGISTERED AND LICENSED ANNUALLY FOR A LICENSE FEE OF FOUR DOLLARS (\$4.00) WHETHER REGISTERED FOR A FULL YEAR OR ANY PART OF A YEAR. SAID LICENSE AND REGISTRATION FEE SHALL NOT, AS TO RESIDENTS OF OKLAHOMA OR AS TO HOUSE TRAILERS POSSESSED BY NONRESIDENTS PLACED ON A LOCATION FOR EXTENDED USE IN OKLAHOMA, BE IN LIEU OF THE AD VALOREM TAX ON SUCH HOUSE TRAILERS OR MOBILE HOMES.

THE TERMS "HOUSE TRAILER" AND "MOBILE HOME", AS USED HEREIN, SHALL INCLUDE ANY VEHICLE ORIGINALLY CONSTRUCTED AND MANUFACTURED AS LIVING QUARTERS MOUNTED ON WHEELS ATTACHED THERETO AND SOLD AS A PART THEREOF FOR READY MOVEMENT

OF SAME ON THE HIGHWAYS, EVEN THOUGH, WHEN PLACED ON A GIVEN LOCATION, THE WHEELS ARE TEMPORARILY REMOVED. SAID TERMS SHALL NOT, HOWEVER, INCLUDE ANY SUCH HOUSE TRAILER LOCATED AS A PERMANENT IMPROVEMENT ON LAND OWNED BY THE OWNER THEREOF WHEN THE WHEELS HAVE BEEN REMOVED AND SAME IS BEING USED FOR ANY PURPOSE OTHER THAN LIVING QUARTERS TEMPORARILY LOCATED THEREON. NOR SHALL SAID TERMS INCLUDE ANY SELF-PROPELLED VEHICLES USED AS LIVING QUARTERS, WHETHER REFERRED TO AS "MOTOR HOMES" OR BY ANY OTHER NAME.

(b) The annual license fees provided in this act must be paid each year whether or not the [vehicle] HOUSE TRAILER OR MOBILE HOME is operated on the public highways. [except for any house trailer which is placed on a given location and actually being used for dwelling purposes and which is listed and assessed for ad valorem taxation in the county in which it is located, provided, however, before any such house trailer is used or towed on the public highways the same shall be required to be licensed for such year or remaining part thereof. The provisions contained in Section 22.16 of Title 47, O. S. 1951, relating to special delivery licenses or permits, commonly known as drive-away permits, shall not apply to house trailers] and it is specifically provided that upon the sale or other transfer of any house trailer, new or used, the same must be registered and the license fees and the excise tax paid thereon, and a proper title obtained thereto as is required upon transfers of other vehicles. BEFORE ANY HOUSE TRAILER OR MOBILE HOME MAY BE REGISTERED AND LICENSED HEREUNDER, WHETHER NEW OR USED, IF OWNED OR POSSESSED BY A RESIDENT, OR IF POSSESSED BY A NONRESIDENT FOR USE IN OKLAHOMA, THE APPLICANT FOR SUCH REGISTRATION

SHALL FURNISH TO THE OKLAHOMA TAX COMMISSION OR ITS MOTOR LICENSE AGENT, AS THE CASE MAY BE, A CERTIFICATE OF THE COUNTY ASSESSOR OF THE COUNTY OF RESIDENCE OF THE OWNER OR OF THE COUNTY IN WHICH SUCH HOUSE TRAILER OR MOBILE HOME IS TO BE LOCATED AND USED, SHOWING THAT SUCH IS CURRENTLY ASSESSED FOR AD VALOREM TAX, OR THAT SAME HAS BEEN REGISTERED BY SUCH COUNTY ASSESSOR IF IT IS THEN NOT SUBJECT TO SUCH ASSESSMENT UNDER THE LAW. THE OWNER OF SUCH HOUSE TRAILER OR MOBILE HOME SHALL BE PERMITTED TO APPLY FOR HOMESTEAD EXEMPTION, AND HIS APPLICATION THEREFOR SHALL BE APPROVED IF THE COUNTY ASSESSOR FINDS THAT THE APPLICANT MEETS ALL REQUIREMENTS OF LAW FOR SUCH EXEMPTION.

(c) The license fees collected under this section shall be apportioned as is now required under the provisions of Section 22.2, Title 47 O. S. 1951, or as may be required by amendatory acts or changes thereto.

SECTION 2. This act shall become operative January 1, 1970.

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: McSpadden, Howard, Smith.

FOR THE HOUSE: Briscoe, Bernard, Bean.

HB 1329, as 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, Boech-

er, Bradley, Breckinridge, Crow, Dacus, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—36.

Nay: Grantham, McCune.—2.

Excused: Baldwin, Berrong, Ferrell, Garrison, Holden, Horn, Massey, Porter, 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, Baggett, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Short, Smalley, Smith, Stipe, Terrill, Williams, Young.—37.

Nay: Grantham, McCune.—2.

Excused: Baldwin, Berrong, Garrison, Holden, Horn, Massey, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

HB 1329 together with 2nd Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in SA to and adoption of Engrossed HCR 1020, as amended.

A Committee from the Honorable House, composed of Representatives Beauchamp, Rogers, Tarwater, Payne and Converse was received and reported the Honorable House had completed its work and was about ready to adjourn sine die.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 213—coauthored by Thompson (Principal author), McCune and Sandlin; SB 244—coauthored by Peterson (Principal

House author); **SB 296**—coauthored by Sullivan; and **SB 317**.

The above numbered Bills were referred for enrollment.

Senator Smalley raised the question of "no quorum".

The President Pro Tempore ordered the roll called and declared a quorum was present.

Senator Terrill 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 Smith appointing as such Committee: Senators Boecher, Payne and Massey.

Senator Terrill moved that the President Pro Tempore appoint a Committee of three (3) to notify the Governor Re Sine Die adjournment and to invite and escort him to the Chamber for the purpose of addressing the Senate, which motion was declared adopted, President Pro Tempore Smith appointing as such Committee: Senators Garrison, Dacus and Taliaferro.

The Senate was declared at ease.

The Senate reassembled, with President Pro Tempore Smith presiding.

Senator Garrison, on behalf of the Committee appointed to notify the Governor Re Sine Die adjournment and to invite and escort him to the Senate Chamber, reported the duty performed, advising that the Governor desired to appear before the Senate.

The Sergeant-at-Arms was recognized and advised 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 briefly addressed the Senate and extended his congratulations for the completion of the shortest session in 22 years; and, commended the membership on the many beneficial measures passed by it this session.

COMMITTEE REPORT

Senator Boecher, on behalf of the Committee appointed to notify the Honorable House that 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 McSpadden presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 37**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1181**.

The above numbered Enrolled Bill was, 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 **HCRs 1020, 1028 and 1029**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 164 and 181**, each as amended.

HA to SB 164 read as follows, and concurred in upon motion of Senator Grantham:

AMENDMENT NO. 1. Amend Page 2, Line 4, by striking after the word "retarded" and before the word "as" the following: "for not more than two (2) weeks".

SB 164, 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, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Nay: Short.—1.

Excused: Porter, Stansberry.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Atkinson, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Romang, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—45.

Nay: Short.—1.

Excused: Porter, Stansberry.—2.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

HAs to SB 181 read as follows:

AMENDMENT NO. 1. Amend Title to read as follows: "AN ACT RELATING TO CITIES AND TOWNS; PROVIDING FOR AUTHORITY TO PASS ORDINANCES; AMENDING 11 O.S. 1961, § 672; PROVIDING MAXIMUM PENALTY FOR VIOLATION OF ORDINANCES SHALL BE THREE HUNDRED DOLLARS (\$300.00) OR IMPRISONMENT NOT EXCEEDING SIXTY (60) DAYS, OR BOTH SUCH FINE AND IMPRISONMENT; PROVIDING PROCEDURE FOR APPEALS IN COURTS AND CITIES HAVING A POPULATION IN EXCESS OF 315,000; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 1,

Line 22, by changing the words and figures, "Five Hundred Dollars (\$500.00)" to read as "One Hundred Dollars (\$100.00)".

AMENDMENT NO. 3. Amend Page 1, Line 23, by substituting "sixty (60) days" for "three (3) months".

AMENDMENT NO. 4. Amend Page 1, Line 32, by adding a new Section 2 to read as follows: "Provided that all appeals from decisions in Municipal Courts when the maximum penalty provided by ordinance is in excess of Fifty Dollars (\$50.00), or when imprisonment may be imposed, the appeal shall be to the District Court in the county where the Municipal Court is located, and the trial shall be de novo."

Senator Smalley moved that **SB 181**, together with the **HAs** thereto be committed to the Rules Committee, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1166** and **1438**.

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 1033**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

Senator Miller presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-grossed **SCR 39**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 93, 205, 279, 289** and **366**.

The above numbered Enrolled Bills were referred to the Governor.

COMMITTEE APPOINTMENT

The President Pro Tempore, having been authorized so to do, appointed the following committee members pursuant to **SCR 35**: Taliaferro, Nichols, Luton, Berrong and Miller.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 295**—Coauthored by Murphy, Sullivan and Jones, as amended.

HA to **SB 295** read as follows, and concurred in upon motion of Senator Hamilton:

AMENDMENT NO. 1. Amend Page 2, Line 2, by striking the following language: "engaged in soil conservation work, who in such work," and adding the following language in lieu thereof: "who", before the word "transports".

SB 295, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Breckinridge, Crow, Dacus, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stipe, Terrill, Young.—31.

Nay: Ferrell, Garrison, McCune, Romang, Short, Smalley, Williams.—7.

Excused: Atkinson, Baldwin, Berrong, Bradley, Howard, McSpadden, Massey, Porter, Stansberry, Taliaferro.—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, Breckinridge, Crow, Dacus, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Inhofe, Keels, Lane, Luton, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stipe, Terrill, Young.—34.

Nay: Ferrell, McCune, Romang, Short, Smalley, Williams.—6.

Excused: Berrong, Bradley, Howard, McSpadden, Massey, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 116, 228 and 286 and SCRs 36 and 37 each correctly enrolled.

Enrolled **SBs 116, 228 and 286** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 36 and 37** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 191, 213, 244 and 317 each correctly enrolled.

Enrolled **SBs 191, 213, 244 and 317** 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 fourth reading of and returning Enrolled **SBs 116, 228 and 286**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 36 and 37**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

Senator Terrill raised the question of "no quorum".

The Presiding Officer ordered the roll called and declared a quorum was present.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 311, as amended.

HAs to SB 311 read as follows:

AMENDMENT NO. 1. Amend the Title to read as follows: "AN ACT RELATING TO THE STATE DEPARTMENT OF PUBLIC WELFARE; PROVIDING FOR RECOVERY FROM TORTFEASORS OF AMOUNTS PAID BY THE STATE DEPARTMENT OF PUBLIC WELFARE FOR MEDICAL EXPENSES OF INJURED AND DISEASED PERSONS; PROVIDING FOR A LIEN BY THE DEPARTMENT; PROVIDING FOR NOTICE AND FILING OF LIEN; PROVIDING FOR CAUSE OF ACTION BY THE DEPARTMENT; AND DECLARING AN EMERGENCY."

AMENDMENT NO. 2. Amend Page 1, Lines 15 through 28, by striking subsections (a), (b) and (c) and substituting the following:

"(a) Whenever the State Department of Public Welfare pays medical expenses for or on behalf of a person who has been injured, or who has suffered a disease, as a result of the negligence or act of another person, the Department shall, if such injured or diseased person asserts or maintains a claim against such other person or tortfeasor for damages on account of such injury or disease, have a lien to the extent of the amount so paid upon that part going or belonging to such injured or diseased person of any recovery or sum had or collected or to be collected by such injured or diseased person, or by his heirs, personal representative or next of kin in case of his death, whether by judgment or by settlement or compromise to the extent of the amount so paid by the Department; provided, however, that this lien shall be inferior to any lien or claim of any attorney or attorneys for handling the claim on behalf of such injured or

diseased person, his heirs or personal representatives; provided further, that the lien herein set forth shall not be applied or considered valid against any claim for amount due under the Workmen's Compensation Act in this State.

(b) No such lien shall be effective unless a written notice containing a statement of the amount claimed, the name and address of the injured person, and the name of the person or persons, firm or firms, corporation or corporations alleged to be liable to the injured or the diseased person for damages shall be filed in the office of the Clerk of the District Court for the County of Oklahoma, State of Oklahoma prior to the payment of any moneys to such injured or diseased person, his attorneys or legal representatives, as damages or compensation for such injury or disease; nor unless the Department shall also send by registered or certified mail postage prepaid, a copy of such notice with a statement of the date of filing thereof to the person or persons, firm or firms, corporation or corporations alleged to be liable to the injured or diseased person for damages sustained prior to the payment of any monies to such injured or diseased person, his attorney or legal representative, as compensation for such injury or disease.

The Department shall mail a copy of such notice to any insurance carrier which may be ultimately liable, if the name and address shall be known. The Department shall also send, by registered or certified mail, a copy of such notice to such injured or diseased person for or on whose behalf medical expenses have been paid, if the name and address of diseased or injured person can with reasonable diligence be ascertained. A copy of said notice shall be mailed to any attorney for the injured or diseased person, provided the Department has notice of the name of such attorney provided, that the Department shall have the right to file a written notice of its lien in any action

commenced by such injured or diseased person.

(c) The Department may, to secure and enforce such right of recovery or reimbursement on behalf of the injured or diseased person, and to perfect the lien provided herein, initiate and prosecute any action or proceeding against such other person or tortfeasor who may be liable to the injured or diseased person if the injured or diseased person has not started legal proceedings against such other person or tortfeasor within sixty (60) days prior to termination date of the statute of limitations.

President Pro Tempore Smith presiding.

Senator McSpadden moved that the Senate concur in **HAs** to **SB 311**.

Senator Stipe, as a substitute for the McSpadden motion, moved that **SB 311**, as amended by the Honorable House, be referred to an appropriate Committee for further study.

Senator McSpadden moved to table the Stipe motion, which motion was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Breckinridge, Dacus, Field, Garrison, Grantham, Inhofe, Keels, McCune, McGraw, McSpadden, Miller, Murphy, Romang, Short, Smalley, Williams.—17.

Nay: Atkinson, Baggett, Birdsong, Ferrell, Garrett, Graves, Hamilton, Holden, Lane, Luton, Martin, Massey, Payne, Phillips, Smith, Stipe, Terrill, Young.—18.

Excused: Berrong, Boecher, Bradley, Crow, Ham, Hargrave, Horn, Howard, Medearis, Nichols, Porter, Stansberry, Taliaferro.—13.

Senator McSpadden, in lieu of all pending motions, moved that **SB 311**, as amended by the Honorable House be re-referred to the Judiciary Committee, which motion prevailed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 191, 213, 244** and **317**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1114, 1329** and **1333**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Terrill moved that, when the Clerk's desk is cleared and pursuant to **HCR 1020**, the Senate of the First Regular Session of the Thirty-second Legislature adjourn sine die, which motion was declared adopted.

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 41, 45, 164, 295, 296 and **SCRs 32, 33** and **39** each correctly enrolled.

Enrolled **SBs 41, 45, 164, 295** and **296** were each, after fourth reading, properly signed and ordered transmitted to the Honorable House for the Signature of the Speaker.

Enrolled **SCRs 32, 33** and **39** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 295** and **296**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 39**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1121**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 41, 45 and 164**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 32 and 33**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

There being no further business to come before the Senate and as provided under the Terrill motion, and **HCR 1020**, Senator Dacus moved the Senate of the First Regular Session of the Thirty-second Oklahoma Legislature adjourn Sine Die, which motion was declared adopted by the Presiding Officer, Senator McCune.

SENATE COMMITTEES

(as finally approved)

1st Session of the
32nd Legislature
and
Sub-Committees

(* denotes activated Sub-Committees)

With names of Chairmen, designated by Committee on Rules

AGRICULTURE—8

Field, Chairman

Dacus, Vice-Chairman

Atkinson	Hamilton
Boecher	Lane
Crow	Williams

Sub-Committees:

* A. Agronomy and

Forestry Hamilton

B. Animal Husbandry

* C. Wildlife Atkinson

APPROPRIATIONS AND BUDGET—18

McSpadden, Chairman

Massey, Vice-Chairman

Atkinson	Medearis
Baldwin	Miller
Berrong	Murphy
Dacus	Phillips
Ferrell	Short
Hamilton	Stipe
Horn	Taliaferro
Inhofe	
Lane	

Sub-Committees:

A. Departments

B. Institutions

BUSINESS RELATIONS—9

Luton, Chairman

Payne, Vice-Chairman

Berrong	Romang
Birdsong	Stipe
Inhofe	Young
Phillips	

Sub-Committees:

A. Insurance

* B. Labor Relations Payne

CONSERVATION AND ECONOMIC DEVELOPMENT—9

Boecher, Chairman

Holden, Vice-Chairman

Field	Massey
Horn	Payne
Lane	Williams
Luton	

Sub-Committees:

* A. Oil and Gas Horn

* B. Parks and

Recreation Massey

* C. Soil and Water
Resources Holden

CONSTITUTIONAL REVISIONS AND
REGULATORY SERVICES—7

Baggett, Chairman

Nichols, Vice-Chairman

Breckinridge	Smalley
Howard	Stansberry
Keels	

Sub-Committees:

- A. Professional and
Occupational
Regulations
- B. Constitutional
Amendments
- C. Initiative and
Referendums

EDUCATION—17

Miller, Chairman

Hamilton, Vice-Chairman

Baggett	Massey
Breckinridge	Murphy
Crow	Porter
Howard	Short
Keels	Smalley
Luton	Stansberry
McGraw	Terrill
Martin	

Sub-Committees:

- * A. Higher Education Baggett
- * B. Public Schools Howard

FINANCE AND COMMERCE—9

Berrong, Chairman

Stipe, Vice-Chairman

Baggett	Inhofe
Bradley	Medearis
Breckinridge	Terrill
Graves	

Sub-Committees:

- A. Consumer Affairs
- * B. Financial
Institutions Graves
- * C. Public Service
Corporations Bradley

GOVERNMENTAL AFFAIRS—9

Keels, Chairman

Horn, Vice-Chairman

Boecher	McSpadden
Crow	Taliaferro
Garrison	Williams
Grantham	

Sub-Committees:

- A. County and State
Government
- B. Congressional and
Legislative
Redistricting
- C. Elections and
Privileges

JUDICIARY—9

Grantham, Chairman

Garrett, Vice-Chairman

Garrison	Romang
Ham	Short
Hargrave	Smalley
Porter	Young

Sub-Committees:

- A. Civil
- B. Criminal

MUNICIPAL GOVERNMENT—8

Howard, Chairman

Ham, Vice-Chairman

Birdsong	McCune
Garrison	McGraw
Holden	Smalley

Sub-Committees:

- * A. Urban Affairs Smalley
- B. City-County Affairs

PUBLIC AFFAIRS—7

Hargrave, Chairman
Porter, Vice-Chairman

Garrett	Martin
McCune	Stipe
McSpadden	

Sub-Committees:

- | | |
|---|---------|
| * A. Mental and
Eleemosynary
Institutions | Garrett |
| B. Veterans' Affairs | |
| * C. Penal Affairs | Stipe |

PUBLIC HEALTH—10

Martin, Chairman
Graves, Vice-Chairman

Hargrave	Payne
McCune	Phillips
Miller	Porter
Nichols	Stansberry

Sub-Committees:

- | | |
|---------------------------------|--------|
| * A. Social Welfare | Porter |
| B. Vocational
Rehabilitation | |

REVENUE AND TAXATION—7

Taliaferro, Chairman
Bradley, Vice-Chairman

Baldwin	McGraw
Ferrell	Terrill
Garrett	

Sub-Committees:

- | |
|------------------------------|
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Murphy, Chairman
Atkinson, Vice-Chairman

Birdsong	Ham
Bradley	Holden
Dacus	Medearis
Ferrell	Nichols
Field	Romang
Grantham	Young

Sub-Committees:

- | | |
|--------------------|----------|
| * A. Public Safety | Birdsong |
| B. Transportation | |
| * C. Turnpikes | Nichols |

RULES—15

Baldwin, Chairman
Young, Vice-Chairman

Baggett	McSpadden
Birdsong	Miller
Boecher	Murphy
Bradley	Nichols
Dacus	Smalley
Garrison	Terrill
Luton	

Sub-Committees:

- | | |
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CR	60

Considered, advanced, 3d Reading, referred	67
Engrossed—To House	94

SB 4—By Grantham of the Senate and
McCune of the House—An Act relating to
criminal procedure where a motor vehic-
le traffic violation is charged; * * * pro-
viding opportunity for immediate plea of
guilty and procedure for payment imme-
diately of fine and costs, * * * emergency.

1st Reading (Pre-Filed)	30
2d Reading	44

SB 5—By Bradley—An Act * * * to re-
imbursement of expenses of members of
the Legislature; * * * emergency.

1st Reading (Pre-Filed)	30
2d Reading—To Calendar	44
Considered, advanced, 3d Reading, referred	57
Engrossed—To House	61
Referred for enrollment	96
Enrolled—4th Reading	103
To Governor; action by	104; 109

SB 6—By Smith—An Act * * * providing
that a pupil transfer from one school dis-
trict to another * * *.

1st Reading (Pre-Filed)	30
2d Reading	44
CR	284
Considered, advanced, 3d Reading, referred	401
Engrossed—To House	410

SB 7—By Smalley of the Senate and Mc-

Cune of the House—An Act * * * designat-
ing certain days legal holidays; * * *
emergency.

1st Reading (Pre-Filed)	30
2d Reading	44
CR	176
Considered, advanced, 3d Reading, referred	195
Engrossed—To House	202

SB 8—By Romang—An Act * * * provid-
ing for duties, power and authority of
State Board of Education; * * *

1st Reading (Pre-Filed)	30
2d Reading	44
CR	211
Considered, advanced, 3rd Reading, referred	250
Engrossed—To House	264
HAs read, consideration deferred	333
HAs concurred in, passed as amended	344
Referred for enrollment	345
Enrolled—4th Reading	360
To Governor	365
Veto Message	379
Supplemental Message	392

SB 9—By Short—An Act * * * provid-
ing for recognition of classroom teachers,
and compensation according to rank; * * *
emergency.

1st Reading (Pre-Filed)	31
2d Reading	44

SB 10—By Williams—An Act * * * provid-
ing for annual and special meetings of
school district electors; * * * emergency.

1st Reading (Pre-Filed)	31
2d Reading	44
CR	211
Considered, advanced, 3d Reading, referred	224
Engrossed—To House	242

SB 11—By Graves—An Act * * * increas-
ing compensation of precinct officials; and
declaring an emergency.

1st Reading (Pre-Filed)	31
2d Reading	44
CR	64
Considered, advanced, 3d Reading, failed	87
ML; failed	88; 108

SB 12—By McGraw—An Act to provide
* * * enforcement of charitable trusts * * *.

1st Reading (Pre-Filed)	31
2d Reading	44
CR	132
WD, re-referred	170

SB 13—By Grantham—An Act * * * pre-
scribing duty upon Corporation Commis-
sion to inquire and investigate public util-
ities regularly; * * * emergency.

1st Reading (Pre-Filed)	31
2d Reading	44
CR	139
Considered, advanced, 3d Reading, referred	321
Engrossed—To House	333

SB 14—By Short—An Act relating to pub-
lic contracts for construction, purchase,
sale or acquisition of personal property;
* * * emergency.

1st Reading (Pre-Filed)	31
2d Reading	44

SB 15—By Smalley of the Senate and
McCune of the House—An Act * * * pro-
viding for manner of selection of grand
and petit jurors; * * * prescribing limit of
duration of service by a juror, * * * emer-
gency.

1st Reading (Pre-Filed)	31
2d Reading	44
CR	65
Considered, advanced, 3d Reading, referred	92
Engrossed—To House	100
HAs read, consideration deferred	517
HAs concurred in, passed as amended	585
Referred for enrollment	585

Enrolled—4th Reading	611
To Governor; action by	619; 679

SB 16—By Smalley of the Senate and McCune of the House—An Act * * * prescribing limits of time for filing motions for new trial in certain grounds after judgments; * * * emergency.

1st Reading (Pre-Filed)	31
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	67
Engrossed—To House	94
Referred for enrollment	517
Enrolled—4th Reading	536
To Governor; action by	543; 591

SB 17—By Smalley of the Senate and McCune of the House—An Act * * * authorizing trial courts to correct, open or vacate judgments; * * * emergency.

1st Reading (Pre-Filed)	31
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	68
Engrossed—To House	94
HAS read, consideration deferred	517
HAS concurred in, failed as amended	585
ML; adopted	586
Vote reconsidered by which HAS concurred in	586
HAS rejected, Conference requested, SCs appointed	586
Conference granted, HCs named	592
CCR read, consideration deferred	758
CCR adopted, passed—To House	768
Referred for enrollment	805
Enrolled—4th Reading	850
To Governor; action by	871; 952

SB 18—By Smalley of the Senate and McCune of the House—An Act * * * providing time when jury sessions and nonjury sessions may be held; * * * emergency.

1st Reading (Pre-Filed)	31
2d Reading	44
CR	65
Considered, advanced, 3d Reading, referred	92
Engrossed—To House	100
HA read, consideration deferred	552
HA rejected, Conference requested, SCs appointed	586
Conference granted, HCs named	592
CCR read, consideration deferred	760
CCR adopted, passed—To House	769
Referred for enrollment	805
Enrolled—4th Reading	850
To Governor; action by	871; 952

SB 19—By Graves—An Act * * * establishing the uniform consumer credit code; * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44

SB 20—By Smalley—An Act * * * providing requirement that an accused shall be tried at the next jury term following certification of his case for trial by the examining magistrate; * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44

SB 21—By Smalley of the Senate and McCune of the House—An Act * * * providing for * * * annual reports to the Legislature by the Administrative Director of the Courts * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44
CR	65
Considered, advanced, 3d Reading, referred	93
Engrossed—To House	100
Referred for enrollment	519
Enrolled—4th Reading	536
To Governor; action by	543; 591

SB 22—By Smalley—An Act * * * pro-

viding for, * * * establishment of court dockets; * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	68
Engrossed—To House	94
HAs read, consideration deferred	535
HAs concurred in, passed as amended	586
Referred for enrollment	586
Enrolled—4th Reading	611
To Governor; action by	619; 679

SB 23—By Smalley of the Senate and McCune of the House—An Act relating to courts; * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	69
Engrossed—To House	94
Referred for enrollment	519
Enrolled—4th Reading	536
To Governor; action by	543; 591

SB 24—By Smalley of the Senate and McCune of the House—An Act * * * providing procedure for process in forcible entry and detainer cases; * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	69
Engrossed—To House	94
HA read, consideration deferred	535
HA concurred in, passed as amended	586
Referred for enrollment	586
Enrolled—4th Reading	611
To Governor; action by	619; 679

SB 25—By Smalley of the Senate and Mc-

Cune of the House—An Act * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	99
Engrossed—To House	110
HAs read, consideration deferred	690
HAs concurred in, passed as amended	733
Referred for enrollment	733
Enrolled—4th Reading	767
To Governor	772
Governor requested to return Bill (SCR 28); returned	785; 821
House requested to rescind its 4th Reading	851
Vote reconsidered by which Bill passed, as amended; by which HAs concurred in; HAs rejected, Conference requested, SCs appointed	851
House rescinds its 4th Reading, grants Conference, naming HCs	853
CCR read, consideration deferred	857
CCR adopted, passed—To House	872
Referred for enrollment	962
Enrolled—4th Reading	985
To Governor	990
Approved by Governor	May 7, 1969

SB 26—By Smalley of the Senate and McCune of the House—An Act * * * providing for enforcement of injunctive orders; * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	70
Engrossed—To House	94

SB 27—By Smalley of the Senate and McCune of the House—An Act relating to State officers and employees; * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	114
Engrossed—To House	120
Referred for enrollment	519
Enrolled—4th Reading	536
To Governor; action by	543; 591

SB 28—By Smalley of the Senate and McCune of the House—An Act relating to removal of prisoners to penal institutions; * * * emergency.

1st Reading (Pre-Filed)	32
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	115
Engrossed—To House	120
HA read, consideration deferred	535
HA concurred in, passed as amended	587
Referred for enrollment	587
Enrolled—4th Reading	611
To Governor; action by	619; 679

SB 29—By Field of the Senate and Harrison of the House—An Act * * * providing maximum speed limits; * * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44
CR	132
Considered, advanced, 3d Reading, referred	141
Engrossed—To House	150

SB 30—By Birdsong—An Act relating to * * * numbers or parlay games * * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44
CR	123
Considered, advanced, 3d Reading, referred	136
Engrossed—To House	141

SB 31—By Howard—An Act relating to

highways * * * to provide the acquisition policy * * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44

SB 32—By Howard of the Senate and Bamberger of the House—An Act relating to fees; * * * of counties; * * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44
CR	132
Considered, advanced, 3d Reading, referred	145
Engrossed—To House	150
HA read, consideration deferred	722
HA concurred in, passed as amended	733
Referred for enrollment	734
Enrolled—4th Reading	767
To Governor; action by	778; 783

SB 33—By Williams—An Act relating to the Oklahoma State Board of Nursing Homes; * * *.

1st Reading (Pre-Filed)	33
2d Reading	44

SB 34—By Garrison, Ferrell, Inhofe and Williams of the Senate and Connor, et al of the House—An Act relating to the Southern Regional Education Compact; * * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44
CR	103
Considered, advanced, 3d Reading, referred	111
ML; Wd	112; 129
Engrossed—To House	129
Referred for enrollment	273
Enrolled—4th Reading	300
To Governor; action by	304; 329

SB 35—By Garrison, Ferrell, McGraw and Williams of the Senate and Connor, et al * * * of the House—An Act relating to the Oklahoma Industrial Finance Authority; * * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44
CR	65
Considered, advanced, 3d Reading, referred	89
Engrossed—To House	100
Referred for enrollment	282
Enrolled—4th Reading	300
To Governor; action by	304; 329

SB 36—By Garrison, Ferrell, Short and Williams of the Senate and Connor, et al of the House—An Act relating to * * * the "Section Thirteen Fund"* * * "New College Fund"* * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44

SB 37—By Garrison and Williams of the Senate and Connor, et al of the House—An Act relating to * * * licensing of sellers, manufacturers, wholesalers and brokers of food and drugs, * * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44
CR	297
Considered, advanced, 3d Reading, failed	359
ML	360

SB 38—By Garrison, McGraw and Short of the Senate and Connor, et al of the House—An Act * * * providing * * * office of County Superintendent of Schools * * * is abolished; * * * emergency.

1st Reading (Pre-Filed)	33
2d Reading	44
CR	284
Considered and advanced	313
3rd Reading, referred	336
ML	336
Engrossed—To House	380

SB 39—By Garrison of the Senate and Connor of the House—An Act relating to * * * Multi-state Economic Development Regional Commission; * * * emergency.

1st Reading (Pre-Filed)	34
2d Reading	44
CR	536
Considered, advanced, 3d Reading, referred	577
Engrossed—To House	611

SB 40—By Bradley—An Act relating to * * * hours of employment for females; * * * emergency.

1st Reading (Pre-Filed)	34
2d Reading	44

SB 41—By Smith—An Act relating to fireworks; * * *.

1st Reading (Pre-Filed)	34
2d Reading	44
CR	274

Considered, advanced, 3d Reading, referred	287
Engrossed—To House	307
HAs read, consideration deferred	961
HAs concurred in, passed as amended	990
Referred for enrollment	991
Enrolled—4th Reading	1019
To Governor	1020
Approved by Governor	May 8, 1969

SB 42—By Grantham—An Act relating to prepaid funeral services * * * emergency.

1st Reading (Pre-Filed)	34
2d Reading	44

SB 43—By Howard—An Act relating to * * * hearings by the Professional Practices Commission; * * * emergency.

1st Reading (Pre-Filed)	34
2d Reading	44
CR	139
Considered, advanced, 3d Reading, referred	155; 164
Engrossed—To House	178
Referred for enrollment	273
Enrolled—4th Reading	300
To Governor; action by	304; 329

SB 44—By Howard—An Act relating to * * * providing procedure for appeal from the Board of Adjustment; * * * emergency.

1st Reading (Pre-Filed)	34
2d Reading	44
CR	65
Considered, advanced, 3d Reading, referred	125
Engrossed—To House	133

SB 45—By Howard—An Act * * * providing variances * * * by Board of Adjustment; * * * emergency.

1st Reading (Pre-Filed)	34
2d Reading	44
CR	65
WD, re-referred	125
CR	307
Considered and advanced	326
3d Reading, referred	443
Engrossed—To House	449
HAs read, consideration deferred	791
HAs rejected, Conference requested, SCs appointed	811
Conference granted, HCs named	850
CCR read, consideration deferred	859
CCR adopted, passed—To House	958
Referred for enrollment	996
Enrolled—4th Reading	1019
To Governor	1020
Approved by Governor	May 7, 1969

SB 46—By Howard—An Act relating to county planning and zoning; * * * emergency.

1st Reading (Pre-Filed)	34
2d Reading	44
CR	65
WD, re-referred	125

SB 47—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to various state agencies and making * * * appropriations * * * emergency.

1st Reading	35
2d Reading	44
CR	60
Considered, advanced, 3d Reading, referred	66
Engrossed—To House	94
HAs concurred in, passed as amended	156
Referred for enrollment	156
Enrolled—4th Reading	161
To Governor; action by	164; 175

SB 48—By McSpadden and Massey of the Senate and Willis, et al of the House—An Act relating to the Water Resources Board and making an appropriation * * * emergency.

1st Reading	35
2d Reading	44
CR	132
Considered, advanced, 3d Reading, referred	142
Engrossed—To House	150
HA read, consideration deferred	231
HA rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	717
CCR adopted, passed—To House	751
Referred for enrollment	779
Enrolled—4th Reading	800
To Governor; action by	806; 949

SB 49—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Department of Pollution Control; making an appropriation * * * emergency.

1st Reading	35
2d Reading	44
CR	65
Considered, advanced, 3d Reading, referred	90
Engrossed—To House	100
HA read, consideration deferred	146
HA concurred in, passed as amended	515

Referred for enrollment	515
Enrolled—4th Reading	521
To Governor; action by	524; 534

SB 50—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the State Board for property and casualty rates and making appropriations * * * emergency.

1st Reading	36
2d Reading	44
CR	65
Considered, advanced, 3d Reading, referred	91
Engrossed—To House	100
Referred for enrollment	132
Enrolled—4th Reading	141
4th Reading rescinded	184
House requested to reconsider vote by which Bill passed	184
House reconsiders vote by which Bill passed and considers it further	207
HA concurred in, passed as amended, referred	217
Enrolled—4th Reading	222
To Governor; action by	229; 233

SB 51—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the office of the Liquefied Petroleum Gas Board and making appropriations * * * emergency.

1st Reading	36
2d Reading	44
CR	419
Considered, advanced, 3d Reading, referred	444
Engrossed—To House	456
HA read, consideration deferred	518
HA rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	621
CCR adopted, passed—To House	649
Referred for enrollment	663
Enrolled—4th Reading	684
To Governor; action by	689; 735

SB 52—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the office of the Insur-

ance Commissioner and making appropriations * * * emergency.

1st Reading	36
2d Reading	44
CR	284
Considered, advanced, 3d Reading, referred	302
Engrossed—To House	307
HAs read, consideration deferred	369
HAs rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	717
CCR adopted, passed—To House	752
Referred for enrollment	779
Enrolled—4th Reading	800
To Governor; action by	806; 949

SB 53—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Corporation Commission; making appropriations * * * emergency.

1st Reading	36
2d Reading	44
CR	434
Considered, advanced, 3d Reading, referred	450
Engrossed—To House	464
HAs read, consideration deferred	535
HAs rejected, Conference requested, SCs appointed	584
Conference granted, HCs named	592
CCR read, consideration deferred	775
CCR adopted, passed—To House	788
Referred for enrollment	817
Enrolled—4th Reading	850
To Governor; action by	871; 951

SB 54—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the office of the Banking Department and making appropriations * * * emergency.

1st Reading	36
2d Reading	44
CR	103
Considered, advanced, 3d Reading, referred	113
Engrossed—To House	125
Referred for enrollment	211

Enrolled—4th Reading	222
To Governor; action by	229; 233

SB 55—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation * * * emergency.

1st Reading	36
2d Reading	44
CR	202
Considered, advanced, 3d Reading, referred	216
Engrossed—To House	222
HA read, consideration deferred	333
HA rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	693
CCR rejected, further Conference requested, SCs instructed	770
Further Conference granted, HCs instructed	784
2d CCR read, consideration deferred	824
2d CCR adopted, passed—To House	854
Referred for enrollment	876
Enrolled—4th Reading	953
To Governor	962
Approved by Governor	May 7, 1969

SB 56—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma Aeronautics Commission and making an appropriation * * * emergency.

1st Reading	36
2d Reading	45
CR	117
Considered, advanced, 3d Reading, referred	127
Engrossed—To House	133
HA read, consideration deferred	231
HA rejected, Conference requested, SCs appointed	262
Conference granted, HCs named	266
CCR read, consideration deferred	694
CCR adopted, passed—To House	719
Referred for enrollment	755
Enrolled—4th Reading	767
To Governor; action by	778; 782

SB 57—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma Department of Public Safety and making appropriations * * * emergency.

1st Reading	37
2d Reading	45
CR	434
Considered, advanced, 3d Reading, referred	451
Engrossed—To House	464
HA read, consideration deferred	518
HA rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	695
CCR adopted, passed—To House	719
Referred for enrollment	755
Enrolled—4th Reading	767
To Governor; action by	778; 782

SB 58—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Department of Public Welfare and making an appropriation * * * emergency.

1st Reading	37
2d Reading	45
CR	103
Considered, advanced, 3d Reading, referred	112
Engrossed—To House	120
HA concurred in, passed as amended	217
Referred for enrollment	217
Enrolled—4th Reading	222
To Governor; action by	229; 245

SB 59—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma Indian Affairs Commission and making an appropriation * * * emergency.

1st Reading	37
2d Reading	45
CR	184
Considered, advanced, 3d Reading, referred	197
Engrossed—To House	202
HAs read, consideration deferred	283
HAs rejected, Conference requested, SCs appointed	548

Conference granted, HCs named	553
CCR read, consideration deferred	718
CCR adopted, passed—To House	752
Referred for enrollment	779
Enrolled—4th Reading	800
To Governor; action by	806; 951

SB 60—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma Human Rights Commission and making appropriations * * * emergency.

1st Reading	37
2d Reading	45
CR	202
Considered, advanced, 3d Reading, referred	216
Engrossed—To House	222
HA read, consideration deferred	283
HA rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	622
CCR adopted, passed—To House	650
Referred for enrollment	663
Enrolled—4th Reading	684
To Governor; action by	689; 735

SB 61—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma Cerebral Palsy Center; making an appropriation * * * emergency.

1st Reading	37
2d Reading	45
CR	132
Considered, advanced, 3d Reading, referred	142
Engrossed—To House	150
HA read, consideration deferred	231
HA rejected, Conference requested, SCs appointed	262
Conference granted, HCs named	266
CCR read, consideration deferred	695
CCR adopted, passed—To House	719
Referred for enrollment	755
Enrolled—4th Reading	767
To Governor; action by	778; 782

SB 62—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the State Department

of Health and making an appropriation * * * emergency.

1st Reading	37
2d Reading	45
CR	117
Considered, advanced, 3d Reading, referred	128
Engrossed—To House	133
Referred for enrollment	235
Enrolled—4th Reading	247
To Governor; action by	255; 265

SB 63—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the State Department of Health and making appropriations * * * emergency.

1st Reading	37
2d Reading	45
CR	297
Considered, advanced, 3d Reading, referred	311
Engrossed—To House	316
HA rejected, Conference requested, SCs appointed	426
Conference granted, HCs named	433
CCR read, consideration deferred	569
CCR adopted, passed—To House	753
Referred for enrollment	779
Enrolled—4th Reading	800
To Governor; action by	806; 951

SB 64—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Will Rogers Memorial Commission and making an appropriation * * * emergency.

1st Reading	37
2d Reading	45
CR	103
Considered, advanced, 3d Reading, referred	113
Engrossed—To House	120
Referred for enrollment	211
Enrolled—4th Reading	222
To Governor; action by	229; 234

SB 65—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the J. M. Davis Memorial Commission and making an appropriation * * * emergency.

1st Reading	38
2d Reading	45
CR	103
Considered, advanced, 3d Reading, referred	114
Engrossed—To House	120
Referred for enrollment	211
Enrolled—4th Reading	222
To Governor; action by	229; 234

SB 66—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Commissioners of the Land Office and making an appropriation * * * emergency.

1st Reading	38
2d Reading	45
CR	434
Considered, advanced, 3d Reading, referred	451
Engrossed—To House	464
Referred for enrollment	505
Enrolled—4th Reading	521
To Governor; action by	524; 534

SB 67—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma Educational Television Authority and making an appropriation * * * emergency.

1st Reading	38
2d Reading	45
CR	65
Considered, advanced, 3d Reading, referred	90
Engrossed—To House	100
Referred for enrollment	132
Enrolled—4th Reading	141
To Governor; action by	146; 160

SB 68—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the State Board of Education and making appropriations * * * emergency.

1st Reading	38
2d Reading	45
CR	184
Considered, advanced, 3d Reading, referred	486
Engrossed—To House	502

HA read, consideration deferred	553
HA rejected, Conference requested, SCs appointed	584
Conference granted, HCs named	592
CCR read, consideration deferred	696
CCR adopted, passed—To House	753
Referred for enrollment	779
Enrolled—4th Reading	800
To Governor; action by	806; 949

SB 69—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act * * * appropriation for State Aid to the school districts * * * emergency.

1st Reading	38
2d Reading	45
CR	211
Considered, advanced, 3d Reading, referred	239
Engrossed—To House	247
HAs read, consideration deferred	295
HAs rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	825
CCR adopted, passed—To House	855
Referred for enrollment	962
Enrolled—4th Reading	990
To Governor	1000
Approved by Governor	May 7, 1969

SB 70—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act * * * appropriation * * * to the Eastern Oklahoma State College * * * emergency.

1st Reading	38
2d Reading	45
CR	103
Considered, advanced, 3d Reading, referred	118
Engrossed—To House	125
Referred for enrollment	211
Enrolled—4th Reading	222
To Governor; action by	229; 234

SB 71—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to junior colleges; making an appropriation * * * emergency.

1st Reading	38
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2d Reading	45	Conference granted, HCs named	553
CR	235	CCR read, consideration deferred	696
Considered, advanced, 3d Reading, referred	251	CCR adopted, passed—To House	720
Engrossed—To House	258	Referred for enrollment	755
HA read, consideration deferred	307	Enrolled—4th Reading	767
HA rejected, Conference requested, SCs appointed	548	To Governor; action by	778; 783
Conference granted, HCs named	553	SB 74—By McSpadden and Massey of the Senate and Willis et al, of the House —An Act relating to the office of the Dis- trict Courts and making an appropriation * * * emergency.	
CCR read, consideration deferred	622	1st Reading	39
CCR adopted, passed—To House	650	2d Reading	45
Referred for enrollment	663	CR	211
Enrolled—4th Reading	684	Considered, advanced, 3d Reading, referred	238
To Governor; action by	689; 781	Engrossed—To House	247
SB 72—By McSpadden and Massey 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 * * * emergency.		Referred for enrollment	282
1st Reading	38	Enrolled—4th Reading	300
2d Reading	45	To Governor; action by	304; 329
CR	284	SB 75—By McSpadden and Massey of the Senate and Willis et al, of the House— An Act relating to the office of the Court of Criminal Appeals and making appropri- ations * * * emergency.	
Considered, advanced, 3d Reading, referred	302	1st Reading	39
Engrossed—To House	307	2d Reading	45
HA read, consideration deferred	369	CR	132
HA rejected, Conference requested, SCs appointed	548	Considered, advanced, 3d Reading, referred	143
Conference granted, HCs named	553	Engrossed—To House	150
CCR read, consideration deferred	828	Referred for enrollment	235
CCR adopted, passed—To House	856	Enrolled—4th Reading	247
Referred for enrollment	962	To Governor; action by	255; 265
Enrolled—4th Reading	990	SB 76—By McSpadden and Massey of the Senate and Willis et al, of the House —An Act relating to the Oklahoma Tax Commission and making an appropriation * * * emergency.	
To Governor	1000	1st Reading	39
Approved by Governor	May 7, 1969	2d Reading	45
SB 73—By McSpadden and Massey of the Senate and Willis et al, of the House —An Act relating to the office of the State Supreme Court and making appropriations * * * emergency.		CR	284
1st Reading	39	Considered, advanced, 3d Reading, referred	303
2d Reading	45	Engrossed—To House	307
CR	176	HA read, consideration deferred	369
Considered, advanced, 3d Reading, referred	188	HA rejected, Conference requested, SCs appointed	548
Engrossed—To House	193		
HAs read, consideration deferred	283		
HAs rejected, Conference requested, SCs appointed	548		

Conference granted, HCs named	553
CCR read, consideration deferred	777
CCR adopted, passed—To House	788
Referred for enrollment	817
Enrolled—4th Reading	850
To Governor; action by	871; 951

SB 77—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the office of the Secretary of State and making appropriations * * * emergency.

1st Reading	39
2d Reading	45
CR	184
Considered, advanced, 3d Reading, referred	198
Engrossed—To House	218
HA read, consideration deferred	283
HA rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	622
CCR adopted, passed—To House	651
Referred for enrollment	663
Enrolled—4th Reading	684
To Governor; action by	689; 781

SB 78—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the office of the State Examiner and Inspector and making appropriations * * * emergency.

1st Reading	39
2d Reading	45
CR	176
Considered, advanced, 3d Reading, referred	189
Engrossed—To House	193
Referred for enrollment	273
Enrolled—4th Reading	300
To Governor; action by	304; 330

SB 79—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Secretary of the State Election Board and making appropriations * * * emergency.

1st Reading	39
2d Reading	45
CR	132

Considered, advanced, 3d Reading, referred	143
Engrossed—To House	150
HAs read, consideration deferred	255
HAs rejected, Conference requested, SCs appointed	262
Conference granted, HCs named	266
CCR read, consideration deferred	570
CCR adopted, passed—To House	651
Referred for enrollment	663
Enrolled—4th Reading	684
To Governor; action by	689; 781

SB 80—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Division of the Budget and making appropriations * * * emergency.

1st Reading	40
2d Reading	45
CR	132
Considered, advanced, 3d Reading, referred	144
Engrossed—To House	150
HA read, consideration deferred	255
HA rejected, Conference requested, SCs appointed	262
Conference granted, HCs named	266
CCR read, consideration deferred	570
CCR adopted, passed—To House	652
Referred for enrollment	663
Enrolled—4th Reading	684
To Governor; action by	689; 781

SB 81—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Office of the Lieutenant Governor and making an appropriation * * * emergency.

1st Reading	40
2d Reading	45
CR	65
Considered, advanced, 3d Reading, referred	89
Engrossed—To House	100
HA read, consideration deferred	146
HA rejected, Conference requested, SCs appointed	157
Conference granted, HCs named	160
CCR read, consideration deferred	242

CCR adopted, passed, withheld under Rule 19-f	252
To House	256
Referred for enrollment	592
Enrolled—4th Reading	623
To Governor; action by	634; 679

SB 82—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma State Legislative Council; making an appropriation * * * emergency.

1st Reading	40
2d Reading	45
CR	65

Considered, advanced, 3d Reading, referred	91
Engrossed—To House	100
Referred for enrollment	132
Enrolled—4th Reading	141
To Governor; action by	146; 160

SB 83—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma State Legislature and making appropriations * * * emergency.

1st Reading	40
2d Reading	45
CR	176

Considered, advanced, 3d Reading, referred	189
Engrossed—To House	193
HAs read, consideration deferred	283
HAs concurred in, passed as amended	515
Referred for enrollment	515
Enrolled—4th Reading	521
To Governor; action by	524; 534

SB 84—By Garrison, Ferrell, Inhofe, McCune, McGraw, Romang, Short and Williams of the Senate and Connor, et al, of the House—An Act * * * prohibiting straight party voting * * * emergency.

1st Reading	40
2d Reading	45

SB 85—By Garrison, McCune, Williams, Ferrell, Short and McGraw of the Senate and Connor, et al, of the House—An Act * * * creating the State Election Board; * * *

1st Reading	40
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2d Reading	45
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SB 86—By Garrison, McCune, Williams, Ferrell, Short and McGraw of the Senate and Connor, et al, of the House—An Act * * * creating the County Election Board; * * *

1st Reading	40
2d Reading	45

SB 87—By Massey—An Act relating to the Supreme Court and making an appropriation * * * emergency.

1st Reading	44
2d Reading	51

SB 88—By Miller and Luton of the Senate and Abbott of the House—An Act pertaining to nonintoxicating beverages; * * * emergency.

1st Reading	50
2d Reading	56
CR	297

Considered, advanced, 3d Reading, referred	403
Engrossed—To House	410

SB 89—By Grantham of the Senate and McCune, et al, of the House—An Act relating to intestate ward; * * * emergency.

1st Reading	51
2d Reading	56
CR	97

Considered, advanced, 3d Reading, referred	107
Engrossed—To House	110
Referred for enrollment	536
Enrolled—4th Reading	554
To Governor; action by	564; 591

SB 90—By Grantham of the Senate and McCune, et al, of the House—An Act relating to administrative procedures; * * * emergency.

1st Reading	51
2d Reading	56

SB 91—By Smalley of the Senate and McCune of the House—An Act relating to divorce and alimony; * * * emergency.

1st Reading	51
2d Reading	56

CR	97	Referred for enrollment	991
Considered, advanced, 3d Reading, referred	105	Enrolled—4th Reading	1004
Engrossed—To House	110	To Governor	1016
HA concurred in, passed as amended	724	Approved by Governor	May 7, 1969
Referred for enrollment	724		
Enrolled—4th Reading	730	SB 94—By Romang—An Act * * * pro- viding for the appointment of juvenile offi- cers * * * emergency.	
To Governor	735	1st Reading	55
Governor requested to return Bill (SCR 29); returned	785; 821	2d Reading	60
House requested to rescind its 4th Reading	851	CR	98
Vote reconsidered by which Bill passed, as amended; by which HA concurred in; HA rejected, Conference requested, SCs appointed	852	Considered, advanced, 3d Reading, referred	105
House rescinds its 4th Reading, grants Conference, naming HCs	853	Engrossed—To House	110
CCR read, consideration deferred	859	HAs read, consideration deferred	255
CCR adopted, passed—To House	872	HAs rejected, Conference requested, SCs appointed	263
Referred for enrollment	962	Conference granted, HCs named	266
Enrolled—4th Reading	985	CCR read, consideration deferred	460
To Governor	990	CCR adopted, passed, withheld under Rule 19-f	490
Approved by Governor	May 7, 1969	To House	491
		Referred for enrollment	506
		Enrolled—4th Reading	521
		To Governor; action by	524; 534
SB 92—By Smalley of the Senate and Wolf (Leland) * * * of the House—An Act relating * * * to Oklahoma Cerebral Palsy Commission; * * * emergency.		SB 95—By Romang—An Act * * * pro- viding marriage between certain related persons * * * emergency.	
1st Reading	51	1st Reading	55
2d Reading	56	2d Reading	60
CR	65	CR	97
Considered, advanced, 3d Reading, referred	88	Considered, advanced, 3d Reading, referred	115
Engrossed—To House	100	Engrossed—To House	120
Referred for enrollment	132	HAs read, consideration deferred	518
Enrolled—4th Reading	141	HAs concurred in, passed as amended	584
To Governor; action by	146; 160	Referred for enrollment	585
SB 93—By Smalley of the Senate and McCune of the House—An Act relating to divorce appeals; * * * emergency.		Enrolled—4th Reading	611
1st Reading	51	To Governor; action by	619; 679
2d Reading	56		
CR	97	SB 96—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to * * * Size and Weights Di- vision; * * * emergency.	
Considered, advanced, 3d Reading, referred	107	1st Reading	55
Engrossed—To House	110	2d Reading	60
HAs read, consideration deferred	986	CR	334
HAs concurred in, passed as amended	991	Considered, advanced, 3d Reading, referred	345
		Engrossed—To House	359

HA rejected, Conference requested,	
SCs appointed	426
Conference granted, HCs named	433
CCR read, consideration deferred	571
CCR adopted, passed—To House	652
Referred for enrollment	663
Enrolled—4th Reading	684
To Governor; action by	689; 781

SB 97—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Oklahoma Commission on Alcoholism and making an appropriation * * * emergency.

1st Reading	55
2d Reading	60

SB 98—By McSpadden and Massey of the Senate and Willis et al, of the House—Act Act relating to * * * State Merit System of Personnel Administration; making an appropriation to the State Personnel Board * * * emergency.

1st Reading	55
2d Reading	60
CR	176
Considered, advanced, 3d Reading, referred	191
Engrossed—To House	197
HA read, consideration deferred	296
HA rejected, Conference requested, SCs appointed	548
Conference granted, HCs named	553
CCR read, consideration deferred	718
CCR rejected, further Conference requested	754
Further Conference granted	763
2d CCR read, consideration deferred	831
2d CCR adopted, passed—To House	856
Referred for enrollment	962
Enrolled—4th Reading	985
To Governor	990
Approved by Governor	May 7, 1969

SB 99—By McSpadden and Massey of the Senate and Willis et al, of the House—An Act relating to the Department of Corrections, the Oklahoma State Penitentiary and the Oklahoma State Reformatory and making appropriations * * * emergency.

1st Reading	55
2d Reading	61
CR	176
Considered, advanced, 3d Reading, referred	191
Engrossed—To House	197
HAs rejected, Conference requested, SCs appointed	426
Conference granted, HCs named	433
CCR read, consideration deferred	831
CCR adopted, passed—To House	855
Referred for enrollment	962
Enrolled—4th Reading	990
To Governor	1000
Approved by Governor	May 7, 1969

SB 100—By Stipe—An Act * * * providing * * * for safety of workmen on hazardous projects; * * * emergency.

1st Reading	56
2d Reading	61
CR	123
Considered, advanced, 3d Reading, referred	161
Engrossed—To House	172

SB 101—By Smalley of the Senate and McCune of the House—An Act relating to divorce; * * * emergency.

1st Reading	56
2d Reading	61
CR	97
Considered, advanced, 3d Reading, referred	106
Engrossed—To House	110

SB 102—By Smalley—An Act * * * fixing compensation of members of the State Election Board; * * * emergency.

1st Reading	56
2d Reading	61
CR	65
Considered, advanced, 3d Reading, referred	99
Engrossed—To House	110
Referred for enrollment	220
Enrolled—4th Reading	222
To Governor; action by	229; 234

SB 103—By Hamilton—An Act relating to * * * of vehicles of nonresidents; * * * emergency.

1st Reading	56
2d Reading	61
CR	117
Considered, advanced, 3d Reading, referred	125
Engrossed—To House	133
Referred for enrollment	220
Enrolled—4th Reading	222
To Governor; action by	229; 234

SB 104—By Hamilton of the Senate and Sullivan of the House—An Act * * * providing for an appropriation * * * for the eradication of ticks; * * * emergency.

1st Reading	56
2d Reading	61
CR	117
Considered, advanced, 3d Reading, referred	126
Engrossed—To House	133
HAs read, consideration deferred	173
HAs concurred in, passed as amended	178
ML, adopted	179
HAs rejected, Conference requested, SCs appointed	179
Conference granted, HCs named	192
SCs discharged, referred to GCCA	192
CCR read, consideration deferred	834
CCR considered	860
CCR rejected, further Conference requested, SCs instructed	879
Further Conference granted, HCs instructed	949
2d CCR adopted, passed—To House	955
Referred for enrollment	986
Enrolled—4th Reading	990
To Governor	1000
Approved by Governor	May 7, 1969

SB 105—By Boecher and Martin of the Senate and Williamson et al, of the House—An Act relating to the Oklahoma Resources Development Act of 1965; * * * emergency.

1st Reading	60
2d Reading	66
CR	334
Considered, advanced, 3d Reading, referred	398
Engrossed—To House	410

SB 106—By Smith of the Senate and Hopkins of the House—An Act relating to * * * birth certificates of adopted children * * * emergency.

1st Reading	60
2d Reading	66
CR	98
Considered, advanced, 3d Reading, referred	108
Engrossed—To House	110
HA read, consideration deferred	518
HA rejected, Conference requested, SCs appointed	698
Conference granted, HCs named	704
CCR read, consideration deferred	711
CCR adopted, passed—To House	754
Referred for enrollment	805
Enrolled—4th Reading	850
To Governor; action by	871; 951

SB 107—By Smith—An Act relating to ad valorem taxation; * * *

1st Reading	60
2d Reading	66
CR	110
Considered, advanced, 3d Reading, referred	118
Engrossed—To House	125

SB 108—By Hamilton—An Act * * * creating the Oklahoma State Ethics Commission and the Joint Legislative Ethics Committee; * * *

1st Reading	60
2d Reading	66
CR	123
Considered, advanced, 3d Reading, referred	134
Engrossed—To House	141
Referred for enrollment	664
Enrolled—4th Reading	684
To Governor	689
Governor requested to return Bill (SCR 27); returned	774; 781
House requested to rescind 4th Reading; reconsider vote by which Bill passed	959
House rescinds 4th Reading; reconsiders vote by which Bill passed and returns Bill to Senate ..	984

Vote reconsidered by which passed;
referred 984

SB 109—By Martin—An Act relating to
welfare; *** emergency.

1st Reading 65
2d Reading 87
CR 110
Considered, advanced, 3d Reading,
referred 126
Engrossed—To House 133

SB 110—By Nichols—An Act *** to re-
quire defendant in criminal cases to give
notice of alibi witness *** emergency.

1st Reading 65
2d Reading 87
CR 123
Considered, advanced, 3d Reading,
referred 135
Engrossed—To House 141

SB 111—By Ham and Smith—An Act re-
lating to *** Department of Community
Affairs, *** emergency.

1st Reading 87
2d Reading 98

SB 112—By McSpadden—An Act relat-
ing to *** carrier sales *** of news-
papers *** emergency.

1st Reading 87
2d Reading 98
CR 222
Considered, advanced, 3d Reading,
referred 238
Engrossed—To House 252
HAS read, rejected, Conference
requested, SCs appointed 704
Conference granted, HCs named 710
CCR read, consideration deferred 727
CCR adopted, passed—To House 751
Referred for enrollment 948
Enrolled—4th Reading 948
To Governor; action by 949; 951

SB 113—By Short—An Act relating to
*** sales tax be deposited *** to the
*** General Revenue Fund; *** emer-
gency.

1st Reading 87
2d Reading 98

SB 114—By Martin—An Act *** creat-
ing the State Board of Health; *** emer-
gency.

1st Reading 98
2d Reading 104
CR 176
Considered, advanced, 3d Reading,
referred 196
Engrossed—To House 202

SB 115—By McSpadden of the Senate
and Sparkman of the House—An Act re-
lating to elections; *** emergency.

1st Reading 98
2d Reading 104

SB 116—By Howard—An Act relating to
*** motion pictures, *** emergency.

1st Reading 98
2d Reading 104
CR 202

Considered, advanced, 3d Reading,
referred 212

Engrossed—To House 222

HA read, concurred in, passed as
amended 1002

Referred for enrollment 1003

Enrolled—4th Reading 1017

To Governor 1017

Vetoed by Governor May 7, 1969

SB 117—By Young, Atkinson, Nichols,
Miller, Ham, Field, Holden, Keels, Mas-
sey, Martin, Crow, Birdsong, Horn and
Phillips—An Act *** prohibiting the
transportation * * * nonintoxicating bever-
ages *** emergency.

1st Reading 98
2d Reading 104
CR 123

Considered, advanced, 3d Reading,
referred 140

ML; Wd 141; 145

Engrossed—To House 150

SB 118—By Baggett—An Act relating to
*** accredited kindergarten ***

1st Reading 98
2d Reading 104
CR 222

Considered, advanced, 3d Reading,
referred 270

Engrossed—To House	276
HA read, consideration deferred	641
HA concurred in, passed as amended	674
Referred for enrollment	674
Enrolled—4th Reading	688
To Governor; action by	689; 781

SB 119—By Baggett—An Act * providing for reporting of transfers of pupils; *****

1st Reading	98
2d Reading	104
CR	132
Considered, advanced, 3d Reading, referred	145
Engrossed—To House	161

SB 120—By Smith—An Act relating to acquisition of real estate * emergency.**

1st Reading	103
2d Reading	111

SB 121—By Young, Field, Dacus, Boecher and Martin of the Senate and Bradley of the House—An Act relating to * mechanical inspection of motor vehicles; *** emergency.**

1st Reading	104
2d Reading	111

SB 122—By Stipe—An Act relating to * the State Mining Board; *** emergency.**

1st Reading	104
2d Reading	111
CR	434

Considered, advanced, 3d Reading, failed

470

ML; time extended

..... 471; 515, 524, 528, 547, 564

ML adopted, passed, referred

581

Engrossed—To House

611

SB 123—By Stipe—An Act relating to the Oklahoma State Regents for Higher Education; making an appropriation * emergency.**

1st Reading	104
2d Reading	111
CR	434

Considered, advanced, 3d Reading, failed

470

ML; adopted, passed, referred ..470; 499

Engrossed—To House

508

SB 124—By Holden—An Act relating to the transportation of water; * emergency.**

1st Reading	104
2d Reading	111
CR	168

Considered, advanced, 3d Reading, referred

197

Engrossed—To House

218

HAs read, consideration deferred ..

426

HAs concurred in, passed as amended

490

Referred for enrollment

491

Enrolled—4th Reading

508

To Governor; action by

509; 534

SB 125—By Field, Atkinson, Baggett, Berrong, Dacus, Grantham, Ham, Horn, Keels, McSpadden, Payne, Terrill, Young and Medearis of the Senate and Greenhaw, et al, of the House—An Act relating to * status of employees *** under the merit system; *** emergency.**

1st Reading	110
2d Reading	118
CR	176

Considered, advanced, 3d Reading, referred

190

Engrossed—To House

193

Referred for enrollment

235

Enrolled—4th Reading

252

To Governor; action by

255; 265

SB 126—By McGraw—An Act relating to elections; ***

1st Reading	110
2d Reading	118
CR	139

Considered, advanced, 3d Reading, referred

151

Engrossed—To House

161

SB 127—By Howard—An Act relating to eminent domain; * emergency.**

1st Reading	110
2d Reading	118

SB 128—By Hargrave—An Act relating to * annual agricultural fair and industrial exposition; *** emergency.**

1st Reading	110
2d Reading	118

SB 129—By Miller—An Act relating to * * * State Department of Health, the air pollution council, the Oklahoma Tax Commission, and the Oklahoma Industrial Development and Park Department; * * * emergency.

1st Reading	117
2d Reading	124
CR	351
Considered, advanced, 3d Reading, failed	388
ML; adopted, passed, referred ...389;	421
Engrossed—To House	433
Referred for enrollment	727
Enrolled—4th Reading	736
To Governor; action by	754; 782

SB 130—By Birdsong, Smith and Terrill of the Senate and Derryberry of the House—An Act * * * providing for * * * extension of loads carried by automobile transporters; * * * emergency.

1st Reading	117
2d Reading	124
CR	184
Considered	200
Considered, advanced, 3d Reading, referred	228
Engrossed—To House	237
Referred for enrollment	273
Enrolled—4th Reading	300
To Governor; action by	304; 330

SB 131—By Williams—An Act relating to * * * official inspection stations * * *;

1st Reading	124
2d Reading	133

SB 132—By Smith and Garrison of the Senate and Privett of the House—An Act relating to the State Highway Commission; * * * emergency.

1st Reading	124
2d Reading	133
CR	750
Considered, advanced, 3d Reading, referred	771
Engrossed—To House	800
Referred for enrollment	871

Enrolled—4th Reading	953
To Governor	962
Approved by Governor	May 14, 1969

SB 133—By Martin—An Act * * * providing authority for changing of city limits; * * * emergency.

1st Reading	124
2d Reading	133
CR	351
Considered, advanced	372
Vote reconsidered by which advanced	374
Considered, advanced, 3d Reading, failed	374
ML; adopted, referred	374; 387
CR	537
Considered, advanced, 3d Reading, referred	563
Engrossed—To House	569

SB 134—By Stipe—An Act relating to mines and mining; * * * emergency.

1st Reading	124
2d Reading	133
CR	176
Considered	191
Considered, advanced, 3d Reading, referred	218
Engrossed—To House	237
Referred for enrollment	778
Enrolled—4th Reading	800
To Governor; action by	806; 952

SB 135—By Howard—An Act * * * providing liability between parent and child * * * emergency.

1st Reading	124
2d Reading	133
CR	334
Considered, advanced, 3d Reading, failed	400

SB 136—By Howard—An Act relating to judicial review in zoning matters; * * * emergency.

1st Reading	124
2d Reading	133
CR	383
WD, re-referred	633

SB 137—By Short and Stansberry—An Act relating to urban development; * * * emergency.

1st Reading	124
2d Reading	133

**SB 138—By Payne—An Act relating to
* * * Industrial Court; * * * emergency.**

1st Reading	132
2d Reading	139
CR	160
Considered, advanced, 3d Reading, referred	171
Engrossed—To House	178

**SB 139—By Payne—An Act relating to
Workmen's Compensation; * * * to include
agriculture; * * * emergency.**

1st Reading	132
2d Reading	139

**SB 140—By Payne—An Act relating to
* * * employer's liability for payment of
compensation; * * * emergency.**

1st Reading	132
2d Reading	139
CR	176
Considered, advanced, 3d Reading, failed	215

**SB 141—By Porter and Birdsong—An Act
relating to * * * secretaries of the Public
Defender * * * emergency.**

1st Reading	132
2d Reading	139
CR	160
Considered, advanced, 3d Reading, referred	187
Engrossed—To House	193

**SB 142—By Porter and Birdsong—An Act
relating to * * * Public Defenders and as-
sistants * * * emergency.**

1st Reading	132
2d Reading	139
CR	160
Considered, advanced, 3d Reading, referred	188
Engrossed—To House	193
HAs read, consideration deferred	518
HAs concurred in, failed of passage	687

**SB 143—By Howard, Bradley, Hargrave
and Smith—An Act relating to * * * pur-
chasing agent in certain counties; * * *
emergency.**

1st Reading	139
2d Reading	151
CR	297

Considered, advanced, 3d Reading,
referred
 323 |

Engrossed—To House
 333 |

**SB 144—By Short—An Act relating to
* * * Public School System * * * emergen-
cy..**

1st Reading	139
2d Reading	151

**SB 145—By Young—An Act relating to
* * * traffic violation * * * emergency.**

1st Reading	139
2d Reading	151
CR	297
Considered	335
Considered, advanced, 3d Reading, referred	343
Engrossed—To House	351
HA read, consideration deferred	641
HA rejected, Conference requested, SCs appointed	698
Conference granted, HCs named	704
CCR read, consideration deferred	736
CCR rejected, further Conference requested, SCs re-appointed	773
Further Conference granted, HCs re-appointed	778
2d CCR read, consideration deferred	779
2d CCR adopted, passed—To House	812
Referred for enrollment	870
Enrolled—4th Reading	871
To Governor; action by	879; 951

**SB 146—By Miller—An Act relating to
* * * counters at elections; * * * emer-
gency.**

1st Reading	150
2d Reading	161
CR	176
Considered, advanced, 3d Reading, referred	192
Engrossed—To House	193
Referred for enrollment	710
Enrolled—4th Reading	730
To Governor; action by	735; 783

**SB 147—By McGraw et al, of the House
—An Act relating to * * * motor scooters**

and motorized bicycle; * * * emergency.	
1st Reading	150
2d Reading	161
CR	351
Considered, advanced, 3d Reading, failed	401
ML; tabled	402; 420
SB 148—By Graves of the Senate and Smith (Norman) of the House—An Act relat- ing to * * * depositing public funds in banks * * *	
1st Reading	150
2d Reading	161
SB 149—By Young—An Act relating to * * * compensation for injury resulting in death * * * emergency.	
1st Reading	150
2d Reading	161
CR	267
WD, re-referred	420
SB 150—By Young of the Senate and Hopkins of the House—An Act relating to * * * "occupational diseases"; * * * emer- gency.	
1st Reading	150
2d Reading	161
SB 151—By Stipe—An Act * * * creating the Oklahoma Employment Relations Board; * * * emergency.	
1st Reading	150
2d Reading	161
CR	611
WD, re-referred	633
SB 152—By Howard—An Act relating to liens * * * emergency.	
1st Reading	151
2d Reading	161
CR	296
Considered, advanced, 3d Reading, referred	399
Engrossed—To House	410
SB 153—By Howard—An Act relating to the rehabilitation or clearance and rede- velopment of blighted areas * * * emer- gency.	
1st Reading	151
2d Reading	161

CR	202
Considered, advanced, 3d Reading, failed	214
SB 154—By Baggett—An Act relating to the State Highway Commission; * * * emergency.	
1st Reading	151
2d Reading	161
SB 155—By Birdsong and Garrison of the Senate and Sandlin of the House—An Act relating * * * handbook on workmen's compensation laws; * * * emergency.	
1st Reading	160
2d Reading	170
CR	194
Considered, advanced, 3d Reading, referred	213
Engrossed—To House	222
Referred for enrollment	429
Enrolled—4th Reading	433
To Governor; action by	439; 477
SB 156—By Miller—An Act relating to elections; * * * emergency.	
1st Reading	160
2d Reading	170
CR	258
Considered, advanced, 3d Reading, referred	269
Engrossed—To House	276
Referred for enrollment	710
Enrolled—4th Reading	730
To Governor; action by	735; 783
SB 157—By Stipe—An Act * * * provid- ing ways for an employer to secure com- pensation * * * emergency.	
1st Reading	161
2d Reading	170
SB 158—By Luton—An Act relating to the office of District Attorney; * * * emer- gency.	
1st Reading	161
2d Reading	170
CR, re-referred	202
CR	572
Considered, advanced, 3d Reading, referred	626
Engrossed—To House	640

SB 159—By Murphy—An Act relating to the custody of children * * *

1st Reading	169
2d Reading	177
CR	494
Considered, advanced, 3d Reading, referred	575
Engrossed—To House	611

SB 160—By Howard—An Act relating to * * * mobile homes and house trailers * * * emergency.

1st Reading	169
2d Reading	177
CR	284
Considered, advanced, 3d Reading, referred	298
Engrossed—To House	307

SB 161—By Howard—An Act relating to crimes and punishments; * * * emergency.

1st Reading	169
2d Reading	177
CR	211
Considered, advanced, 3d Reading, failed	237
ML; time extended; adopted, referred	237; 271; 278

SB 162—By Grantham and Young of the Senate and Sparkman, et al, of the House—An Act relating to mentally retarded persons; * * * emergency.

1st Reading	169
2d Reading	177
CR	519
Considered, advanced, 3d Reading, referred	539
Engrossed—To House	554
Referred for enrollment	986
Enrolled—4th Reading	990
To Governor	1000
Approved by Governor	May 7, 1969

SB 163—By Grantham and Young of the Senate and Sparkman, et al, of the House—An Act relating to mental retardation; * * * emergency.

1st Reading	169
2d Reading	177
CR	519

Considered, advanced, 3d Reading,

referred	539
Engrossed—To House	554
Referred for enrollment	986
Enrolled—4th Reading	990
To Governor	1000
Approved by Governor	May 7, 1969

SB 164—By Grantham and Young of the Senate and Sparkman, et al of the House—An Act relating to mentally retarded persons; * * * emergency.

1st Reading	169
2d Reading	177
CR	519
Considered, advanced, 3d Reading, failed	540
ML; time extended	541; 619, 628
ML adopted, vote reconsidered by which advanced	656
Considered, advanced, 3d Reading, referred	674
Engrossed—To House	684
HA concurred in, passed as amended	1015
Referred for enrollment	1016
Enrolled—4th Reading	1019
To Governor	1020
Approved by Governor	May 7, 1969

SB 165—By Hamilton of the Senate and Sullivan of the House—An Act relating to licensing and registration of certain motor vehicles; * * * emergency.

1st Reading	169
2d Reading	177

SB 166—By Hamilton and Stipe of the Senate and Jones et al, of the House—An Act relating to the State Department of Health and making a supplemental appropriation * * * emergency.

1st Reading	169
2d Reading	177
CR	211
Considered, advanced, 3d Reading, referred	235
Engrossed—To House	247
HA read, consideration deferred	503
HA concurred in, passed as amended	508
Referred for enrollment	508
Enrolled—4th Reading	521

To Governor; action by	524; 534	Engrossed—To House	235
SB 167—By Howard—An Act relating to		HAs read, consideration deferred	518
* * * motion picture projection machine		HAs concurred in, passed as amended	686
operators * * * emergency.		Referred for enrollment	687
1st Reading	169	Enrolled—4th Reading	710
2d Reading	177	To Governor; action by	725; 783
CR	211		
WD, re-referred	618	SB 172—By Murphy—An Act concerning	
		* * * Notarial acts * * *	
SB 168—By McSpadden—An Act relating		1st Reading	177
to surplus property; * * * emergency.		2d Reading	186
1st Reading	176	CR	202
2d Reading	186	Considered, advanced, 3d Reading,	
CR	211	referred	212
Considered, advanced, 3d Reading,		Engrossed—To House	235
referred	226	HA read, consideration deferred	724
ML	227	HA concurred in, passed as amended	734
Engrossed—To House	264	Referred for enrollment	734
Referred for enrollment	986	Enrolled—4th Reading	767
Enrolled—4th Reading	990	To Governor; action by	778; 783
To Governor	1000		
Approved by Governor	May 7, 1969	SB 173—By Smalley—An Act relating to	
		the training of law enforcement officers;	
SB 169—By Ham, Boecher and Berrong		* * * emergency.	
—An Act relating to professions and oc-		1st Reading	177
cupations; * * * emergency.		2d Reading	186
1st Reading	176	CR	202
2d Reading	186	Considered, advanced, vote recon-	
CR	340	sidered by which advanced	215
Considered, advanced, 3d Reading,		Considered, advanced, 3d Reading,	
referred	442	referred	215
Engrossed—To House	464	Engrossed—To House	229
		Referred for enrollment	986
SB 170—By Hamilton of the Senate and		Enrolled—4th Reading	990
Sullivan of the House—An Act relating to		To Governor	1000
the Oklahoma Industrial Development and		Approved by Governor	May 7, 1969
Parks Department; * * * emergency.			
1st Reading	176	SB 174—By Atkinson of the Senate and	
2d Reading	186	Odom (Martin), et al, of the House	
CR	211	—An Act relating to the registration and	
Considered, advanced, 3d Reading,		licensing of vehicles; * * * emergency.	
referred	236	1st Reading	184
Engrossed—To House	247	2d Reading	194
SB 171—By Murphy—An Act relating to		SB 175—By McGraw, Baggett, Hargrave,	
vocational and technical education; * * *		Howard, Bradley, McSpadden, Breckin-	
emergency.		ridge, Inhofe, McCune, Birdsong, Atkin-	
1st Reading	177	son, Keels and Short of the Senate and	
2d Reading	186	Ford of the House—An Act relating to	
CR	211	special fuel use tax; * * * emergency.	
Considered, advanced, 3d Reading,		1st Reading	184
referred	227	2d Reading	194

CR	222
Considered, advanced, 3d Reading, referred	238; 248
Engrossed—To House	258
Referred for enrollment	505
Enrolled—4th Reading	521
To Governor; action by	524; 534

SB 176—By Ham, Payne and Luton—An Act relating to county officers; * * * emergency.

1st Reading	184
2d Reading	194

SB 177—By McGraw—An Act relating to torts; * * * emergency.

1st Reading	184
2d Reading	194
CR	211
WD, re-referred	224

SB 178—By McGraw—An Act relating to * * * insolvent corporation * * * emergency.

1st Reading	184
2d Reading	194

SB 179—By Murphy—An Act creating the Office of State Supernumerary Regulatory Consultants; * * * emergency.

1st Reading	185
2d Reading	194
CR; stricken	449; 516

SB 180—By Smalley—An Act relating to alcoholic beverages; * * * emergency.

1st Reading	194
2d Reading	203

SB 181—By Smalley—An Act relating to * * * authority to pass ordinances; * * * emergency.

1st Reading	194
2d Reading	203
CR	307

Considered, advanced, 3d Reading, referred	484
Engrossed—To House	501
HAs read, referred	1016

SB 182—By Romang—An Act * * * providing for number of jurors and oath; * * * emergency.

1st Reading	194
2d Reading	203
CR	235
WD, re-referred	299
CR	528
Considered, advanced, 3d Reading, referred	631
Engrossed—To House	639

SB 183—By Romang—An Act * * * providing jury trials in municipal courts; * * * emergency.

1st Reading	194
2d Reading	203
CR	235
Considered; re-referred	278; 299
CR; re-referred	519; 633

SB 184—By Hargrave—An Act relating to crimes and punishment; * * * emergency.

1st Reading	194
2d Reading	203

SB 185—By Inhofe—An Act relating to * * * fees of house trailers and mobile homes; * * * emergency.

1st Reading	194
2d Reading	203

SB 186—By Martin—An Act relating to * * * certain vehicles engaged in "farm use" * * *

1st Reading	194
2d Reading	203
CR	283

Considered, advanced, 3d Reading,
referred

Engrossed—To House	300
HA read, consideration deferred	307
HA concurred in, passed as amended	725
Referred for enrollment	732
Enrolled—4th Reading	733
To Governor; action by	767
	778; 783

SB 187—By Young—An Act * * * issuance of policy of liability insurance * * *

1st Reading	202
2d Reading	212
CR	394
Considered, advanced, 3d Reading, referred	496

Engrossed—To House 508

SB 188—By Young—An Act providing * * * damages for the death of an unmarried, unemancipated minor child, * * * emergency.

1st Reading 202
2d Reading 212
CR 316
Considered, re-referred 497

SB 189—By Holden—An Act relating to cooperative corporations; * * *

1st Reading 202
2d Reading 212
CR 235
Considered, advanced, 3d Reading, referred 260
ML; Wd 261; 264
Engrossed—To House 267
Referred for enrollment 295
Enrolled—4th Reading 307
To Governor; action by 314; 330

SB 190—By Porter—An Act relating to * * * salary of special judges * * * emergency.

1st Reading 203
2d Reading 212
CR 536
WD, re-referred 581

SB 191—By Ferrell, Short, Breckinridge and Berrong—An Act relating to * * * Uniform Retirement System for justices and judges * * * emergency.

1st Reading 211
2d Reading 223
CR 247
Considered, advanced, 3d Reading, referred 260
Engrossed—To House 267
HAs concurred in, passed as amended 993
Referred for enrollment 995
Enrolled—4th Reading 1017
To Governor 1019
Approved by Governor May 7, 1969

SB 192—By Hamilton of the Senate and Willis, et al, of the House—An Act relating to the State Department of Health and making an appropriation * * * emergency.

1st Reading 211
2d Reading 223
CR 284
Considered, advanced, 3d Reading, referred 298
Engrossed—To House 307

SB 193—By Hamilton—An Act relating to * * * compensation for temporary disability and for permanent disability; * * * emergency.

1st Reading 211
2d Reading 223
CR 334
Considered, advanced, 3d Reading, passed, emergency failed 422
ML (Emerg.); time extended 422; 471, 491
ML (Emerg.); adopted, failed, referred 498
Engrossed—To House 508

SB 194—By Atkinson, Birdsong, Hargrave and McGraw of the Senate and Townsend * * * of the House—An Act * * * providing for certain exemptions from franchise tax, * * * emergency.

1st Reading 212
2d Reading 223

SB 195—By Romang—An Act * * * providing expenses to be paid from court; * * * emergency.

1st Reading 222
2d Reading 235
CR 334
Considered, advanced, 3d Reading, referred 362
Engrossed—To House 371

SB 196—By Boecher, Nichols and Garrison—An Act relating to the State Board of Public Affairs; * * * emergency.

1st Reading 222
2d Reading 235

SB 197—By Smith of the Senate and Abbott of the House—An Act relating to * * * education for exceptional children; * * * emergency.

1st Reading 222
2d Reading 235
CR 334

Considered, advanced, 3d Reading, referred	362
Engrossed—To House	371
Referred for enrollment	664
Enrolled—4th Reading	684
To Governor; action by	689; 781

SB 198—By Smith of the Senate and Abbott of the House—An Act *** pertaining to special education; *** emergency.

1st Reading	223
2d Reading	235
CR	334

Considered, advanced, 3d Reading, referred	363
Engrossed—To House	371
Referred for enrollment	664
Enrolled—4th Reading	684
To Governor; action by	689; 781

SB 199—By Smith of the Senate and Abbott of the House—An Act *** pertaining to special education; *** emergency.

1st Reading	223
2d Reading	235
CR	334

Considered, advanced, 3rd Reading, referred	364
Engrossed—To House	371
Referred for enrollment	664
Enrolled—4th Reading	684
To Governor; action by	689; 781

SB 200—By Berrong—An Act relating to insurance; deposits of insurers shall be held for the protection of policyholders and/or creditors; *** emergency.

1st Reading	223
2d Reading	235
CR	334

Considered, advanced, 3d Reading,
referred

Engrossed—To House	371
Referred for enrollment	536
Enrolled—4th Reading	554
To Governor; action by	564; 591

SB 201—By Boecher and Williams—An Act relating to courts; providing for creation of District No. 26 *** emergency.

1st Reading	223
2d Reading	235

SB 202—By Luton and Inhofe—An Act relating to the practice of veterinary medicine *** emergency.

1st Reading	223
2d Reading	235
CR	611
Considered; re-referred	626; 633

SB 203—By Field—An Act relating to workmen's compensation insurance; ***

1st Reading	235
2d Reading	248
CR	334
WD, re-referred	374

SB 204—By Field—An Act relating to *** chauffeur's license; *** emergency.

1st Reading	235
2d Reading	248
CR	267

Considered, advanced, 3d Reading,
referred

Engrossed—To House	277
Referred for enrollment	286
Enrolled—4th Reading	536
To Governor; action by	554
	564; 591

SB 205—By McSpadden—An Act relating to the Oklahoma Tax Commission; ***

1st Reading	235
2d Reading	248
CR	494

Considered, advanced, 3d Reading,
referred

Engrossed—To House	559
HAs concurred in, passed as amended	569

Referred for enrollment	995
Enrolled—4th Reading	995
To Governor	1004
Approved by Governor	1016
	May 7, 1969

SB 206—By Young—An Act relating to state officers and employees; ***

1st Reading	235
2d Reading	248

SB 207—By Smith—An Act relating to *** attorney fees to defendants *** urban renewal ***

1st Reading	247
2d Reading	259

CR	273
Considered, advanced, 3d Reading, referred	301
ML	301
Engrossed—To House	338

SB 208—By Berrong of the Senate and Ferrell of the House—An Act relating to savings and loan associations; * * * emergency.

1st Reading	247
2d Reading	259
CR	283
Considered, advanced, 3d Reading, referred	309
Engrossed—To House	316
HAs read, consideration deferred ...	588
HAs concurred in, passed as amended	627
Referred for enrollment	628
Enrolled—4th Reading	640
To Governor; action by	661; 683

SB 209—By Murphy—An Act relating to * * * “public service corporation”; * * * emergency.

1st Reading	248
2d Reading	259
CR	351
Considered, advanced, 3d Reading, referred	398
Engrossed—To House	418

SB 210—By Romang—An Act relating to * * * instructions to jury; * * * emergency.

1st Reading	248
2d Reading	259
CR	297
Considered, advanced, 3d Reading, referred	312
Engrossed—To House	316
HA read, consideration deferred ...	518
HA concurred in, passed as amended	584
Referred for enrollment	584
Enrolled—4th Reading	611
To Governor; action by	619; 679

SB 211—By Ferrell—An Act relating to the Cherokee Strip Society and making an appropriation * * * emergency.

1st Reading	248
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2d Reading	259
CR	340
Considered, advanced, 3d Reading, referred	375
Engrossed—To House	383

SB 212—By Atkinson—An Act relating to game and fish; * * *

1st Reading	248
2d Reading	260
CR	274
Considered, advanced, 3d Reading, referred	288
Engrossed—To House	300
Referred for enrollment	505
Enrolled—4th Reading	521
To Governor; action by	524; 534

SB 213—By Murphy—An Act relating to reciprocal enforcement of support * * *

1st Reading	258
2d Reading	268
CR	434
Considered, advanced, 3d Reading, referred	490
Engrossed—To House	502
Referred for enrollment	1014
Enrolled—4th Reading	1017
To Governor	1019
Approved by Governor	May 7, 1969

SB 214—By Smith of the Senate and Wolfe, et al of the House—An Act relating to * * * wreckers and towing services; * * *

1st Reading	259
2d Reading	268
CR	317
Considered, advanced, 3d Reading, referred	377
Engrossed—To House	383

SB 215—By Birdsong—An Act relating to * * * temporary employees of the State Senate; * * * emergency.

1st Reading	259
2d Reading	268
CR	554
Considered, advanced, 3d Reading, referred	578
Engrossed—To House	611
Referred for enrollment	661

Enrolled—4th Reading	664
To Governor; action by	681; 683

SB 216—By Smalley, Luton, Graves and Murphy—An Act * * * prescribing jurisdiction for municipal court not of record; * * * emergency.

1st Reading	259
2d Reading	268
CR	572
WD, re-referred	633

SB 217—By Boecher and Stipe—An Act relating to community antenna television systems; * * * emergency.

1st Reading	259
2d Reading	268

SB 218—By Boecher and Stipe—An Act relating to * * * mobile radio service * * * emergency.

1st Reading	259
2d Reading	268

SB 219—By Hamilton of the Senate and Fine of the House—An Act relating to public schools; * * * emergency.

1st Reading	267
2d Reading	275
CR	383

Considered, advanced, 3d Reading, referred	402
Engrossed—To House	410

SB 220—By Garrison of the Senate and Hunter of the House—An Act relating to * * * United States Government Bonds * * * emergency.

1st Reading	267
2d Reading	275
CR	351
Considered, advanced, 3d Reading, referred	390
Engrossed—To House	394
Referred for enrollment	661
Enrolled—4th Reading	664
To Governor; action by	681; 683

SB 221—By Garrison of the Senate and Connor of the House—An Act relating to the office of County Assessor; * * *

1st Reading	267
2d Reading	275

CR	296
Considered, advanced, 3d Reading, referred	323
Engrossed—To House	333

SB 222—By Short—An Act relating to * * * the Oklahoma Public Welfare Commission; * * * emergency.

1st Reading	268
2d Reading	275

SB 223—By Luton—An Act relating to motorboats and vessels; * * * emergency.

1st Reading	268
2d Reading	275
CR	519
WD, re-referred	785

SB 224—By Stipe—An Act relating to mines and mining; * * * emergency.

1st Reading	268
2d Reading	275
CR	334

Considered, advanced, 3d Reading, referred	342
Engrossed—To House	351
Referred for enrollment	735
Enrolled—4th Reading	767
To Governor; action by	778; 783

SB 225—By Stipe—An Act relating to * * * record book approved by Chief Mine Inspector; * * * emergency.

1st Reading	268
2d Reading	275
CR	334

Considered, advanced, 3d Reading, referred	342
Engrossed—To House	351
Referred for enrollment	735
Enrolled—4th Reading	767
To Governor; action by	778; 783

SB 226—By Stipe—An Act * * * providing mine foreman shall keep records; * * * emergency.

1st Reading	268
2d Reading	275
CR	334
Considered, advanced, 3d Reading, referred	343
Engrossed—To House	351

Referred for enrollment	735
Enrolled—4th Reading	767
To Governor; action by	778; 783

SB 227—By Howard—An Act relating to * * * the Interlocal Cooperation Act; * * * emergency.

1st Reading	274
2d Reading	286
CR	434
Considered, advanced, 3d Reading, referred	471
Engrossed—To House	480

SB 228—By McSpadden—An Act relating to the J. M. Davis Memorial Commission; * * * emergency.

1st Reading	274
2d Reading	286
CR	434
Considered, advanced, 3d Reading, referred	468
Engrossed—To House	480
Referred for enrollment	1004
Enrolled—4th Reading	1017
To Governor	1017
Approved by Governor	May 7, 1969

SB 229—By McSpadden—An Act relating to the J. M. Davis Memorial Commission; * * * emergency.

1st Reading	274
2d Reading	286
CR	434
Considered, advanced, 3d Reading, referred	452
Engrossed—To House	464
Referred for enrollment	505
Enrolled—4th Reading	521
To Governor; action by	524; 534

SB 230—By Terrill—An Act relating to the Police Pension and Retirement Systems; * * * emergency.

1st Reading	274
2d Reading	286
CR	506
Considered, advanced, 3d Reading, referred	541
Engrossed—To House	554
Referred for enrollment	986
Enrolled—4th Reading	990

To Governor	1000
Approved by Governor	May 7, 1969

SB 231—By Howard—An Act relating to counties and county officers; * * * emergency.

1st Reading	274
2d Reading	286
CR	506
WD, re-referred	633

SB 232—By Baggett—An Act relating to the Uniform Commercial Code; * * * emergency.

1st Reading	274
2d Reading	286
CR	519
Considered, advanced, 3d Reading, referred	547
Engrossed—To House	554

SB 233—By Smith—An Act relating to Public Information; * * * emergency.

1st Reading	274
2d Reading	286
CR	340
Considered, advanced, 3d Reading, referred	376
Engrossed—To House	383
Referred for enrollment	727
Enrolled—4th Reading	736
To Governor; action by	754; 782

SB 234—By Garrett of the Senate and Trent of the House—An Act relating to revenue and taxation * * * emergency.

1st Reading	274
2d Reading	286
CR	480
WD, re-referred	515
CR	554
Considered, advanced, 3d Reading, referred	576
Engrossed—To House	611

SB 235—By Young—An Act relating to game and fish; * * * emergency.

1st Reading	275
2d Reading	286
CR	572
WD, re-referred	625

SB 236—By Breckinridge, Smith, McGraw, Howard, Hargrave and Inhofe—An Act relating to * * * Information and Management of Services Division; * * * emergency.

1st Reading	275
2d Reading	286
CR	519
Considered, advanced, 3d Reading, referred	576
Engrossed—To House	611

SB 237—By Hamilton of the Senate and Fine of the House—An Act relating to public schools; * * * emergency

1st Reading	275
2d Reading	286
CR	383
Considered, advanced, 3d Reading, referred	403
Engrossed—To House	410

SB 238—By Murphy—An Act relating to crimes and punishment; * * * emergency.

1st Reading	285
2d Reading	298
CR	334
Considered, advanced, vote reconsidered by which advanced	376
Considered, advanced, 3d Reading, failed	377
ML; time extended	378; 416, 426
ML adopted, re-referred	438

SB 239—By Birdsong—An Act relating to * * * paving assessment of welfare recipients; * * * emergency.

1st Reading	285
2d Reading	298

SB 240—By Hargrave—An Act relating to * * * educational conferences * * * emergency.

1st Reading	285
2d Reading	298
CR	506
WD, re-referred	581

SB 241—By Hargrave—An Act relating to the Oklahoma State Regents for Higher Education; * * * emergency.

1st Reading	285
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2d Reading	298
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SB 242—By McSpadden—An Act relating to * * * gross weight of vehicles * * * emergency.

1st Reading	285
2d Reading	298
CR	480
Considered, advanced, 3d Reading, referred	502
Engrossed—To House	508
HAs rejected, Conference requested ..	790
SCs appointed	791
Conference granted, HCs named	792
CCR adopted, passed—To House	801
Referred for enrollment	817
Enrolled—4th Reading	850
To Governor; action by	871; 952

SB 243—By Howard—An Act relating to * * * County Employees Retirement System; * * * emergency.

1st Reading	285
2d Reading	298

SB 244—By Romang—An Act relating to civil procedure; * * * emergency.

1st Reading	286
2d Reading	298
CR	434
Considered, advanced, 3d Reading, referred	498
ML; time extended	498; 528
Engrossed—To House	547
Referred for enrollment	1014
Enrolled—4th Reading	1017
To Governor	1019
Approved by Governor	May 7, 1969

SB 245—By Holden—An Act relating to * * * distributions from employee's trusts * * * emergency.

1st Reading	286
2d Reading	298
CR	464
Considered, advanced, 3d Reading, referred	489
Engrossed—To House	501
Referred for enrollment	806
Enrolled—4th Reading	850
To Governor; action by	871; 951

SB 246—By Baggett—An Act relating to schools; * * * emergency.

1st Reading 286
2d Reading 298

SB 247—By Murphy—An Act relating to state officers and employees; * * * emergency.

1st Reading 297
2d Reading 308
CR 554
Considered, advanced, 3d Reading,
failed 582

SB 248—By Inhofe—An Act relating to mental health; * * * emergency.

1st Reading 297
2d Reading 308
CR 405
Considered, advanced, 3d Reading,
referred 421
Engrossed—To House 433
HAS read, consideration deferred 691
HAS concurred in, passed
as amended 733
Referred for enrollment 734
Enrolled—4th Reading 767
To Governor; action by 778; 783

SB 249—By Stipe of the Senate and Hopkins of the House—An Act relating to * * * Police Pension and Retirement Systems * * * emergency.

1st Reading 297
2d Reading 308
CR 434
Considered, advanced, 3d Reading,
referred 459
Engrossed—To House 464
Referred for enrollment 704
Enrolled—4th Reading 710
To Governor; action by 725; 782

SB 250—By Grantham of the Senate and Peterson, et al of the House—An Act * * * providing any male person of the age of eighteen years or older may donate blood * * * emergency.

1st Reading 297
2d Reading 308
CR 405

Considered, advanced, 3d Reading,
referred 420
Engrossed—To House 433
Referred for enrollment 704
Enrolled—4th Reading 710
To Governor; action by 725; 782

SB 251—By Birdsong, Smalley, Garrett and Hargrave—An Act relating to insurance; * * * emergency.

1st Reading 297
2d Reading 308
CR 395
Considered, advanced, 3d Reading,
referred 406
Engrossed—To House 418

SB 252—By Garrison and McGraw of the Senate and Connor, et al of the House—An Act relating to roads and highways; * * * emergency.

1st Reading 297
2d Reading 308
CR 536
WD, re-referred 647

SB 253—By Berrong, Dacus, Young, Graves, Inhofe, Miller, Martin, Keels and Nichols of Senate and Mountford of House—An Act relating to motor vehicles; * * * emergency.

1st Reading 297
2d Reading 308
CR 351
Considered, advanced, 3d Reading,
referred 373
Engrossed—To House 383
Referred for enrollment 727
Enrolled—4th Reading 736
To Governor; action by 754; 783

SB 254—By McSpadden—An Act relating * * * credits against income tax liability * * * of industries * * * emergency.

1st Reading 298
2d Reading 308
CR 464
Considered, advanced, 3d Reading,
referred 485
Engrossed—To House 502

SB 255—By McSpadden—An Act * * *

making an appropriation to complete building project for State Department of Public Safety; *** emergency.

1st Reading	307
2d Reading	321
CR	434
Considered, advanced, 3rd Reading, referred	469
Engrossed—To House	480
HA read, consideration deferred	536
HA rejected, Conference requested, SCs appointed	584
Conference granted, HCs named	592
CCR read, consideration deferred	778
CCR adopted, passed—To House	787
Referred for enrollment	817
Enrolled—4th Reading	850
To Governor; action by	871; 951

SB 256—By Atkinson—An Act relating to game and fish; *** providing revocation of commercial license; *** emergency.

1st Reading	307
2d Reading	321
CR	369
Considered, advanced, 3d Reading, referred	389
Engrossed—To House	391
HAs read, consideration deferred	724
HAs concurred in, passed as amended	734
Referred for enrollment	734
Enrolled—4th Reading	767
To Governor; action by	778; 783

SB 257—By Atkinson—An Act prohibiting the release of fish in any public waters *** emergency.

1st Reading	307
2d Reading	321
CR	419
Considered, advanced, 3d Reading, referred	453
Engrossed—To House	464
HAs read, consideration deferred	764
HAs rejected, Conference requested, SCs appointed	787
Conference granted, HCs named	842

SB 258—By Lane—An Act *** provid-

ing for permit to train and work dogs; *** emergency.

1st Reading	307
2d Reading	321

SB 259—By Atkinson—An Act *** defining term "game fish"; *** emergency.

1st Reading	308
3d Reading	321
CR	369
Considered, advanced, 3rd Reading, referred	389
Engrossed—To House	401

SB 260—By Atkinson—An Act relating to *** nongame fish ***

1st Reading	308
2d Reading	321
CR	480
Considered, advanced, 3d Reading, failed	563

SB 261—By Atkinson—An Act relating to *** legal open-fur season; *** emergency.

1st Reading	308
2d Reading	321
CR	480
Considered; re-referred	502; 618

SB 262—By Hargrave—An Act *** providing that the judge *** may suspend execution *** emergency.

1st Reading	308
2d Reading	321
CR	434
Considered, advanced, 3d Reading, referred	485
Engrossed—To House	501

SB 263—By Atkinson—An Act *** prohibiting removal of minnows from state; ***

1st Reading	308
2d Reading	321
CR	419
Considered, advanced, 3rd Reading, referred	453
Engrossed—To House	473
Referred for enrollment	735
Enrolled—4th Reading	767
To Governor; action by	778; 783

SB 264—By Atkinson—An Act * * * providing for tagging of trotlines and throwlines; * * * emergency.

1st Reading 308
2d Reading 321

SB 265—By Crow—An Act relating to * * * Boards of County Commissioners * * * emergency.

1st Reading 308
2d Reading 321
CR 519

Considered, advanced, 3rd Reading,
failed 562
ML; adopted, referred 562; 581

SB 266—By Howard—An Act * * * removing a prohibition against the recording of certain deeds * * * emergency.

1st Reading 319
2d Reading 334
WD, re-referred 379

SB 267—By Baggett—An Act relating to * * * State Anatomical Board; * * * emergency.

1st Reading 319
2d Reading 334
CR 340

Considered, advanced, 3rd Reading,
referred 353
Engrossed—To House 371

Referred for enrollment 569
Enrolled—4th Reading 611
To Governor; action by 619; 679

SB 268—By Baggett—An Act relating to medical research; * * * emergency.

1st Reading 319
2d Reading 334
CR 340

Considered, advanced, 3rd Reading,
referred 354
Engrossed—To House 371

Referred for enrollment 569
Enrolled—4th Reading 611
To Governor; action by 619; 679

SB 269—By Baggett—An Act relating to Board of Unexplained Deaths; emergency.

1st Reading 319

2d Reading 334
CR 340

Considered, advanced, 3rd Reading,
referred 354

Engrossed—To House 371
Referred for enrollment 569

Enrolled—4th Reading 611
To Governor; action by 619; 679

SB 270—By Dacus, Young, Atkinson and Martin—An Act relating to farm truck license plates; * * *

1st Reading 319
2d Reading 334
CR 351

Considered, advanced, 3rd Reading,
referred 376

Engrossed—To House 383
Referred for enrollment 569

Enrolled—4th Reading 611
To Governor; action by 619; 679

SB 271—By Smith and Howard—An Act relating to licensing and registration of motor vehicles; * * * emergency.

1st Reading 319
2d Reading 334
CR 419

Considered, advanced;
re-referred 472; 582

SB 272—By Garrett—An Act relating to county retirement benefits; * * * emergency.

1st Reading 319
2d Reading 334
CR 394

Considered, advanced, 3rd Reading,
referred 499

Engrossed—To House 508
Referred for enrollment 871

Enrolled—4th Reading 953
To Governor 962

Approved by Governor May 7, 1969.

SB 273—By Garrett—An Act relating to * * * tax sale; * * * emergency.

1st Reading 320
2d Reading 334
CR 419

Considered, advanced, 3rd Reading,
failed 500

SB 274—By Payne—An Act relating to cities and towns; *** election of officials, *** emergency.

1st Reading 320
2d Reading 334

SB 275—By Romang—An Act *** providing number of jurors in civil cases; *** emergency.

1st Reading 320
2d Reading 334
CR 383
WD, re-referred 398
CR 434

Considered, advanced, 3rd Reading, referred 469

Engrossed—To House 480
HA read, consideration deferred 735

HA concurred in, passed as amended 766

Referred for enrollment 766

Enrolled—4th Reading 800

To Governor; action by806; 949

SB 276—By Romang—An Act relating to *** chemical tests for operators of motor vehicles *** emergency.

1st Reading 320
2d Reading 334

SB 277—By Grantham of the Senate and Conaghan et al of the House—An Act relating to the Oklahoma Industrial Development and Park Department; making an appropriation *** emergency.

1st Reading 320
2d Reading 334
CR 419

Considered, advanced, 3rd Reading, referred 471

Engrossed—To House 480

SB 278—By Hargrave—An Act relating to *** City-County Health Department *** emergency.

1st Reading 320
2d Reading 334
CR 340

Considered, advanced, 3rd Reading, referred 372

Engrossed—To House 383

Referred for enrollment 569

Enrolled—4th Reading 611
To Governor; action by619; 680

SB 279—By Keels—An Act relating to *** liability insurance by elected county officers; *** emergency.

1st Reading 320
2d Reading 334
CR 394

WD, re-referred 415

CR 449

Considered, advanced, 3rd Reading, referred 472

Engrossed—To House 480

HAs concurred in, passed as amended 995

Referred for enrollment 996

Enrolled—4th Reading 1004

To Governor 1016

Vetoed by Governor May 7, 1969.

SB 280—By Luton—An Act relating to employment security; *** emergency.

1st Reading 320

2d Reading 334

CR 395

WD, re-referred 419

SB 281—By Luton—An Act relating to employment security; *** emergency.

1st Reading 320

2d Reading 334

CR 395

WD, re-referred 419

CR; re-referred611; 633

SB 282—By Luton—An Act relating to *** eligibility of candidates for school district boards; *** emergency.

1st Reading 320

2d Reading 334

CR 434

Considered, advanced, 3rd Reading, referred 450

Engrossed—To House 464

HA read, consideration deferred 729

HA concurred in, passed as amended 766

Referred for enrollment 766

Enrolled—4th Reading 800

To Governor; action by806; 951

SB 283—By Luton—An Act relating to public health; *** emergency.

1st Reading	320
2d Reading	334
CR	405
WD, re-referred	633

SB 284—By Howard—An Act relating to *** County Planning Commission; *** emergency.

1st Reading	320
2d Reading	334

SB 285—By Grantham of the Senate and Conaghan of the House—An Act relating to oil and gas; *** emergency.

1st Reading	321
2d Reading	334

SB 286—By McGraw, Howard, Short and Breckinridge—An Act relating *** voting machines *** emergency.

1st Reading	321
2d Reading	334
CR	395
Considered, advanced, 3rd Reading, referred	407
Engrossed—To House	418
Referred for enrollment	1004
Enrolled—4th Reading	1017
To Governor	1017
Approved by Governor	May 7, 1969

SB 287—By Breckinridge—An Act relating to central purchasing; *** emergency.

1st Reading	321
2d Reading	334
CR	449
Considered, advanced, 3rd Reading, referred	489
Engrossed—To House	502

SB 288—By Crow—An Act relating to stock or domestic animals; *** emergency.

1st Reading	334
2d Reading	341
CR	369
Considered	391
Considered, advanced, 3rd Reading, failed	400

ML 400

SB 289—By Atkinson, Payne, Field, Hargrave, Smith, Stipe, Ham, Terrill and Birdsong of the Senate and Converse of the House—An Act *** providing for a Wildlife Conservation Director; *** emergency.

1st Reading	341
2d Reading	352
CR	494
Considered, advanced	543
Vote reconsidered by which advanced	558
Considered, advanced, 3rd Reading, referred	558
Engrossed—To House	569
Referred for enrollment	989
Enrolled—4th Reading	1004
To Governor	1016
Approved by Governor	May 8, 1969

SB 290—By Howard—An Act relating to *** Oklahoma Industrial Development and Park Commission *** emergency.

1st Reading	341
2d Reading	352
WD, re-referred	379
CR	449
Considered, advanced, 3rd Reading, referred	512
Engrossed—To House	521
Referred for enrollment	710
Enrolled—4th Reading	730
To Governor; action by	735; 782

SB 291—By Howard—An Act relating to *** primary elections for candidates for President of the United States; *** emergency.

1st Reading	341
2d Reading	352
CR	554
WD, re-referred	633

SB 292—By Howard—An Act *** creating the Arkansas River Navigation Planning Authority; *** emergency.

1st Reading	341
2d Reading	352

SB 293—By Inhofe—An Act *** provid-

ing for deposit of public funds; *** emergency.		2d Reading	371
1st Reading	341	SB 299 —By Ferrell—An Act relating to the election officials; *** emergency.	
2d Reading	352	1st Reading	352
SB 294 —By Field—An Act relating to water rights; *** emergency.		2d Reading	371
1st Reading	351	SB 300 —By Crow—An Act relating to *** Oklahoma Liquefied Petroleum Gas Board; *** emergency.	
2d Reading	371	1st Reading	369
SB 295 —By Hamilton—An Act relating to *** permits for vehicles *** emergency.		2d Reading	386
1st Reading	351	CR	495
2d Reading	371	WD, re-referred	509
CR	405	WD, to Calendar	548
Considered, advanced, 3rd Reading, referred	423	Considered, advanced, 3rd Reading, referred	556
Engrossed—To House	433	Engrossed—To House	569
HA concurred in, passed as amended	1017	SB 301 —By McSpadden—An Act relating to the J. M. Davis Memorial Commission and making an appropriation *** emergency.	
Referred for enrollment	1017	1st Reading	370
Enrolled—4th Reading	1019	2d Reading	386
To Governor	1019	CR	419
Vetoed by Governor	May 7, 1969	Considered, advanced, 3rd Reading, referred	445
SB 296 —By Hamilton—An Act relating to *** Oklahoma Indian Affairs Commission; *** emergency.		Engrossed—To House	449
1st Reading	351	HAs read, consideration deferred ..	518
2d Reading	371	HAs rejected, Conference requested, SCs appointed	548
CR	449	Ccnference granted, HCs named	553
Considered, advanced, 3rd Reading, referred	488	SB 302 —By Horn—An Act relating to *** the County Treasurer of each county *** emergency.	
Engrossed—To House	508	1st Reading	370
Referred for enrollment	1014	2d Reading	386
Enrolled—4th Reading	1019	CR	572
To Governor	1019	WD, re-referred	633
Vetoed by Governor	May 7, 1969	SB 303 —By Romang—An Act relating *** to service of summons *** emergency.	
SB 297 —By Massey—An Act relating to the court fund; *** emergency.		1st Reading	370
1st Reading	352	2d Reading	386
2d Reading	371	SB 304 —By Garrett of the Senate and Miskelly of the House—An Act relating to small claims procedure; *** emergency.	
CR	419	1st Reading	370
Considered, advanced, 3d Reading, referred	443		
Engrossed—To House	449		
SB 298 —By Ferrell—An Act relating to *** "Oklahoma Income Tax Act"; ***			
1st Reading	352		

2d Reading	386
CR	434
Considered, advanced, 3rd Reading, referred	500
Engrossed—To House	508
HAs read, consideration deferred ..	729
HAs concurred in, passed as amended	766
Referred for enrollment	767
Enrolled—4th Reading	800
To Governor; action by	806; 951

SB 305—By Stipe—An Act relating to
*** uninsured motorist clause ***
emergency.

1st Reading	370
2d Reading	386

SB 306—By Garrett—An Act relating to
*** absentee ballot for city and town
elections; *** emergency.

1st Reading	370
2d Reading	386

SB 307—By Baggett—An Act relating to
*** Chairman of the Board of Chemical
Tests for Alcoholic Influence; *** emer-
gency.

1st Reading	370
2d Reading	386
CR	395
Considered, advanced, 3rd Reading, referred	407
Engrossed—To House	418
Referred for enrollment	727
Enrolled—4th Reading	736
To Governor; action by	754; 783

SB 308—By Romang—An Act relating
to *** service of summons and/or or-
ders of the court *** emergency.

1st Reading	370
2d Reading	386
CR	434
Considered, advanced, 3rd Reading, referred	467
Engrossed—To House	480
Referred for enrollment	727
Enrolled—4th Reading	736
To Governor; action by	754; 783

SB 309—By Martin—An Act relating to
*** changing of city and town limits;
*** emergency.

1st Reading	370
2d Reading	386
CR	449
Considered, advanced, 3rd Reading, referred	484
Engrossed—To House	501

SB 310—By Ferrell—An Act relating to
*** exemption from sales tax *** emer-
gency.

1st Reading	370
2d Reading	386

SB 311—By Nichols and McSpadden of
the Senate and Sparkman of the House—
An Act relating to the State Department
of Public Welfare; *** emergency.

1st Reading	371
2d Reading	386
CR	434
Considered, advanced, 3d Reading, referred	473
Engrossed—To House	480
HAs read, re-referred	1018

SB 312—By Field—An Act relating to
banks and trust companies; *** emer-
gency.

1st Reading	371
2d Reading	386

SB 313—By Breckinridge—An Act relat-
ing to liquefied petroleum gas; ***
emergency.

1st Reading	371
2d Reading	386

SB 314—By McSpadden—An Act relat-
ing to the Grand River Dam Authority;
*** emergency.

1st Reading	384
2d Reading	397

SB 315—By McSpadden—An Act relat-
ing to the Board of Chemical Tests for
Alcoholic Influence and making an ap-
propriation; *** emergency.

1st Reading	384
2d Reading	397

CR	519
Considered, advanced, 3d Reading, referred	583
Engrossed—To House	611

SB 316—By Romang—An Act providing that in all actions brought to recover damages * * * shall be diminished by the jury in proportion to the contributory negligence shown; * * * emergency.

1st Reading	384
2d Reading	397

SB 317—By Grantham of the Senate and Peterson, et al of the House—An Act * * * providing for care and custody of children after divorce; * * * emergency.

1st Reading	385
2d Reading	397
CR	495
Considered, advanced, 3d Reading, referred	519
Engrossed—To House	536
Referred for enrollment	1014
Enrolled—4th Reading	1017
To Governor	1019
Approved by Governor	May 8, 1969

SB 318—By Stipe of the Senate and Hopkins of the House—An Act relating to cities and towns; amending 11 O. S. 1961, § 541 1; providing disability allowance for police officers; * * * emergency.

1st Reading	385
2d Reading	397
CR	434
Considered, advanced, 3d Reading, referred	455
Engrossed—To House	464
Referred for enrollment	710
Enrolled—4th Reading	730
To Governor; action by	735; 783

SB 319—By Stipe of the Senate and Hopkins of the House—An Act relating to cities and towns and to police pensions and retirement; * * * emergency.

1st Reading	385
2d Reading	397
CR	434
Considered, advanced, 3d Reading, referred	458

Engrossed—To House	464
Referred for enrollment	710
Enrolled—4th Reading	730
To Governor; action by	735; 783

SB 320—By Howard—An Act relating to counties and county officers; providing for county planning and zoning; * * * authorizing appropriations; * * * emergency.

1st Reading	385
2d Reading	397
CR	506
WD, re-referred	633

SB 321—By Stipe—An Act * * * providing for the creation of a State Mining Commission; * * * emergency.

1st Reading	385
2d Reading	397

SB 322—By Stipe—An Act * * * making an appropriation to * * * State Mining Commission; * * * emergency.

1st Reading	385
2d Reading	397

SB 323—By McSpadden—An Act relating to the office of the State Examiner and Inspector; * * * emergency.

1st Reading	385
2d Reading	397
CR	449

Considered, advanced, 3d Reading,
referred

Engrossed—To House	468
	480

SB 324—By Luton—An Act relating to the State Highway Commission; * * * emergency.

1st Reading	385
2d Reading	397

SB 325—By Ferrell of the Senate and Coffin, et al, of the House—An Act * * * prohibiting the operation of a motor vehicle not used as a school bus which resembles a school bus * * * emergency.

1st Reading	385
2d Reading	397
CR	480

Considered, advanced, 3d Reading,
referred

Engrossed—To House	507
	521

SB 326—By Ferrell, Hamilton and Stansberry of the Senate and Cox, et al, of the House—An Act relating to revenue and taxation; * * * emergency.

1st Reading 386
2d Reading 397

SB 327—By Ferrell, Hamilton and Stansberry of the Senate and Cox, et al, of the House—An Act * * * providing for apportionment of motor vehicle license fees, * * * emergency.

1st Reading 386
2d Reading 397

SB 328—By Atkinson—An Act relating to game and fish; * * * emergency.

1st Reading 396
2d Reading 406

SB 329—By Smalley—An Act * * * prohibiting solicitation for performance of marriage ceremony; * * * emergency.

1st Reading 396
2d Reading 406
CR 434
Considered, advanced, 3d Reading,
referred 454
Engrossed—To House 464

SB 330—By Murphy—An Act relating to * * * possession of raptures * * * emergency.

1st Reading 396
2d Reading 406
CR 572
Considered, advanced, 3d Reading,
failed 632

SB 331—By Luton—An Act * * * authorizing County Commissioners to enter into agreements * * * for repair and maintenance of streets; * * * emergency.

1st Reading 396
2d Reading 406
CR 572
Considered, advanced, 3d Reading,
referred 612
Engrossed—To House 623

SB 332—By Romang—An Act relating to the State Department of Health; making an appropriation * * * emergency.

1st Reading 396
2d Reading 406
WD, re-referred 539
CR 638
Considered, advanced, 3d Reading,
referred 702
Engrossed—To House 710

SB 333—By Ferrell, Martin, Massey, Lane, Berrong, Crow, Boecher, Field, Phillips, Horn, Ham, Payne, Dacus, Stansberry and Stipe of the Senate and Cox of the House—An Act relating to schools; providing for reinstatement of accreditation * * * emergency.

1st Reading 396
2d Reading 406

SB 334—By Ham—An Act * * * providing exemptions * * * of motor vehicles * * * for hauling farm products * * * emergency.

1st Reading 397
2d Reading 406

SB 335—By Holden—An Act relating to * * * maximum distance, witnesses shall be required to travel * * * emergency.

1st Reading 397
2d Reading 406
CR 536
Considered, advanced, 3rd Reading,
referred 575
Engrossed—To House 611

SB 336—By Atkinson, Birdsong, Nichols and Boecher—An Act * * * making it unlawful to permit certain domestic animals to run at large; * * *.

1st Reading 397
2d Reading 406
CR 480
Considered, advanced, 3rd Reading,
failed 563
ML; time extended 564; 629, 657
ML adopted, passed, referred 677
ML 677
Engrossed—To House 761

SB 337—By Garrett—An Act relating to * * * transporting of mobile home * * * emergency.

1st Reading	397
2d Reading	406

SB 338—By Horn, Stipe and Massey—An Act *** providing for supervision of projects of state institutions; *** emergency.

1st Reading	397
2d Reading	406
WD, re-referred	464
CR	506
Considered, advanced, 3rd Reading, referred	574
Engrossed—To House	611
Referred for enrollment	664
Enrolled—4th Reading	684
To Governor; action by	689; 781

SB 339—By Bradley of the Senate and Wixon of the House—An Act relating to historic sites; *** emergency.

1st Reading	406
2d Reading	419
CR	434
Considered, advanced, 3rd Reading, referred	558
Engrossed—To House	569

SB 340—By Smalley, Atkinson, Berrong, Birdsong, Crow, Dacus, Ferrell, Field, Graves, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Keels, Luton, McCune, McGraw, Miller, Murphy, Phillips, Short, Smith and Terrill of the Senate and Cate et al of the House—An Act relating to *** person *** who shall refuse to leave the campus facilities *** emergency.

1st Reading	406
2d Reading	419
CR	434
Considered, advanced, 3rd Reading, referred	467
Engrossed—To House	480
HAs read, consideration deferred ..	791
HAs concurred in, passed as amended	810
Referred for enrollment	810
Enrolled—4th Reading	850
To Governor; action by	871; 952

SB 341—By Holden and Smith—An Act relating to credit unions; *** emergency.

1st Reading	419
2d Reading	436
CR	536
Considered, advanced, 3rd Reading, referred	577
Engrossed—To House	611

SB 342—By Graves of the Senate and Townsend of the House—An Act relating to the Oklahoma Crime Commission; *** emergency.

1st Reading	419
2d Reading	436

SB 343—By Crow of the Senate and Witt of the House—An Act *** expenditures of soil or water conservation be allowed as a deduction for income tax purposes; *** emergency.

1st Reading	419
2d Reading	436
CR	464
Considered, advanced, 3rd Reading, referred	488
Engrossed—To House	502
Referred for enrollment	778
Enrolled—4th Reading	800
To Governor; action by	806; 952

SB 344—By Luton—An Act *** providing for extension of validity of chauffeur's or operator's license *** emergency.

1st Reading	419
2d Reading	436
CR	480
Considered, advanced, 3rd Reading, referred	497
Engrossed—To House	508
Referred for enrollment	778
Enrolled—4th Reading	800
To Governor; action by	806; 949

SB 345—By Birdsong, Porter, Keels, Smith, Terrell, Smalley, Ferrell, Garrison, McCune, Murphy, Berrong, Atkinson, Howard, Miller, Garrett, Young, McSpadden, Martin, Massey, Horn, Holden, Hargrave, Medearis, Crow and Lane—An Act *** providing regular police *** may

perform police functions in other cities or towns than their own * * * emergency.

1st Reading	419
2d Reading	436
CR	494
Considered, advanced, 3d Reading, referred	507
Engrossed—To House	531
Referred for enrollment	710
Enrolled—4th Reading	730
To Governor; action by	735; 781

SB 346—By Baggett—An Act * * * providing for reorganization of school districts * * * emergency.

1st Reading	419
2d Reading	436

SB 347—By Graves—An Act relating to the Department of Public Welfare; * * * emergency.

1st Reading	435
2d Reading	449
CR	506
Considered, advanced, 3d Reading, referred	523
Engrossed—To House	536

SB 348—By Murphy—An Act relating to counties and county officers; * * * providing for the destruction of records; * * * emergency.

1st Reading	435
2d Reading	449

SB 349—By Baggett and Smalley of the Senate and Willis of the House—An Act * * * providing for * * * general obligation bonds of the state, * * * for the purpose of planning and constructing new buildings * * * emergency.

1st Reading	435
2d Reading	450
CR	506
Special Order	544
Considered, advanced, 3d Reading, referred	556
Engrossed—To House	569
HAs rejected, Conference requested, SCs appointed	646
Conference granted, HCs named	663

CCR read, consideration deferred;

ordered Xeroxed	835; 853
CCR adopted, passed—To House	873
Referred for enrollment	962
Enrolled—4th Reading	996
To Governor	1000
Approved by Governor	May 8, 1969

SB 350—By Baggett and Smalley of the Senate and Willis of the House—An Act * * * appropriating * * * to the Oklahoma State Regents for Higher Education * * * emergency.

1st Reading	435
2d Reading	450
CR	506
Special Order	544
Considered, advanced, 3d Reading, referred	554
Engrossed—To House	569
HAs rejected, Conference requested, SCs appointed	647
Conference granted, HCs named	663
CCR read, consideration deferred; ordered Xeroxed	842; 853
CCR adopted, passed—To House	874
Referred for enrollment	962
Enrolled—4th Reading	996
To Governor	1000
Approved by Governor	May 8, 1969

SB 351—By Crow—An Act relating to * * * relating to cosmetology; * * * emergency.

1st Reading	436
2d Reading	450
CR	495
Considered, advanced, 3d Reading, referred	511
Engrossed—To House	521

SB 352—By Young of the Senate and Allard of the House—An Act relating to schools; providing for boundaries, * * * emergency.

1st Reading	436
2d Reading	450

SB 353—By Stipe of the Senate and Mountford of the House—An Act relating to * * * chiropody and podiatry, * * * emergency.

1st Reading	436
2d Reading	450
CR	494
Considered, advanced, 3d Reading, referred	524
Engrossed—To House	536
Referred for enrollment	727
Enrolled—4th Reading	736
To Governor; action by	754; 782

SB 354—By Boecher—An Act relating to public finance; * * * emergency.	
1st Reading	449
2d Reading	466
CR	495
Considered, advanced, 3d Reading, referred	510
Engrossed—To House	521
HAs read, consideration deferred ...	820
HAs concurred in, passed as amended	852
Referred for enrollment	852
Enrolled—4th Reading	873
To Governor; action by	879; 952

SB 355—By Young—An Act * * * to provide * * * the court fund to pay for telephone service * * * incurred by the judges of the district court * * * emergency.	
1st Reading	449
2d Reading	466
CR	494
Considered, advanced, 3d Reading, referred	560
Engrossed—To House	569

SB 356—By Williams—An Act relating to the Commissioners of the Land Office; * * *	
1st Reading	465
2d Reading	483
CR	536
Considered, advanced, 3rd Reading, referred	582
Engrossed—To House	611
HAs read, consideration deferred ...	736
HAs rejected, Conference requested, SCs appointed	767
Conference granted, HCs named ...	792
CCR read, consideration deferred ...	821
CCR adopted, passed—To House ...	850

Referred for enrollment	962
Enrolled—4th Reading	996
To Governor	1003
Approved by Governor	May 8, 1969

SB 357—By Williams—An Act relating to school lands; * * * .	
1st Reading	465
2d Reading	483
CR	536
Considered, advanced, 3rd Reading, referred	582
Engrossed—To House	611
Referred for enrollment	735
Enrolled—4th Reading	767
To Governor; action by	778; 783

SB 358—By Horn—An Act relating to * * * office of County Attorney * * * emergency.	
1st Reading	465
2d Reading	483

SB 359—By Hargrave—An Act * * * to authorize payment from court fund of the county of actual expenses incurred * * * emergency.	
1st Reading	465
2d Reading	483
CR	536
WD, re-referred	581

SB 360—By Baggett—An Act relating to * * * Highway Safety Program of Oklahoma; * * * emergency.	
1st Reading	465
2d Reading	483; 497

SB 361—By Lane and Hamilton—An Act * * * to provide certain county authority for planning and zoning; emergency.	
1st Reading	465
2d Reading	483

SB 362—By Stipe and Holden—An Act relating to salaries of state officers * * * emergency.	
1st Reading	465
2d Reading	483

SB 363—By Hamilton—An Act * * * providing for the posting of bonds in certain actions against the State of Oklahoma * * * emergency.	
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1st Reading	465
2d Reading	483
CR	536
WD, re-referred	582

SB 364—By Ferrell of the Senate and Alard of the House—An Act relating to meetings, * * * municipalities, * * * emergency.

1st Reading	466
2d Reading	483

SB 365—By Inhofe and Smith—An Act * * * relating to hunting season; * * *

1st Reading	466
2d Reading	483

SB 366—By Baggett and Smith (E. W.) of the House—An Act relating to * * * payments to be made by a Housing Authority * * * shall be apportioned for school district purposes; * * * emergency.

1st Reading	466
2d Reading	483
CR	519

Considered, advanced, 3rd Reading, referred

Engrossed—To House

HA concurred in, passed as amended

Referred for enrollment

Enrolled—4th Reading

To Governor

Approved by Governor May 8, 1969

SB 367—By Young—An Act relating to schools; * * * emergency.

1st Reading	466
2d Reading	483

SB 368—By Ferrell—An Act relating to intoxicating liquors and to non-intoxicating beverages; * * * emergency.

1st Reading	483
2d Reading	496

SB 369—By Baldwin of the Senate and Willis of the House—An Act relating to * * * state participation in certain federal programs; * * * emergency.

1st Reading	506
2d Reading	519

SB 370—By Breckinridge and Smith—An Act relating to county home rule; * * *

1st Reading	506
2d Reading	519

SB 371—By Smith—An Act * * * authorizing the granting of tax permits to buying clubs, * * * emergency.

1st Reading	519
2d Reading	528

CR

Considered, advanced, 3rd Reading, referred

Engrossed—To House

SB 372—By Grantham of the Senate and McCune of the House—An Act relating to * * * any person admitted to bail who incurs a forfeiture of the bail * * * emergency.

1st Reading

2d Reading

WD, re-referred

SB 373—By Ferrell—An Act * * * providing for deposit on glass or metal containers of beverages; * * * emergency.

1st Reading

2d Reading

SB 374—By Graves—An Act * * * providing maximum interest rates, * * * in certain classes of contracts * * * emergency.

1st Reading

2d Reading

SB 375—By Smith—An Act relating to dependent and delinquent children; * * * emergency.

1st Reading

2d Reading

SB 376—By Keels and Birdsong—An Act * * * providing for periodic educational meetings of county commissioners * * * emergency.

1st Reading

2d Reading

SB 377—By Romang—An Act * * * providing for pensions for certain retired firemen; * * * emergency.

1st Reading	554
2d Reading	574

SB 378—By Williams—An Act * providing for registering barber instructors; *** emergency.**

1st Reading	611
2d Reading	623

SB 379—By Smalley and Baggett of the Senate and Cate of the House—An Act * providing procedure for State Bank Commissioner to liquidate state banks in his possession; *** emergency.**

1st Reading	611
2d Reading	623
CR	730

Considered, advanced, 3rd Reading, referred	785
Engrossed—To House	806

SB 380—By Boecher—An Act * providing for allocation of proceeds of natural resources as principal or income under certain conditions; *** emergency.**

1st Reading	611
2d Reading	623

SB 381—By Smith—An Act * relating to vacation of streets and alleys; *** emergency.**

1st Reading	664
2d Reading	684

SB 382—By Smith—An Act * relating to vacation of streets and alleys; *** emergency.**

1st Reading	664
2d Reading	684

SB 383—By Young—An Act * making it a felony *** to advocate or teach disregard for or violation of laws of this state *** emergency.**

1st Reading	664
2d Reading	684

SB 384—By Short—An Act relating to civil procedure; * prescribing requisites of summons; ***.**

1st Reading	808
2d Reading	850

SB 385—By Terrill—An Act * creating the Oklahoma Wing, Civil Air Patrol, *** emergency.**

1st Reading	808
2d Reading	850

PART II

SENATE JOINT RESOLUTIONS

Titles in full shown on page numbers opposite
"1st Reading".

SJR 1—By Short—A Joint Resolution directing the Secretary of State to refer to the people, *** a proposed amendment *** indebtedness limits *** for *** developing industry *** ordering a special election.

1st Reading 34
2d Reading 44

SJR 2—By Garrison, Ferrell and Williams of the Senate and Connor, et al of the House—A Joint Resolution calling a Constitutional Convention *** revising or amending the present Constitution, *** submission of this Act to the people for their approval; *** emergency.

1st Reading 35
2d Reading 44

SJR 3—By Garrison, Inhofe 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 *** to abolish the Office of Commissioner of Charities and Corrections; *** ordering a special election.

1st Reading 35
2d Reading 44
CR 611
WD, re-referred 633

SJR 4—By Garrison, Ferrell and Williams of the Senate and Connor, et al, of the House—A Joint Resolution authorizing *** an interagency mailing service; *** emergency.

1st Reading 35
2d Reading 44
CR 297

Considered, advanced, 3rd Reading,
(emergency failed) 338
ML (Emergency); adopted, passed,
referred 338; 352
Engrossed—To House 360

SJR 5—By Massey of the Senate and Derryberry et al of the House—A Joint Resolution proposing an amendment *** of the Constitution of Oklahoma; *** emergency.

1st Reading 56
2d Reading 60
CR 464
Considered, advanced, 3rd Reading,
referred 544
Engrossed—To House 554

SJR 6—By Howard—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** establishing *** a new Article XVII; *** a special election.

1st Reading 124
2d Reading 133
CR 449
WD, re-referred 633

SJR 7—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 *** authorizing the issuance and sale of additional State Industrial Finance bonds; *** a special election.

1st Reading 133
2d Reading 139
CR 480

Considered, advanced, 3rd Reading,	
referred	579
Engrossed—To House	611
Referred for enrollment	661
Enrolled—4th Reading	664
To Secretary of State	681

SJR 8—By Porter—A Joint Resolution directing the Secretary of State to refer to the people *** a proposed amendment *** authorizing the withdrawal of tax exemptions *** a special election.

1st Reading	185
2d Reading	194

SJR 9—By Nichols and Murphy of the Senate and Sandlin of the House—A Joint Resolution relating to state highways; *** special election ***.

1st Reading	185
2d Reading	194

SJR 10—By McSpadden—A Joint Resolution authorizing the State Board of Public Affairs, *** to convey *** land belonging to the Whitaker State Children's Home, ***.

1st Reading	235
2d Reading	248
CR	296
Considered, advanced, 3rd Reading,	
referred	309
Engrossed—To House	316
Referred for enrollment	369
Enrolled—4th Reading	383
To Governor; action by	392; 417

SJR 11—By Smalley—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amendment *** if a city or town has an absolute need to become indebted for any purpose, such city or town may, *** incur indebtedness in any amount; *** special election.

1st Reading	259
2nd Reading	268

SJR 12—By Terrill and Smith of the Senate and Allard et al of the House *** creating the Oklahoma Commission of Education; ***.

1st Reading	268
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2nd Reading	275
CR	383
Considered, advanced, 3rd Reading,	
referred	560
Engrossed—To House	569
HAs concurred in, passed as	
amended	875
Referred for enrollment	876
Enrolled—4th Reading	953
To Governor	962
Approved by Governor	May 8, 1969

SJR 13—By Howard—A Resolution authorizing Harley E. Lawrence to bring suit against the State of Oklahoma * * *.

1st Reading	286
2nd Reading	298

SJR 14—By Birdsong—A Joint Resolution authorizing the sale * * * real estate * * * acquired by the Section of Services to the Blind; * * *

1st Reading	298
2nd Reading	308
CR	340
Considered, advanced, 3rd Reading,	
referred	372
Engrossed—To House	383
Referred for enrollment	505
Enrolled—4th Reading	521
To Governor; action by	524; 534

SJR 15—By Field and Boecher—A Joint Resolution authorizing and directing the Wildlife Conservation Commission to become a participating employer in the Public Employees Retirement System * * * emergency.

1st Reading	371
2nd Reading	386
CR	419
Considered, advanced, 3rd Reading,	
referred	487
Engrossed—To House	502
Referred for enrollment	661
Enrolled—4th Reading	664
To Governor; action by	681; 683

SJR 16—By McSpadden—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amendment *** authorizing hospital districts and irrigation districts to issue bonds * * *

special election.	
1st Reading	386
2nd Reading	397

SJR 17—By Short and Garrison of the Senate and Taggart et al of the House—A Joint Resolution directing the Secretary of State to refer to the people * * * a proposed amendment * * * providing for oath of office for all public officers; * * * special election.

1st Reading	386
2nd Reading	398
CR	503
Considered, advanced, 3rd Reading, referred	541
Engrossed—To House	554
Referred for enrollment	664
Enrolled—4th Reading	684
To Secretary of State	689

SJR 18—By Baggett and Smith—A Joint Resolution proposing an amendment authorizing the legislature to dedicate revenues derived from any tax to retirement and disability benefits for teachers, policemen, firemen, state employees and other public employees; * * * special election.

1st Reading	386
2nd Reading	398
CR	572
WD, re-referred	633

SJR 19—By Terrill—A Joint Resolution directing the Secretary of State to refer to the people a proposed amendment authorizing ad valorem tax levy not needed for School District Building Fund * * * special election.

1st Reading	397
2nd Reading	406

SJR 20—By Boecher of the Senate and Wiedemann of the House—A Joint Resolution authorizing Pearl B. Rector to bring suit against the State of Oklahoma * * * emergency.

1st Reading	397
2nd Reading	406
CR	434
Considered, advanced, 3rd Reading, referred	456

Engrossed—To House	464
Referred for enrollment	505
Enrolled—4th Reading	521
To Governor; action by	524; 534

SJR 21—By Short—A Joint Resolution directing the Secretary of State to refer to the people * * * a proposed amendment * * * providing any county * * * be allowed to become indebted for the purpose of acquiring, constructing and equipping hospitals * * * special election.

1st Reading	466
2d Reading	483

SJR 22—By Ferrell of the Senate and Cox of the House—A Joint Resolution directing the Board of Education to reinstate and accredit high schools * * *.

1st Reading	495
2d Reading	507
CR	572
Considered, advanced, 3rd Reading, referred	612
Engrossed—To House	623

SJR 23—By Garrison, Inhofe, McGraw 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 * * * designated as Section 5A to abolish the office of State Auditor; * * * special election.

1st Reading	495
2d Reading	507
CR	572
WD, re-referred	633

SJR 24—By Garrison and McGraw of the Senate and Connor of the House—A Joint Resolution directing the Secretary of State to refer to the people * * * a proposed amendment * * * providing for appointment of the Commissioner of Labor * * * special election.

1st Reading	495
2nd Reading	507
CR	572
WD, re-referred	633

SJR 25—By McSpadden and Garrison of the Senate and Derryberry et al of the House—A Joint Resolution relating to the Oklahoma Industrial Finance Authority; * * * emergency.

1st Reading	537
2nd Reading	554
CR	611
Considered, advanced, 3rd Reading, referred	628
Engrossed—To House	639
Referred for enrollment	871
Enrolled—4th Reading	953

To Governor	962
Approved by Governor	April 30, 1969

SJR 26—By McSpadden—A Joint Resolution providing an effective date for Senate Joint Resolution No. 10 * * * emergency.

1st Reading	688
2nd Reading—To Calendar	707
Considered, advanced	708
Engrossed	730
3rd Reading—To House	755
Referred for enrollment	871
Enrolled—4th Reading	953
To Governor	962
Approved by Governor	May 8, 1969

PART III

SENATE CONCURRENT RESOLUTIONS

SCR 1—By Howard—A Concurrent Resolution continuing the study * * * Special committee created pursuant to Senate Concurrent Resolution No. 63 of the Second Session of the Thirty-first Oklahoma Legislature * * * relating to city, county, regional and state planning; * * *

Introduced (Prefiled)	35
Adopted, referred	57
Engrossed—To House	60
Referred for enrollment	96
Enrolled—To House	103
To Secretary of State	105

SCR 2—By Smith of the Senate and Privett of the House * * *—A Concurrent Resolution congratulating and commending the Honorable Fred R. Harris, * * * upon his appointment as Chairman of the Democratic National Committee, * * *

Introduced	87
Adopted, referred	87
Engrossed—To House	100
Referred for enrollment	103
Enrolled—To House	110
To Secretary of State	116

SCR 3—By Berrong of the Senate and Stratton of the House—A Senate Concurrent Resolution commending the 1968 Clinton High School "Red Tornadoes" * * *

Introduced	119
Adopted, referred	119
Engrossed—To House	125
Referred for enrollment	132
Enrolled—To House	141
To Secretary of State	147

SCR 4—By Berrong of the Senate and Stratton of the House—A Senate Concurrent Resolution congratulating and com-

mending the Southwestern State College Football Team * * *

Introduced	119
Adopted, referred	119
Engrossed—To House	125
Referred for enrollment	132
Enrolled—To House	141
To Secretary of State	147

SCR 5—By Smith of the Senate and Hopkins of the House—A Concurrent Resolution commending the sponsors of the Fourteenth Annual Oklahoma State Open Junior Wrestling Tournament; * * *

Introduced	119
Adopted, referred	119
Engrossed—To House	125
Referred for enrollment	132
Enrolled—To House	141
To Secretary of State	147

SCR 6—By Smith of the Senate and Privett of the House—A Concurrent Resolution authorizing * * * delay enforcement of the Oklahoma Motor Vehicle Inspection Act * * *

Introduced	119
Adopted, referred	119
Engrossed—To House	125
Referred for enrollment	130
Enrolled—To House	133
To Secretary of State	138

SCR 7—By Smith of the Senate and Privett of the House—A Concurrent Resolution * * * commending the League of Women Voters * * *

Introduced	146
Adopted, referred	146
Engrossed—To House	150
Referred for enrollment	160

Enrolled—To House	170
To Secretary of State	173

SCR 8—By McSpadden of the Senate and Privett of the House—A Concurrent Resolution providing for the conducting of hearings and a general investigation of the Oklahoma Highway Commission, * * *

Introduced	152
Adopted, referred	152
Engrossed—To House	155
Referred for enrollment	156
Enrolled—To House	156
To Secretary of State	157
CR; adopted	744; 772

SCR 9—By Atkinson and Garrett of the Senate and Clemons, et al, of the House—A Concurrent Resolution expressing the sentiments of the Oklahoma Legislature on the occasion of the death of Mr. Oscar V. Rose, * * *

Introduced	157
Adopted, referred	157
Engrossed—To House	161
Referred for enrollment	164
Enrolled—To House	170
To Secretary of State	173

SCR 10—By Baggett—A Concurrent Resolution requesting the Regents for Higher Education to restrict and limit enrollments in the State System of Higher Education * * *

Introduced	157
Considered, failed of adoption	164

SCR 11—By Atkinson—A Concurrent Resolution expressing the appreciation and gratitude of the Thirty-second Oklahoma Legislature for educator, statesman, humanitarian Oscar V. Rose * * *

Introduced	186
Adopted, referred	186
Engrossed—To House	193
Referred for enrollment	200
Enrolled—To House	202
To Secretary of State	211

SCR 12—By Nichols—A Concurrent Resolution * * * memorializing the Congress of the United States to revise the present

Federal-State systems of public welfare * * *

Introduced	219
Adopted, referred	224
Engrossed—To House	237
Referred for enrollment	266
Enrolled—To House	276
To Secretary of State	279

SCR 13—By Baggett—A Concurrent Resolution * * * directing that reappraisals made under the Revaluation Act be placed on the rolls in the years when made.

Introduced, referred	279; 406
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SCR 14—By Smith and Howard of the Senate and Poulos of the House—A Concurrent Resolution recognizing the dedicated leadership and many public services of Newton R. Graham.

Introduced	288
Adopted, referred	288
Engrossed—To House	300
Referred for enrollment	328
Enrolled—To House	340
To Secretary of State	347

SCR 15—By Stipe—A Concurrent Resolution memorializing the Federal Reserve Board to reassess the recent raise in the discount rate * * *

Introduced	319
Adopted, referred	319
Engrossed—To House	333
Referred for enrollment	369
Enrolled—To House	383
To Secretary of State	392

SCR 16—By Smalley of the Senate and Wolf et al, of the House—A Concurrent Resolution expressing profound regret for the recent death of John E. Luttrell * * *

Introduced	326
Adopted, referred	326
Engrossed—To House	333
Referred for enrollment	339
Enrolled—To House	360
To Secretary of State	365

SCR 17—By Stansberry, Terrill, Taliaferro, McCune, Williams, Graves and Boecher of the Senate and Holaday, et al,

of the House—A Concurrent Resolution relating to the 1969 Oklahoma State "Ability Counts" Contest * * *

Introduced	384
Adopted, referred	384
Engrossed—To House	394
Referred for enrollment	491
Enrolled—To House	502
To Secretary of State	506

SCR 18—By Holden of the Senate and Tarwater, et al, of the House—A Concurrent Resolution congratulating and commending Mrs. E. E. (Golda Langham) Brown * * *

Introduced	416
Adopted, referred	416
Engrossed—To House	418
Referred for enrollment	429
Enrolled—To House	439
To Secretary of State	445

SCR 19—By Garrison and Williams of the Senate and Connor, et al, of the House—A Concurrent Resolution expressing profound regret for the recent death of Dwight David Eisenhower; * * *

Introduced	537
Adopted, referred	537
Engrossed—To House	543
Referred for enrollment	553
Enrolled—To House	569
To Secretary of State	610

SCR 20—By Baggett—A Concurrent Resolution requesting the Regents for Higher Education to restrict and limit enrollments * * *

Introduced; referred	549; 959
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SCR 21—By McCune, Berrong, Boecher, Field, Dacus, Crow, Smalley, Short, Ferrell, Hamilton, Young, Medearis, Nichols, McGraw, Stansberry, Romang, Inhofe, Garrison, Grantham, Breckinridge, Birdsong, Williams, Holden, Lane and Phillips of the Senate and Ford of the House—A Concurrent Resolution expressing the feeling of the Oklahoma Legislature that the United States should not relinquish its control over the Panama Canal; * * *

Introduced	665
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Adopted, referred	666
Engrossed—To House	684
Referred for enrollment	689
Enrolled—To House	710
To Secretary of State	725

SCR 22—By Crow, Field and Boecher—A Concurrent Resolution memorializing the United States Department of Agriculture to grant an extension of the grazing period for wheat pasturing acreage * * *

Introduced	679
Adopted, referred	679
Engrossed—To House	684
HAs read, consideration deferred	722
HAs concurred in, adopted as amended, referred	787
Enrolled—To House	806
To Secretary of State	818

SCR 23—By Crow—A Concurrent Resolution commending Mr. Henry P. Iba * * *

Introduced	679
Adopted, referred	679
Engrossed—To House	684
Referred for enrollment	689
Enrolled—To House	710
To Secretary of State	725

SCR 24—By Garrison, Field, Stansberry, Stipe, Baldwin and Massey of the Senate and Connor of the House—A Concurrent Resolution Memorializing the passing of Mr. T. C. "Ted" Knoop; * * *

Introduced	712
Adopted, referred	712
Engrossed—To House	730
Referred for enrollment	737
Enrolled—To House	800
To Secretary of State	806

SCR 25—By Samlley of the Senate and Cate, et al, of the House—A Concurrent Resolution congratulating and commending the University of Oklahoma School of Drama * * *

Introduced	755
Adopted, referred	755
Engrossed—To House	767
Referred for enrollment	778
Enrolled—To House	850
To Secretary of State	872

SCR 26—By Murphy of the Senate and Hesser, et al, of the House—A Concurrent Resolution recognizing "Payne County Heritage Day" * * *

Introduced	756
Adopted, referred	756
Engrossed—To House	767
Referred for enrollment	778
Enrolled—To House	800
To Secretary of State	806

SCR 27—By Hamilton of the Senate and Sullivan of the House—A Concurrent Resolution recalling from the Office of the Governor Senate Bill No. 108 * * *

Introduced	774
Adopted, referred	774
Engrossed—To House	779
Referred for enrollment	779
Enrolled—To House	779
To Secretary of State	780

SCR 28—By Smalley of the Senate and Sandlin, et al, of the House * * *—A Concurrent Resolution recalling from the Office of the Governor Senate Bill No. 25 * * *

Introduced	785
Adopted, referred	785
Engrossed—To House	800
Referred for enrollment	806
Enrolled—To House	806
To Secretary of State	818

SCR 29—By Smalley of the Senate and McCune of the House * * *—A Concurrent Resolution recalling from the Office of the Governor Senate Bill No. 91 * * *

Introduced	785
Adopted, referred	785
Engrossed—To House	800
Referred for enrollment	806
Enrolled—To House	806
To Secretary of State	818

SCR 30—By Massey and McSpadden—A Concurrent Resolution memorializing the Congress of the United States to refer a proposed amendment * * * to establish residency requirements for welfare recipients within its boundaries; * * *

Introduced	816
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Adopted, referred	816
Engrossed—To House	850
Referred for enrollment	871
Enrolled—To House	953
To Secretary of State	962

SCR 31—By Nichols of the Senate and Sparkman of the House—A Concurrent Resolution directing a study of current laws * * * under the Medical Care Program * * *

Introduced	852
Adopted, referred	853
Engrossed—To House	873
Referred for enrollment	986
Enrolled—To House	990
To Secretary of State	1000

SCR 32—By Terrill—A Concurrent Resolution * * * to provide for a course to be given at state colleges * * * to aid teachers in identifying and/or instructing exceptional children; * * *

Introduced	860
Adopted, referred	860
Engrossed—To House	873
Referred for enrollment	986
Enrolled—To House	1019
To Secretary of State	1020

SCR 33—By Hamilton of the Senate and Sullivan of the House—A Concurrent Resolution * * * memorializing President Nixon to order that the Hodgen Center be kept in full operation; * * *

Introduced	953
Adopted, referred	953
Engrossed—To House	959
Referred for enrollment	986
Enrolled—To House	1019
To Secretary of State	1020

SCR 34—By Garrison, Young, Hamilton, Crow, Terrill and Grantham of the Senate and Hopkins, et al, of the House—A Concurrent Resolution praising and commending the Reserve Officer Training Corps programs in Oklahoma's colleges and universities; * * *

Introduced	957
Adopted, referred	957
Engrossed—To House	959

Referred for enrollment	986
Enrolled—To House	996
To Secretary of State	1000

SCR 35—By Taliaferro, Terrill and Luton of the Senate and Ferrell, et al, of the House * * *—A Concurrent Resolution directing a study of current laws, regulations and requirements relating to administration and control of nurse education and training; * * *

Introduced	957
Adopted, referred	957
Engrossed—To House	960
Referred for enrollment	986
Enrolled—To House	990
To Secretary of State	1000
Committee appointed	1017

SCR 36—By Boecher, Hamilton, Ber-
rong and Nichols of the Senate and Wiede-
mann, et al of the House—A Concurrent
Resolution recognizing the need for State
Junior Colleges; * * *

Introduced	959
Adopted, referred	959
Engrossed—To House	959
Referred for enrollment	986
Enrolled—To House	1017
To Secretary of State	1017

SCR 37—By Terrill of the Senate and
Derryberry of the House * * *—A Concur-

rent Resolution authorizing the President
Pro Tempore of the Senate and the Speak-
er of the House of Representatives * * *
to appoint five members of the Senate and
five members of the House of Represent-
atives to join the West Coast Industrial
Tour; * * *

Introduced	990
Adopted, referred	990
Engrossed—To House	996
Referred for enrollment	1015
Enrolled—To House	1017
To Secretary of State	1017

SCR 38—By Young * * *—A Concurrent
Resolution pertaining to the Uniform Con-
sumer Credit Code (House Bill No. 1001)
* * *

Introduced	999
Considered, failed of adoption	1004

SCR 39—By Hamilton of the Senate and
Briscoe of the House * * *—A Concurrent
Resolution pertaining to House Bill No.
1329 * * * regarding assessment of mobile
homes and trailers, * * *

Introduced	1003
Adopted, referred	1003
Engrossed—To House	1004
Referred for enrollment	1016
Enrolled—To House	1019
To Secretary of State	1019

MEMBERS OF THE HOUSE

OF REPRESENTATIVES

IN THE

SEVENTH CONGRESS

OF THE UNITED STATES

OF AMERICA

IN THE

YEAR 1861

AND

THE

MEMBERS OF THE SENATE

IN THE

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PART IV

SENATE RESOLUTIONS

SR 1—By Birdsong—A Resolution providing for payment of necessary expenses of committees, * * * traveling * * * outside the State of Oklahoma, * * * authorized by the Senate.

Introduced	41
Adopted, referred	40
Enrolled—To Secretary of State	43

SR 2—By Birdsong—A Resolution providing for employment of temporary personnel * * * to the State Senate of the First Session of the Thirty-second Oklahoma Legislature; * * *

Introduced	41
Adopted, referred	41
Enrolled—To Secretary of State	43

SR 3—By Birdsong—A Resolution authorizing the President Pro Tempore of the Senate * * * to appoint a committee of five members of the Senate to attend and participate in the inaugural ceremonies of the Honorable Richard M. Nixon, * * *

Introduced	54
Adopted, referred	54
Enrolled—To Secretary of State	60
Committee appointed	55

SR 4—By Birdsong—A Resolution authorizing the President Pro Tempore of the Senate * * * to appoint a committee from the Members of the Senate to attend the 1969 annual meeting of the National Mobile Home Manufacturer's Association; * * *

Introduced	54
Adopted, referred	54
Enrolled—To Secretary of State	60
Committee Appointed	55

SR 5—By Birdsong and Smith—A Resolution authorizing and directing the President Pro Tempore of the Senate to provide for the attendance * * * Southern Conference of State Government Committees for 1969 * * *

Introduced	65
Adopted, referred	65
Enrolled—To Secretary of State	87

(Resolution provides for the appointment of Senator Phil Smalley)

SR 6—By Holden—A Resolution authorizing the President Pro Tempore of the Senate * * * to appoint a Committee from the members of the Senate to attend the annual meeting of the National Association of Conservation Districts; * * *

Introduced	123
Adopted, referred	123
Enrolled—To Secretary of State	133

SR 7—By Crow—A Resolution requesting the President Pro Tempore of the State Senate to appoint a special committee to investigate the operations and activities of the Oklahoma Liquefied Petroleum Gas Board; * * *

Introduced	157
Adopted, referred	162
Enrolled—To Secretary of State	170
Investigation Referred to Committee on Constitutional Revision and Regulatory Services	200
Committee Report	818

SR 8—By Smalley, Smith, Terrill and Birdsong—A Resolution directing the President Pro Tempore of the Senate to appoint a committee of five members of the Senate to investigate, study and an-

alyze the cost of installing electrical roll call equipment; * * *.

Introduced	195
Adopted, referred	195
Enrolled—To Secretary of State	202
Committee appointed	219

SR 9—By Smith, Hargrave, Breckinridge, Inhofe, McGraw, Howard—A Resolution directing the State Board of Public Affairs to make a study of the feasibility of constructing a state offices building in the city of Tulsa * * *.

Introduced	254
Adopted, referred	254
Enrolled—To Secretary of State	258

SR 10—By Lane—A Resolution authorizing the President Pro Tempore of the Senate * * * to appoint a committee from the Members of the State Senate to attend a joint meeting of the Senate-House highway committees of the Kansas State Legislature * * *.

Introduced	254
Adopted, referred	254
Enrolled—To Secretary of State	258
Committee Appointed	260

SR 11—By Young, Medearis, Crow, Atkinson, McSpadden, Hargrave—A Resolution memorializing the Congress of the United States to repeal * * * legislation which restricts * * * right of a citizen to keep and bear arms; * * *.

Introduced	284
Adopted, referred	284
Enrolled—To Secretary of State	300

SR 12—By Nichols—A Resolution expressing concern over Otis Sullivant's recent operation * * *.

Introduced	284
Adopted, referred	284
Enrolled—To Secretary of State	289

SR 13—By Murphy—A Resolution applauding and commending Oklahoma State University * * *.

Introduced	317
Adopted, referred	317
Enrolled—To Secretary of State	333

SR 14—By Berrong—A Resolution relating to interim study of compensation paid certain state officers and employees; * * *.

Introduced	318
Adopted, referred	318
Enrolled—To Secretary of State	333

SR 15—By Smalley, Smith, Birdsong, Terrill—A Resolution relating to federal-state relations; urging coordinated action by the legislatures of the several states; * * *.

Introduced	327
Adopted, referred	327
Enrolled—To Secretary of State	333

SR 16—By Young—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 county finances * * *.

Introduced	340
Adopted, referred	340
Enrolled—To Secretary of State	351
Committee Appointed	355

(See **SR 37**—p 853)

SR 17—By Lane, Massey, Martin, Crow, Hamilton, Miller and Phillips—A Resolution directing the Oklahoma Water Resources Board to provide * * * part of the cost of stabilization of the banks of the Red River; * * *.

Introduced	383
Adopted, referred	383
Enrolled—To Secretary of State	394

SR 18—By Stipe—A Resolution memorializing the congress to make a study of Unemployment Compensation Benefits * * *.

Introduced	395
Adopted, referred	395
Enrolled—To Secretary of State	410

SR 19—By Smalley—A Resolution authorizing the President Pro Tempore of the Senate * * * to appoint two members of the Senate to attend the Southern Regional Legislative Seminar * * *.

Introduced	427
Adopted, referred	427
Enrolled—To Secretary of State	433

SR 20—By Martin—A Resolution relating to interim study * * * the subject of Oklahoma's Veterans' facilities; * * *.

Introduced 434
 Adopted, referred 434
 Enrolled—To Secretary of State 449

SR 21—By Birdsong—A Resolution authorizing the President Pro Tempore of the Senate * * * to appoint one (1) member of the Senate to attend and participate in a meeting of the Oklahoma Wheat Commission * * *.

Introduced 439
 Adopted, referred 439
 Committee Appointed 439
 Enrolled—To Secretary of State 449

SR 22—By Berrong—A Resolution expressing profound regret over the recent death of Quay E. Smith; * * *.

Introduced 439
 Adopted, referred 439
 Enrolled—To Secretary of State 449

SR 23—By Nichols—A Resolution memorializing the President of the United States of America, the Secretary of the Department of Health, Education and Welfare, and the Members of Congress to effect a rescission of certain regulations * * * requiring investigation as to the eligibility of applicants for welfare benefits; * * *.

Introduced 481
 Adopted, referred 481
 Enrolled—To Secretary of State 508

SR 24—By Martin—A Resolution expressing profound regret over the recent death of Felix F. Simmons; * * *.

Introduced 482
 Adopted, referred 482
 Enrolled—To Secretary of State 495

SR 25—By Hargrave—A Resolution memorializing Congress to amend the laws of the land regarding veterans; * * *.

Introduced 482
 Adopted, referred 482
 Enrolled—To Secretary of State 508

SR 26—By Berrong, Dacus, Grantham, Horn, Keels and Nichols—A Resolution relating to interim study by the State Legislative Council; * * *.

Introduced 572
 Adopted, referred 572
 Enrolled—To Secretary of State 611

SR 27—By Payne, Atkinson, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dacus, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Horn, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Massey, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Romang, Short, Smalley, Smith, Stansberry, 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 * * *.

Introduced 574
 Adopted, referred 574
 Enrolled—To Secretary of State 611

SR 28—By Smith—A Resolution relating to interim study by the State Legislative Council; * * * requesting the cooperation of state agencies and the oil and gas industry.

Introduced 623
 Adopted, referred 623
 Enrolled—To Secretary of State 639

SR 29—By McSpadden,—A Resolution commending the proposal of the Philadelphia 1976 Bicentennial Corporation * * *.

Introduced 638
 Adopted, referred 638
 Enrolled—To Secretary of State 684

SR 30—By Smith—A Resolution authorizing the President Pro Tempore of the Senate to appoint a committee from the members of the Senate to personally present Senate Concurrent Resolution No. 22 to the Proper United States Department of Agriculture officials * * *.

Introduced 704

Adopted, referred	714
Enrolled—To Secretary of State	730
Committee appointed	714

SR 31—By Smith—A Senate Resolution relating to legislative intent in the enactment of House Bill No. 1100 * * * for filing of reports for exemption of certain taxes on motor fuel sold and used for aircraft; * * *

Introduced	704
Adopted, referred	714
Enrolled—To Secretary of State	735

SR 32—By Berrong—A Resolution relating to interim study by the State Legislative Council; * * * to conduct a detailed and comprehensive study of the Bail Bond Law * * *

Introduced	763
Adopted, referred	763
Enrolled—To Secretary of State	800

SR 33—By Ferrell—A Resolution relating to interim study by the State Legislative Council during the 1969-70 interim; * * * for study the subject of solid waste and refuse collection and disposal * * *

Introduced	802
Adopted, referred	811
Enrolled—To Secretary of State	850

SR 34—By Smith—A Resolution relating to interim study by the State Legislative Council; * * * the need for and the type of special typewriters or other equipment to be supplied to motor license agents by Oklahoma Tax Commission * * *

Introduced	802
Adopted, referred	954
Enrolled—To Secretary of State	960

SR 35—By Birdsong—A Resolution directing the State Board of Affairs to reserve the North Circle * * * for parking space for members of the Oklahoma State Senate; * * *

Introduced	807
Adopted, referred	807
Enrolled—To Secretary of State	850

SR 36—By Birdsong—A Resolution relating to the protection of the property and

supplies of the Senate during the interim; * * *

Introduced	807
Adopted, referred	807
Enrolled—To Secretary of State	850

SR 37—By Young—A Resolution relating to the Senate Committee on County Financing * * *

Introduced	853
Adopted, referred	853
Enrolled—To Secretary of State	873

SR 38—By Young—A Resolution commending the Department of the Interior, Bureau of Indian Affairs, * * * to continue operation of Chilocco Indian School, * * *

Introduced	953
Adopted, referred	953
Enrolled—To Secretary of State	985

SR 39—By McSpadden—A Resolution requesting the Executive Committee to refer to the Judiciary Committee for study the subject of trusts, monopolies and other practices in restraint of trade; * * *

Introduced	957
Adopted, referred	957
Enrolled—To Secretary of State	960

SR 40—By Smith, Terrill—A Resolution commending the Honorable J. R. "Jake" Reinhardt, Senate Comptroller * * *

Introduced	982
Adopted, referred	982
Enrolled—To Secretary of State	990

SR 41—By Smith, Terrill, Garrison—A Resolution commending the Honorable Frank Truel, Chief Sergeant at Arms of the Senate * * *

Introduced	983
Adopted, referred	983
Enrolled—To Secretary of State	990

SR 42—By Smith—A Resolution directing the President Pro Tempore of the Senate and not more than five members of the Senate designated by the President Pro Tempore to meet with the Oklahoma Congressional Delegation and officials of

the U. S. Department of Health, Educa- tion, and Welfare * * *	Adopted, referred -----	984
Introduced -----	Enrolled—To Secretary of State -----	990
	Committee appointed -----	999

PART V

HOUSE BILLS

Titles in full shown on page numbers opposite
"1st Reading".

HB 1001—By Smith (Norman), et al—
(Uniform Consumer Credit Code emergency)

1st Reading	477
2d Reading	496
CR	554
Considered, advanced	618
3d Reading, referred	627
Engrossed—To House	640
SA(s) rejected, Conference requested; HCs named	661
Conference granted, SCs appointed ..	661
CCR rejected, further Conference requested	853
Further Conference granted	853
2d CCR read, consideration deferred ..	880
2d CCR adopted, passed—To House ..	948
4th Reading—To House	989
Approved by Governor	May 8, 1969

HB 1004—By Smith (Norman), et al—An
Act * * * providing exemption on franchise
tax * * * emergency.

1st Reading	183
2d Reading	194
CR	464
Wd, re-referred	497
CR	554
Considered, advanced, 3d Reading ...	715
ML; tabled	715; 755
Engrossed—To House	755
SA(s) concurred in, passed as amended	996
4th Reading—To House	1004
Approved by Governor	May 8, 1969

HB 1006—By Sanguin of the House and
Smalley of the Senate—An Act relating to
joint meetings of the Standing Committees
on Appropriations * * * emergency.

1st Reading	121
2d Reading	133
CR	222
Considered, advanced, 3d Reading ..	239
Withheld under Rule 19-f	240
Signed—To House	242
4th Reading—To House	262
Approved by Governor February 20, 1969	

HB 1007—By Sanguin of the House and
Smalley of the Senate—An Act relating to
corporations appearing before legislative
committees; * * * emergency.

1st Reading	121
2d Reading	133
CR	222
Considered, advanced, 3d Reading ...	240
Withheld under Rule 19-f	240
Signed—To House	242
4th Reading—To House	262
Approved by Governor February 20, 1969	

HB 1010—By Sanguin of the House and
Smalley of the Senate—An Act relating to
the Joint Revenue Code Committee * * *
emergency.

1st Reading	121
2d Reading	133
CR	222
Considered, advanced, 3d Reading ..	240
Withheld under Rule 19-f	240
Signed—To House	242
4th Reading—To House	262
Approved by Governor February 20, 1969	

HB 1011—By Poulos of the House and
Nichols of the Senate—An Act relating to
possession of certain weapons; * * * emer-
gency.

1st Reading	431
2d Reading	450

CR	536
Considered, advanced, 3d Reading failed	707
ML; adopted	708; 772
Vote reconsidered by which advanced	772
Considered, advanced, 3d Reading, referred	772
Engrossed—To House	800
SA(s) concurred in, passed as amended	821
4th Reading—To House	849
Approved by Governor	April 28, 1969

HB 1012—By Cox, et al * * * of the House and Field of the Senate—An Act relating to schools; * * * emergency.

1st Reading	293
2d Reading	308
CR	405
Considered, advanced, 3d Reading, referred	420
Engrossed—To House	433
SA(s) concurred in, passed as amended	460
4th Reading—To House	464
Approved by Governor	March 24, 1969

HB 1013—By Abbott—An Act relating to * * * new subdivision defining student teacher * * * emergency.

1st Reading	209
2d Reading	223
CR	247
Considered, advanced, 3d Reading ..	261
Withheld under Rule 19-f	261
Signed—To House	264
4th Reading—To House	267
Approved by Governor	February 24, 1969

HB 1014—By Cox et al—An Act relating to oil and gas; * * *

1st Reading	257
2d Reading	268
CR	434
Considered, advanced, 3d Reading, referred	475
Engrossed—To House	480
SA(s) concurred in, passed as amended	494
4th Reading—To House	510
Approved by Governor	April 1, 1969

HB 1016—By Smith (Norman), et al, of the House and Luton, Field, Horn, Nichols and Keels of the Senate—An Act relating to * * * individuals as well as group annuity contracts * * * emergency.

1st Reading	281
2d Reading	298
CR	334
Considered, advanced, 3d Reading ..	456
Withheld under Rule 19-f	457
Signed—To House	461
4th Reading—To House	478
Approved by Governor	March 27, 1969

HB 1021—By Spearman—An Act relating to prisons and reformatories; * * * emergency.

1st Reading	367
2d Reading	386

HB 1023—By Poulos et al, of the House and Murphy of the Senate—An Act relating to taxation of intangible personal property; * * *

1st Reading	109
2d Reading	118

HB 1024—By Andrews et al—An Act relating to court bailiffs * * * emergency.

1st Reading	131
2d Reading	139
CR	536
Considered, advanced, 3d Reading, referred	588
Engrossed—To House	611
SA(s) rejected, Conference requested; HCs named	634
Conference granted, SCs appointed ..	641
CCR read, consideration deferred ...	681
CCR adopted, passed—To House	686
4th Reading—To House	710
Approved by Governor	April 21, 1969

HB 1025—By Harrison, et al, of the House and Field of the Senate—An Act relating to * * * vehicles used for driver training.

1st Reading	109
2d Reading	118
CR	222
Considered, advanced, 3d Reading ..	237
Withheld under Rule 19-f	238

Signed—To House	242
4th Reading—To House	262
Approved by Governor February 20, 1969	

HB 1026—By Harrison, et al of the House and Field of the Senate—An Act relating to *** State Department of Education ***.

1st Reading	121
2nd Reading	133

HB 1027—By Sparkman—An Act relating to public health; *** providing for renewal of licenses *** emergency.

1st Reading	257
2nd Reading	268
CR	506
Considered, advanced, 3d Reading ...	708
Signed—To House	708
4th Reading—To House	725
Approved by Governor April 18, 1969	

HB 1028—By Willis—An Act relating to the Oklahoma Institutional Building Bonds of 1955; *** emergency.

1st Reading	61
2nd Reading	66
CR	117
Considered, advanced, 3d Reading, referred	133
Engrossed—To House	141
SA(s) concurred in, passed as amended	150
4th Reading—To House	163
Approved by Governor Feb. 4, 1969	

HB 1029—By Willis—An Act relating to the Oklahoma State Regents for Higher Education and the University of Oklahoma Medical Center; *** emergency.

1st Reading	61
2nd Reading	66
CR	117
Considered, advanced, 3d Reading referred	134
Engrossed—To House	141
SA(s) concurred in, passed as amended	150
4th Reading—To House	163
Approved by Governor Feb. 4, 1969	

HB 1031—By Sparkman—An Act relating

to *** cleaning septic tanks and cess-pools; *** emergency.

1st Reading	110
2nd Reading	118
CR	506
Considered, advanced, 3d Reading ..	768
Signed—To House	768
4th Reading—To House	787
Approved by Governor April 24, 1969	

HB 1032—By Monks, et al—An Act relating to *** "war veterans"; *** emergency.

1st Reading	210
2d Reading	223
CR	519
Considered, advanced, 3d Reading ..	652
Signed—To House	653
4th Reading—To House	663
Approved by Governor April 14, 1969	

HB 1033—By Sparkman—(Public Health emergency)

1st Reading	245
2d Reading	260
Wd, re-referred	309

HB 1034—By Sparkman, et al of the House and Smalley of the Senate—An Act relating to *** minimum salaries for county officials; *** emergency.

1st Reading	131
2d Reading	139
CR	267
Considered, advanced, 3d Reading, referred	275
Engrossed—To House	286
SA(s) concurred in, passed as amended	304
4th Reading—To House	307
Approved by Governor March 5, 1969	

HB 1037—By Hancock et al of the House and Smalley of the Senate—An Act *** providing for service of summons *** emergency.

1st Reading	210
2d Reading	223
CR	235
Considered, advanced, 3d Reading, referred	251
Engrossed—To House	258

SA(s) concurred in, passed as	
amended	326
4th Reading—To House	331
Approved by Governor	March 5, 1969

HB 1038—By Hancock et al of the House and Smalley of the Senate—An Act relating to evidence within civil procedure; * * * emergency.

1st Reading	210
2d Reading	223
CR	235
Considered, advanced, 3d Reading,	
referred	253
Engrossed—To House	258
SA(s) concurred in, passed as	
amended	326
4th Reading—To House	331
Approved by Governor	March 5, 1969

HB 1039—By Wolfe (Stephen) et al of the House and Smalley of the Senate—An Act relating to evidence within civil procedure; * * * emergency.

1st Reading	183
2d Reading	195
CR	235
Considered, advanced, 3d Reading,	
referred	261
Engrossed—To House	267
SA(s) concurred in, passed as	
amended	339
4th Reading—To House	343
Approved by Governor	March 7, 1969

HB 1040—By Bickford et al of the House and Smalley of the Senate—An Act relating to commencement of civil action; * * * emergency.

1st Reading	149
2d Reading	161
CR	194
Considered, advanced, 3d Reading...	203
Withheld under Rule 19-f	203
Signed—To House	207
4th Reading—To House	211
Approved by Governor	Feb. 17, 1969

HB 1041—By McCune et al of the House and Smalley of the Senate—An Act relating to * * * appellate courts * * * emergency.

1st Reading	110
2d Reading	118
CR	132
Considered, advanced, 3d Reading ...	144
Withheld under Rule 19-f	145
Signed—To House	147
4th Reading—To House	163
Approved by Governor	Feb. 4, 1969

HB 1042—By McCune et al of the House and Smalley of the Senate—An Act relating to counties and county officers; * * * emergency.

1st Reading	137
2d Reading	151
CR	160
Considered	170
Considered, advanced, 3d Reading ..	177
Withheld under Rule 19-f	178
Signed—to House	182
4th Reading—To House	186
Approved by Governor	Feb. 10, 1969

HB 1043—By McCune of the House and Smalley of the Senate—An Act relating to * * * the State Judicial Fund * * * emergency.

1st Reading	131
2d Reading	139
CR	160
Considered, advanced, 3d Reading ..	171
Withheld under Rule 19-f	171
Signed—To House	173
4th Reading—To House	179
Approved by Governor	February 6, 1969

HB 1044—By Hill (Archibald) et al, of the House and Smalley of the Senate—An Act relating to marriage; * * * emergency.

1st Reading	149
2d Reading	161
CR	222
Considered, advanced, 3d Reading ..	249
Withheld under Rule 19-f	249
Signed—To House	256
4th Reading—To House	267
Approved by Governor	February 24, 1969

HB 1046—By Sparkman—An Act relating to elections; * * * emergency.

1st Reading	266
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2d Reading	275
CR	297
Considered, advanced, 3d Reading, referred	743
Engrossed—To House	767
SA(s) concurred in, passed as amended	805
4th Reading—To House	816
Vetoed by Governor	April 28, 1969

HB 1048—By Wolfe (Stephen) * * *—An Act relating to evidence in civil action; * * * emergency.

1st Reading	210
2d Reading	223
CR	316
Considered, advanced, 3d Reading ..	414
Withheld under Rule 19-f	414
Signed—To House	416
4th Reading—To House	418
Approved by Governor	March 18, 1969

HB 1050—By McCune of the House and Smalley of the Senate—An Act relating to municipal courts; * * * emergency.

1st Reading	306
2d Reading	321

HB 1051—By Hunter et al—An Act relating to poor persons; * * * emergency.

1st Reading	121
2d Reading	133
CR	176
Considered, advanced, 3d Reading, referred	186
Engrossed—To House	193
SA(s) concurred in, passed as amended	209
4th Reading—To House	211
Approved by Governor	Feb. 17, 1969

HB 1052—By Bickford—An Act relating to criminal procedure; * * *

1st Reading	137
2d Reading	151
CR	258
Considered, advanced, 3d Reading, referred	276
Engrossed—To House	286
SA(s) concurred in, passed as amended	326
4th Reading—To House	331

Approved by GovernorMarch 5, 1969

HB 1054—By Payne, et al of the House and Murphy of the Senate—An Act relating to anatomical gifts; * * *

1st Reading	137
2d Reading	151
CR	160
Considered, advanced, 3d Reading ..	170
Withheld under Rule 19-f	170
Signed—To House	173
4th Reading—To House	179
Approved by Governor	February 6, 1969

HB 1055—By Bamberger, et al, of the House and Smalley of the Senate—An Act * * * establishing a court of appeals * * * emergency.

1st Reading	95
2d Reading	104
CR	123
Considered, advanced, 3d Reading ..	135
Withheld under Rule 19-f	136
Signed—To House	136
4th Reading—To House	150
Approved by Governor	February 3, 1969

HB 1056—By Taggart, et al, of the House and Grantham and Short of the Senate—An Act relating to * * * the use of fire-arms * * * emergency.

1st Reading	339
2d Reading	352
CR	495
Considered, advanced, 3d Reading, referred	703
Engrossed—To House	710
SA(s) concurred in, passed as amended	761
4th Reading—To House	767
Approved by Governor	April 21, 1969

HB 1057—By Spearman, et al—An Act relating to administrative procedures; * * * emergency.

1st Reading	234
2d Reading	248
CR	434
Considered, advanced, 3d Reading, referred	521; 522
Engrossed—To House	536

SA(s) concurred in, passed	
as amended	553
4th Reading—To House	569
Approved by Governor	April 7, 1969

HB 1058—By Bengtson of the House and Inhofe of the Senate—An Act relating to *** aggravated assault and battery upon a policeman *** emergency.

1st Reading	234
2d Reading	248
CR	317

Considered, advanced, 3d Reading, referred	454
Engrossed—To House	464
SA(s) concurred in, passed	
as amended	480
4th Reading—To House	494
Approved by Governor	March 27, 1969

HB 1059—By Bengtson, et al—An Act relating to soldiers and sailors; *** emergency.

1st Reading	101
2d Reading	111

HB 1061—By Privett et al, of the House and Smalley and Graves of the Senate—An Act relating to the State Legislative Council; *** emergency.

1st Reading	121
2d Reading	133
CR	222

Considered, advanced, 3d Reading, referred	241
Engrossed—To House	247
SA(s) rejected, Conference requested; HCs named	271
Conference granted, SCs appointed ..	271
CCR read, consideration deferred ..	821
CCR adopted, passed—To House	852
4th Reading—To House	872
Approved by Governor	April 25, 1969

HB 1065—By Connor, et al, of the House and Garrison of the Senate—An Act relating *** of licenses and permits issued by the State Department of Agriculture; *** emergency.

1st Reading	131
2d Reading	139

CR	194
Considered, advanced, 3d Reading, referred	204
Engrossed—To House	218

SA(s) concurred in, passed	
as amended	231
4th Reading—To House	235
Approved by Governor ..	February 20, 1969

HB 1066—By Trent—An Act relating to water transportation; *** emergency.

1st Reading	210
2d Reading	223

HB 1067—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the office of the District Courts and making supplemental appropriations *** emergency.

1st Reading	61
2d Reading	66
CR	103
Considered, advanced, 3d Reading ..	112
Withheld under Rule 19-f	112
Signed—To House	116
4th Reading—To House	125
Approved by Governor	January 30, 1969

HB 1068—By Derryberry of the House and Crow of the Senate—An Act relating to *** irrigation districts *** emergency.

1st Reading	61
2d Reading	66
CR	117

Considered, advanced, 3d Reading, referred	128
Engrossed—To House	133

SA(s) concurred in, passed	
as amended	146
4th Reading—To House	150
Approved by Governor	February 3, 1969

HB 1071—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act relating to the Director of State Finance; *** emergency.

1st Reading	122
2d Reading	133
CR	184
Considered, advanced, 3d Reading, referred	203

Engrossed—To House	218
SA(s) concurred in, passed	
as amended	231
4th Reading—To House	235
Approved by Governor ..February 18, 1969	

HB 1073—By Connor, et al, of the House and Garrison and Williams of the Senate—An Act relating to the office of the Chief Mine Inspector; * * * emergency.

1st Reading	306
2d Reading	321
CR	340
Considered, advanced, 3d Reading ..	355
Withheld under Rule 19-f	355
Signed—To House	365
4th Reading—To House	372
Approved by GovernorMarch 12, 1969	

HB 1077—By Bamberger—An Act * * * reversing or sustaining a judgment of trial tribunal, * * * emergency.

1st Reading	431
2d Reading	450
CR	528
Considered, advanced, 3d Reading,	
failed	708
ML; tabled	709; 801

HB 1081—By Privett, et al—An Act relating to education; * * * foundation program aid * * *

1st Reading	210
2d Reading	223
CR	283
Considered, advanced, 3d Reading ..	312
Withheld under Rule 19-f	312
Signed—To House	314
4th Reading—To House	316
Approved by GovernorMarch 5, 1969	

HB 1082—By Connor, et al, of the House and Garrison, Ferrell and Williams of the Senate—An Act relating to Oklahoma Securities Commission; * * * emergency.

1st Reading	122
2d Reading	133
CR; stricken	536; 722

HB 1083—By Cole, et al—An Act * * * providing maximum speed limit for trucks, * * * emergency.

1st Reading	330
2d Reading	341
CR	480
Considered, advanced, 3d Reading,	
referred	654
Engrossed—To House	664
4th Reading—To House	710
Approved by GovernorApril 18, 1969	

HB 1086—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Governor and making appropriations * * * emergency.

1st Reading	63
2d Reading	87
CR	184
Considered, advanced, 3d Reading ..	198
Withheld under Rule 19-f	199
Signed—To House	200
4th Reading	211
Approved by Governor ..February 17, 1969	

HB 1087—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the State Emergency Fund and making an appropriation * * * emergency.

1st Reading	63
2d Reading	87
CR	383
Considered, advanced, 3d Reading ..	410
Withheld under Rule 19-f	411
Signed—To House	416
4th Reading—To House	418
Approved by GovernorMarch 18, 1969	

HB 1088—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the State Auditor and making appropriations * * * emergency.

1st Reading	63
2d Reading	87
CR	334
Considered, advanced, 3d Reading ..	345
Withheld under Rule 19-f	346
Signed—To House	347
4th Reading—To House	351
Approved by GovernorMarch 7, 1969	

HB 1089—By Willis et al, of the House

and McSpadden and Massey of the Senate
—An Act relating to the State Employees
Group Health Plan and making an appro-
priation * * * emergency.

1st Reading	63
2d Reading	87
CR	340
Considered, advanced, 3d Reading ..	356
Withheld under Rule 19-f	356
Signed—To House	365
4th Reading—To House	372
Approved by Governor	March 14, 1969

HB 1090—By Willis et al, of the House
and McSpadden and Massey of the Senate
—An Act relating to * * * insurance * * *
on employers and officers of the State of
Oklahoma; * * * emergency.

1st Reading	64
2d Reading	87
CR	340
Considered, advanced, 3d Reading ..	356
Withheld under Rule 19-f	357
Signed—To House	365
4th Reading—To House	372
Approved by Governor	March 14, 1969

HB 1091—By Willis et al, of the House
and McSpadden and Massey of the Senate
—An Act relating to State Board of Equal-
ization; * * * emergency.

1st Reading	101
2d Reading	111
CR	334
Considered, advanced, 3d Reading, referred	346
Engrossed—To House	351
SA(s) rejected, Conference requested; HCs named	375
Conference granted, SCs appointed ..	376
CCR read, consideration deferred ..	565
CCR adopted, passed—To House	633
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1092—By Willis et al, of the House
and McSpadden and Massey of the Senate
—(State Board of Public Affairs Emergen-
cy)

1st Reading	183
2d Reading	195

CR	284
Considered, advanced, 3d Reading, referred	301
Engrossed—To House	307
SA(s) rejected, Conference requested; HCs named	328
Conference granted, SCs appointed ..	376
CCR read, consideration deferred ...	861
CCR adopted, passed—To House	876
4th Reading—To House	959
Approved by Governor	May 8, 1969

HB 1094—By Willis et al, of the House
and McSpadden and Massey of the Senate
—(An Act relating to the Office of the
State Treasurer * * * emergency.)

1st Reading	183
2d Reading	195
CR	405
Considered, advanced, 3d Reading, referred	424
Engrossed—To House	439
SA(s) rejected, Conference requested; HCs named	460
Conference granted, SCs appointed ..	467
CCR read, consideration deferred ...	565
CCR adopted, passed—To House	634
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1095—By Willis et al, of the House
and McSpadden and Massey of the Senate
—An Act relating to the Court of Tax
Review and making an appropriation * * *
emergency.

1st Reading	64
2d Reading	87
CR	334
Considered, advanced, 3d Reading ..	346
Withheld under Rule 19-f	347
Signed—To House	347
4th Reading—To House	351
Approved by Governor	March 7, 1969

HB 1096—By Willis et al, of the House
and McSpadden and Massey of the Senate
—An Act relating to the Office of the State
Industrial Court and making appropri-
ations * * * emergency.

1st Reading	64
2d Reading	87

CR	405
Considered, advanced, 3d Reading, referred	424
Engrossed—To House	433
SA(s) rejected, Conference requested; HCs named	460
Conference granted, SCs appointed ..	467
CCR read, consideration deferred ..	565
CCR adopted, passed—To House	640
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1097—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating * * * the Attorney General and making appropriations * * *; emergency.

1st Reading	95
2d Reading	104
CR	536
Wd, re-referred	552
CR	554
Considered, advanced, 3d Reading, referred	613
Engrossed—To House	623
SA(s) rejected, Conference requested; HCs named	648
Conference granted, SCs appointed ..	648
CCR read, consideration deferred	863
CCR adopted, passed—To House	877
4th Reading—To House	959
Approved by Governor	May 8, 1969

HB 1098—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to * * * Attorney General * * * District Attorneys and making an appropriation * * * emergency.

1st Reading	101
2d Reading	111
CR	405
Considered, advanced, 3d Reading, referred	423
Engrossed—To House	433
SA(s) rejected, Conference requested; HCs named	460
Conference granted, SCs appointed ..	467
CCR read, consideration deferred	792
CCR adopted, passed—To House	813
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1099—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Oklahoma Arts and Humanities Council * * *

1st Reading	95
2d Reading	104
CR	340
Considered, advanced, 3d Reading, referred	355
Engrossed—To House	371
SA(s) rejected, Conference requested; HCs named	404
Conference granted, SCs appointed ..	427
CCR read, consideration deferred	565
CCR adopted, passed—To House	648
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1100—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to the School Lunch Division * * * emergency.

1st Reading	102
2d Reading	111
CR	405
Considered, advanced, 3d Reading, referred	425
Engrossed—To House	433
SA(s) rejected; Conference requested; HCs named	460
Conference granted, SCs appointed	467
CCR read, consideration deferred	692
CCR adopted, passed—To House	720
4th Reading—To House	730
Approved by Governor	April 17, 1969

HB 1101—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act * * * making appropriations to the State Board for Vocational and Technical Education; * * * emergency.

1st Reading	175
2d Reading	186
CR	519
Considered, advanced, 3d Reading	614
ML; adopted, passed, referred	614
Engrossed—To House	623
SA(s) rejected, Conference requested; HCs named	648
Conference granted, SCs appointed	648
CCR read, consideration deferred	737

CCR adopted, passed—To House	789
4th Reading—To House	816
Approved by Governor	April 24, 1969

HB 1102—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to * * * Oklahoma Historical Society * * * emergency.

1st Reading	102
2d Reading	111
CR	340
Considered, advanced, 3d Reading, referred	357
Engrossed—To House	371
SA(s) rejected, Conference requested; HCs named	404
Conference granted, SCs appointed ...	427
CCR adopted, passed—To House	962
4th Reading—To House	989
Approved by Governor	May 8, 1969

HB 1103—By Willis, et al, of the House and McSpadden and Massey of the Senate—(An Act relating to the Oklahoma Department of Libraries; * * * emergency.)

1st Reading	149
2d Reading	161
CR	405
Considered, advanced, 3d Reading, referred	425
Engrossed—To House	433
SA(s) rejected, Conference requested; HCs named	460
Conference granted, SCs appointed ...	467
CCR read, consideration deferred	863
CCR adopted, passed—To House	877
4th Reading—To House	959
Approved by Governor	April 29, 1969

HB 1104—By Willis, et al of the House and McSpadden and Massey of the Senate—(An Act relating to the Department of Mental Health; * * * emergency.)

1st Reading	193
2d Reading	203
CR	519
Considered, advanced, 3d Reading, referred	616
Engrossed—To House	623
SA(s) rejected, Conference requested; HCs named	648
Conference granted, SCs appointed ...	648

CCR read, consideration deferred	864
CCR adopted, passed—To House	878
4th Reading—To House	959
Approved by Governor	May 8, 1969

HB 1105—By Willis, et al, of the House and McSpadden and Massey of the Senate—(An Act relating to the State Veterans; * * * emergency.)

1st Reading	175
2d Reading	186
CR	383
Considered, advanced, 3d Reading, referred	411
Engrossed—To House	418
SA(s) rejected; Conference requested; HCs named	460
Conference granted, SCs appointed ...	467
CCR read, consideration deferred	737
CCR adopted, passed—To House	789
4th Reading —To House	816
Approved by Governor	April 24, 1969

HB 1106—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Department of Charities and Corrections and making appropriations * * * emergency.

1st Reading	95
2d Reading	104
CR	340
Considered, advanced, 3d Reading ...	357
Withheld under Rule 19-f	358
Signed—To House	365
House requested to return Bill for further consideration; returned 369; 378	
Vote reconsidered by which passed, by which advanced	378
Considered, advanced, 3d Reading, referred	378
Engrossed—To House	383
SA(s) rejected; Conference requested; HCs named	404
Conference granted, SCs appointed ...	427
CCR read, consideration deferred	792
CCR adopted, passed—To House	813
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1107—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating * * * Employment of the

Handicapped and making an appropriation
* * * emergency.

1st Reading	102
2d Reading	111
CR	340
Considered, advanced, 3d Reading ...	358
Withheld under Rule 19-f	358
Signed—To House	365
4th Reading—To House	372
Approved by Governor	March 14, 1969

HB 1108—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to the State Bureau of Investigation and making an appropriation * * * emergency.

1st Reading	102
2d Reading	111
CR	383
Considered, advanced, 3d Reading ...	411
Withheld under Rule 19-f	411
Signed—To House	416
4th Reading—To House	418
Approved by Governor	March 20, 1969

HB 1109—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of Civil Defense and making appropriations * * * emergency.

1st Reading	64
2d Reading	87
CR	296
Considered, advanced, 3d Reading ...	309
Withheld under Rule 19-f	310
Signed—To House	314
4th Reading—To House	316
Approved by Governor	March 5, 1969

HB 1110—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating * * * Law Enforcement Education and Training and making an appropriation * * * emergency.

1st Reading	64
2d Reading	87
CR	296
Considered, advanced, 3d Reading ...	310
Withheld under Rule 19f	310
Signed—To House	314
4th Reading—To House	316
Approved by Governor	March 5, 1969

HB 1111—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Oklahoma Military Department and making an appropriation * * * emergency.

1st Reading	64
2d Reading	87
CR	419
Considered, advanced, 3d Reading ...	452
Withheld under Rule 19-f	452
Signed—To House	461
4th Reading—To House	478
Approved by Governor	March 27, 1969

HB 1112—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Pardon and Parole Board and making an appropriation * * * emergency.

1st Reading	96
2d Reading	104
CR	383
Considered, advanced, 3d Reading, referred	412
Engrossed—To House	418
SA(s) rejected, Conference requested; HCs named	460
Conference granted, SCs appointed ..	467
CCR read, consideration deferred ...	565
CCR adopted, passed—To House	648
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1113—By Willis et al, of the House and McSpadden and Massey of the Senate—(An Act relating to the State Highway Department; * * * emergency).

1st Reading	193
2d Reading	203
CR	519
Considered, advanced, 3d Reading, referred	616
Engrossed—To House	623
SA(s) rejected, Conference requested; HCs named	648
Conference granted, SCs appointed ..	648
CCR read, consideration deferred ...	793
CCR adopted, passed—To House	813
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1114—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act making the Department of Labor.

1st Reading	96
2d Reading	104
CR	572
Considered, advanced, 3d Reading, referred	616
Engrossed—To House	623
SA(s) rejected, Conference requested; HCs named	648
Conference granted, SCs appointed ..	648
CCR read, consideration deferred ...	738
CCR adopted, passed—To House	789
4th Reading—To House	816
Recalled from Governor (HCR 1030) ..	960
House rescinds 4th Reading; requests Senate to reconsider vote by which Bill passed, as amended in Conference	987
Senate rescinds 4th Reading, reconsiders votes by which Bill passed, as amended in Conference, by which CCR adopted and rejects CCR, requests further Conference, re-referring Bill to GCCA	992
House grants further Conference	1000
2d CCR adopted, passed—To House ..	1009
4th Reading—To House	1010
Approved by Governor	May 8, 1969

HB 1115—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the State Mining Board and making appropriations * * * emergency.

1st Reading	96
2d Reading	104
CR	340
Considered, advanced, 3d Reading ...	358
Withheld under Rule 19-f	359
Signed—To House	365
4th Reading—To House	372
Approved by Governor	March 14, 1969

HB 1116—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Chief Mine Inspector * * *.

1st Reading	96
2d Reading	104

CR	340
Considered, advanced, 3d Reading, referred	359
Engrossed—To House	371
SA(s) rejected, Conference requested; HCs named	404
Conference granted; SCs appointed ..	427
CCR read, consideration deferred ...	565
CCR adopted, passed—To House	649
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1117—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Chief Mine Inspector; making an appropriation * * * emergency.

1st Reading	96
2d Reading	104
CR	494
Considered, advanced, 3d Reading ..	513
Withheld under Rule 19-f	513
Signed—To House	516
4th Reading—To House	543
Approved by Governor	April 3, 1969

HB 1118—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Office of the Securities Commission and making appropriations * * * emergency.

1st Reading	102
2d Reading	111
CR	184
Considered, advanced, 3d Reading, referred	199
Engrossed—To House	202
SA(s) rejected, Conference requested; HCs named	230
Conference granted, SCs appointed ..	230
CCR read, consideration deferred ...	245
CCR adopted, failed	262
ML; adopted; vote reconsidered by which CCR adopted	262
CCR rejected, further Conference requested	263
Further Conference granted	266
2d CCR read, consideration deferred ..	460
2d CCR adopted, passed—To House ..	721
4th Reading—To House	730
Approved by Governor	April 17, 1969

HB 1119—By Willis et al, of the House and McSpadden and Massey of the Senate—An Act relating to the State Soil Conservation Board * * * emergency.

1st Reading	102
2d Reading	111
CR	495
Considered, advanced, 3d Reading, referred	513
Engrossed—To House	521
SA(s) rejected, Conference requested; HCs named	548
Conference granted, SCs appointed ..	548
CCR adopted, passed—To House	654
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1120—By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to the Petroleum Experiment Station and making an appropriation * * * emergency.

1st Reading	96
2d Reading	104
CR	383
Considered, advanced, 3d Reading ...	412
Withheld under Rule 19-f	412
Signed—To House	416
4th Reading—To House	418
Approved by Governor	March 18, 1969

HB 1121—By Willis et al of the House and McSpadden and Massey of the Senate—(An Act relating to the Oklahoma Industrial Development and Park Commission * * * emergency.)

1st Reading	150
2d Reading	161
CR	572
Considered, advanced, 3d Reading, referred	617
Engrossed—To House	623
SA(s) rejected, Conference requested; HCs named	648
Conference granted, SCs appointed ..	648
CCR rejected, further Conference requested	860
Further Conference granted	860
2d CCR rejected, further Conference requested	960
Further Conference granted	960

3d CCR adopted, passed—To House . 1004
4th Reading—To House 1020
Approved by Governor May 8, 1969

HB 1122—By Willis, et al of the House and McSpadden and Massey of the Senate—An Act relating to the Western Plains Indians Arts and Crafts Commission * * * emergency.

1st Reading	102
2d Reading	111
CR	383
Considered, advanced, 3d Reading, referred	413
Engrossed—To House	418
Sa(s) rejected, Conference requested; HCs named	460
Conference granted, SCs appointed ..	467
CCR read, consideration deferred ..	565
CCR adopted, passed—To House	649
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1123—By Willis et al of the House and McSpadden and Massey of the Senate—(An Act relating to the State Department of Agriculture * * * emergency.)

1st Reading	167
2d Reading	177
CR	572
Considered, advanced, 3d Reading, referred	617
Engrossed—To House	623
SA(s) rejected, Conference requested; HCs named	648
Conference granted, SCs appointed ..	648
CCR read, consideration deferred ..	795
CCR adopted, passed—To House	814
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1124—By Townsend, et al—An Act relating to rapid transit* * *.

1st Reading	96
2d Reading	104
Wd, re-referred	111
CR	296
Considered, advanced, passed, vote reconsidered by which	324
Considered, advanced, 3d Reading, referred	325

Engrossed—To House	333
SA(s) rejected, Conference requested; HCs named	375
Conference granted, SCs appointed ..	375
CCR read, consideration deferred ..	692
CCR adopted, passed—To House	721
4th Reading—To House	730
Approved by Governor April 17, 1969	

HB 1125—By Bengtson—An Act *** providing for powers of Housing Authority; *** emergency.

1st Reading	447
2d Reading	466
CR	572
Wd, re-referred	626
CR	664
Considered, advanced, 3d Reading, referred	774
Engrossed—To House	800
SA(s) concurred in, passed as amended	821
4th Reading—To House	849
Approved by Governor April 25, 1969	

HB 1129—By Smith (Norman), et al of the House and Graves, Field, Holden, Horn, Massey, Smalley, Stipe, Taliaferro, Hamilton, Garrett, Payne, Lane, Young and Hargrave of the Senate—An Act relating to public finance; ***.

1st Reading	102
2d Reading	111
CR	139
Considered, advanced, 3d Reading, referred	154
ML	155
Signed—To House	182
4th Reading—To House	186
Veto read, consideration deferred ...	231
Veto overridden by Senate	237
Returned To House	237

HB 1130—By Sandlin, et al—An Act relating to Attorney General's opinions; *** emergency.

1st Reading	122
2d Reading	133
CR	222
Considered, advanced, 3d Reading ..	242
Withheld under Rule 19-f	242

Signed—to House	242
4th Reading—To House	262
Approved by Governor February 20, 1969	

HB 1131—By Bickford, et al ***—An Act relating to Attorney General's opinions; *** emergency.

1st Reading	122
2d Reading	133
CR	194
Considered and advanced	218
3d Reading, failed	312
ML; time extended; adopted	312; 347, 379; 387
Wd, re-referred	387

HB 1133—By Hancock—An Act relating to apportionment of estate taxes ***.

1st Reading	183
2d Reading	194
CR	369
Considered, advanced, 3d Reading ..	473
Withheld under Rule 19-f	474
Signed—to House	476
4th Reading—To House	478
Approved by Governor March 27, 1969	

HB 1134—By Abbott, et al of the House and Smalley of the Senate—An Act relating to schools; *** emergency.

1st Reading	96
2d Reading	104
CR	117
Considered, advanced, 3d Reading, referred	129
Engrossed—To House	133
SA(s) rejected, Conference requested; HCs named	146
Conference granted, SCs appointed ..	146
CCR read, consideration deferred ..	179
CCR adopted, passed, withheld under Rule 19-f	187
To House	192
4th Reading—To House	195
Approved by Governor February 12, 1969	

HB 1135—By Cox, et al—An Act creating an ex officio Commission on Special Events *** emergency.

1st Reading	102
2d Reading	111

CR	449
Considered, advanced, 3d Reading ..	687
Signed—to House	687
4th Reading—To House	710
Approved by Governor	April 21, 1969

HB 1136—By Odom (Martin), et al of the House and Terrill and Smalley of the Senate—(An Act relating to Teachers' Retirement)

1st Reading	110
2d Reading	118
CR	132
Considered, advanced, 3d Reading, referred	139
Engrossed—To House	150
SA(s) rejected, Conference requested; HCs named	165
Conference granted, SCs appointed ..	165
CCR read, consideration deferred	592
CCR adopted, passed—To House	628
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1137—By Willis et al of the House and McSpadden and Massey of the Senate—An Act relating to *** the Adjutant General; reappropriating *** emergency.

1st Reading	103
2d Reading	111
CR	296
Considered, advanced, 3d Reading ..	310
Withheld under Rule 19-f	311
Signed—To House	314
4th Reading—To House	316
Approved by Governor	March 5, 1969

HB 1138—By Smithey, et al—An Act *** providing for laws covering riots, *** emergency.

1st Reading	167
2d Reading	177
CR	247
Considered and advanced	286
Vote reconsidered by which advanced	303
Considered, advanced, 3d Reading, failed	303
ML; time extended	304; 335, 347, 379
ML adopted, passed, referred	387
Engrossed—To House	394
SA(s) concurred in, passed as amended	460

4th Reading—To House	464
Approved by Governor	March 25, 1969

HB 1139—By Sanguin, et al of the House and Smalley and Smith of the Senate—An Act relating to the State Legislative Council; ***

1st Reading	122
2d Reading	133
CR	554
Considered, advanced, 3d Reading ..	657
Signed—To House	658
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1153—By Willis, et al, of the House and McSpadden and Massey of the Senate—(An Act relating to public finance, * * * emergency.)

1st Reading	167
2d Reading	177
CR	495
Considered, advanced, 3d Reading, referred	514
Engrossed—To House	521
SA(s) rejected; Conference requested; HCs named	548
Conference granted, SCs appointed ...	548

HB 1154—By Sparkman, et al, of the House and McSpadden of the Senate—An Act relating to elections; * * * emergency.

1st Reading	103
2d Reading	111

HB 1156—By Bengtson—An Act relating to community junior colleges; * * * emergency.

1st Reading	122
2d Reading	133
CR	168
Considered, advanced, 3d Reading ...	178
Withheld under Rule 19-f	178
Signed—To House	182
4th Reading—To House	186
Approved by Governor ..	February 10, 1969

HB 1157—By Mountford—An Act relating * * * economic development program; * * * emergency.

1st Reading	306
2d Reading	321
CR	395

Considered, advanced, 3d Reading	414
Withheld under Rule 19-f	415
Signed—To House	416
4th Reading—To House	418
Approved by Governor	March 18, 1969

HB 1158—By Sandlin, et al—An Act relating to the office of District Attorney;

* * *

1st Reading	349
2d Reading	371
CR	495
Considered, advanced, 3d Reading, referred	671
Engrossed—To House	684
SA(s) rejected; Conference requested; HCs named	699
Conference granted, SCs appointed	699
CCR rejected, further Conference requested	811
Further Conference granted	811
2d CCR read, consideration deferred	865
2d CCR adopted, passed—To House	878
4th Reading—To House	959
Vetoed by Governor	May 13, 1969

HB 1160—By Connor of the House and Garrison of the Senate—An Act relating to the Oklahoma Turnpike Authority; * * * emergency.

1st Reading	183
2d Reading	195
CR	267
Considered	278
Considered, advanced, 3d Reading	324
Withheld under Rule 19-f	324
Signed—To House	328
4th Reading—To House	331
Approved by Governor	March 5, 1969

HB 1162—By Sandlin, et al—An Act relating to elections; * * * providing for reports of * * * contributions and expenditures * * * for political office * * *.

1st Reading	257
2d Reading	268
CR	296
Considered	311
Wd, re-referred	335
CR	638
Considered, advanced, 3d Reading, referred	731

Engrossed—To House	755
SA(s) rejected; Conference requested; HCs named	816
Conference granted, SCs appointed	816
CCR, provided under Joint Rule 10-c, submitted, adopted, referred to Rules Committee	992

HB 1164—By McCune, et al, of the House and Smalley of the Senate—An Act relating to the Court on the Judiciary; * * * emergency.

1st Reading	131
2d Reading	139
CR	194
Considered, advanced, 3d Reading, referred	204
Engrossed—To House	218
SA(s) rejected; Conference requested; HCs named	231
Conference granted, SCs appointed	231
CCR read, consideration deferred	756
CCR adopted, passed—To House	769
4th Reading—To House	787
Approved by Governor	April 24, 1969

HB 1166—By Willis, et al, of the House and McSpadden and Massey of the Senate—(An Act relating to the reserve appropriation fund * * * emergency.)

1st Reading	167
2d Reading	177
CR	495
Considered, advanced, 3d Reading, referred	514
Engrossed—To House	521
SA(s) rejected; Conference requested; HCs named	548
Conference granted, SCs appointed	548
CCR adopted, passed—To House	1001
4th Reading—To House	1016
Approved by Governor	May 8, 1969

HB 1169—By Connor of the House and Garrison of the Senate—An Act relating to the Information and Management Services Division * * * emergency.

1st Reading	349
2d Reading	371
CR	506
Considered, advanced, 3d Reading	521
Withheld under Rule 19-f	521

Signed—To House	525
4th Reading—To House	543
Approved by Governor	April 3, 1969

HB 1170—By Connor of the House and Garrison of the Senate—An Act relating to the Capitol Improvement Authority; * * * emergency.

1st Reading	122
2nd Reading	133

HB 1171—By Mountford, et al * * *—An Act relating to state officers; * * * who possesses a financial interest * * * which is subject to regulation by the State shall file disclosure * * * emergency.

1st Reading	393
2d Reading	406

HB 1172—By Mountford et al—An Act * * * prohibiting certain acts by legislators; * * * emergency.

1st Reading	394
2d Reading	406
CR	611
Considered, advanced, 3d Reading, referred	710
Engrossed—To House	735
SA(s) concurred in, passed as amended	779
4th Reading—To House	787
Approved by Governor	April 25, 1969

HB 1179—By Hargrave, et al, of the House and Hargrave of the Senate—An Act * * *; providing controls on the use of firearms; * * * emergency.

1st Reading	493
2d Reading	507
CR	572
Considered, advanced, 3d Reading, failed	742
ML; adopted, re-referred	743; 800

HB 1180—By Abbott, et al, of the House and Miller of the Senate—An Act creating a Professional Standards Board.

1st Reading	122
2d Reading	133
CR	247
Considered, advanced, 3d Reading, referred	269

Engrossed—To House	276
SA(s) rejected, Conference requested; HCs named	288
Conference granted, SCs appointed ..	288
CCR read, consideration deferred ...	331
CCR adopted, passed, withheld under Rule 19-f	353
To House	365
4th Reading—To House	372
Approved by Governor	March 14, 1969

HB 1181—By Miskelly, et al—An Act * * * prescribing minimum salary for full-time employees of the state; * * *

1st Reading	123
2d Reading	133
CR, re-referred	139
CR	572
Considered, advanced, 3d Reading, referred	785
Engrossed—To House	806
SA(s) rejected, Conference requested; HCs named	870
Conference granted, SCs appointed ..	873
CCR adopted, passed—To House	997
4th Reading—To House	1015
Approved by Governor	May 8, 1969

HB 1182—By Tarwater—An Act * * * creating the State Employees Group Health Board; * * * emergency.

1st Reading	167
2d Reading	177
CR	334
Considered, advanced, 3d Reading ..	390
Withheld under Rule 19-f	391
Signed—To House	392
4th Reading—To House	401
Approved by Governor	March 14, 1969

HB 1183—By McCune—An Act relating to * * * non-profit hospital service and medical indemnity corporations.

1st Reading	306
2d Reading	321
CR	494
Considered, advanced, 3d Reading ..	700
Signed—To House	700
4th Reading—To House	710
Approved by Governor	April 18, 1969

HB 1185—By Bengtson—An Act relating

to * * * insurance coverage supplemental to medicare; * * * emergency.	
1st Reading	330
2d Reading	341
CR	395
Considered, advanced, 3d Reading ..	415
Withheld under Rule 19-f	415
Signed—To House	416
4th Reading—To House	418
Approved by Governor	March 18, 1969

HB 1187—By Mountford et al—An Act relating to the Firemen's Relief and Pension Fund; * * * emergency.

1st Reading	330
2d Reading	341
CR	494
Considered, advanced, 3d Reading ..	666
Signed—To House	667
4th Reading—To House	689
Approved by Governor	April 17, 1969

HB 1188—By Mountford—An Act relating to Oklahoma Public Employees Retirement System; * * *

1st Reading	330
2d Reading	341
CR	554
Considered, advanced, 3d Reading, referred	655
Engrossed—To House	664
SA(s) rejected, Conference requested; HCs named	713
Conference granted, SC's appointed ..	713
CCR, as provided under Joint Rule 10-c, submitted, adopted, referred to Rules Committee	991

HB 1192—By Bickford, et al * * * —An Act relating to * * * Certificates of Title or registration certificates; * * * emergency.

1st Reading	150
2d Reading	161
CR	184
Considered, advanced; stricken ..	199; 218

HB 1193—By Hancock, et al—An Act relating to civil procedure; * * *

1st Reading	150
2d Reading	161
CR	194

Considered, advanced, 3d Reading ..	205
Withheld under Rule 19-f	205
Signed—To House	207
4th Reading—To House	211
Approved by Governor ..	February 17, 1969

HB 1194—By Bamberger of the House and Howard of the Senate—An Act * * * providing for the charging and collection of certian fees by court clerks; * * * emergency.

1st Reading	477
2d Reading	496
CR	528
Considered, advanced, 3d Reading ..	701
Signed—To House	701
4th Reading—To House	710
Approved by Governor	April 18, 1969

HB 1195—By Sanguin et al, of the House and Hamilton, Lane and Crow of the Senate—An Act relating * * * business corporations * * * emergency.

1st Reading	138
2d Reading	151
CR	247
Considered and advanced	270
3d Reading, referred	276
ML	276
Engrossed—To Hcuse	314
SA(s) rejected, Conference requested; HCs named	326
Conference granted; SCs appointed	326; 335
CCR rejected, further Conference requested	761
Further Conference granted	792
2d CCR read, consideration deferred ..	866
2d CCR adopted, passed—To House ..	875
4th Reading—To House	959
Vetoed by Governor	April 29, 1969

HB 1196—By Tarwater—An Act relating to insurance, * * * emergency.

1st Reading	168
2d Reading	177
CR	334
Considered, advanced, 3d Reading ..	409
Withheld under Rule 19-f	409
Signed—To House	416
4th Reading—To House	418
Approved by Governor	March 18, 1969

HB 1198—By Dunn, et al—An Act relating to motor vehicles; * * * emergency.

1st Reading	183
2d Reading	195
CR	235
Considered, advanced, 3d Reading ..	253
Withheld under Rule 19-f	253
Signed—To House	256
4th Reading—To House	267
Approved by Governor ..February 24, 1969	

HB 1199—By Briscoe, et al—An Act relating to counties, cities, towns and other political subdivisions of the state; * * * emergency.

1st Reading	294
2d Reading	308
CR	638
Considered, re-referred	698

HB 1200—By Ferguson of the House and Inhofe of the Senate—An Act relating to * * * oil and gas leases of lands of penal or eleemosynary institutions; * * *

1st Reading	258
2d Reading	268
CR	506
Considered, advanced, 3d Reading, referred	732
Engrossed—To House	767
SA(s) concurred in, passed as amended	805
4th Reading—To House	816
Approved by Governor	April 28, 1969

HB 1201—By Skeith, et al, of the House and Field and Terrill of the Senate—An Act relating to motor vehicles; * * * use of saddle mounts; * * * emergency.

1st Reading	210
2d Reading	223
CR	351
Considered, advanced, 3d Reading ..	391
Withheld under Rule 19-f	391
Signed—To House	392
4th Reading—To House	401
Approved by Governor	March 14, 1969

HB 1203—By Atkins, et al—An Act * * * prescribing certification that a child has been immunized * * * emergency.

1st Reading	349
2d Reading	371
CR	638
Wd, re-referred	790

HB 1205—By Poulos, et al, of the House and Howard of the Senate—An Act * * * prohibiting issuance of rules and regulations in contravention * * * emergency.

1st Reading	431
2d Reading	450
CR	730
Considered, advanced, 3d Reading, referred	786
Engrossed—To House	806
SA(s) rejected, Conference requested; HCs named	870; 871
Conference granted, SCs appointed ..	873
CCR adopted, failed of passage	999

HB 1206—By Harrison, et al—An Act relating to motor vehicles; * * * providing for purchase of certain insurance coverages * * * emergency.

1st Reading	294
2d Reading	308
CR	340
Wd, re-referred	512

HB 1207—By Vann, et al—An Act relating * * * community mental health programs; * * * emergency.

1st Reading	266
2d Reading	275
CR	405
Considered, advanced, 3d Reading, referred	501
Engrossed—To House	508
SA(s) concurred in, passed as amended	548
4th Reading—To House	553
Approved by Governor	April 7, 1969

HB 1208—By Vann, et al—(Mental health emergency)

1st Reading	282
2d Reading	298
Wd, re-referred	309
CR	519
Wd, re-referred	755

HB 1210—By Hill (Ben)—An Act relat-

ing to * * * members of Boards of Education; * * *

1st Reading 417
2d Reading 436

HB 1211—By Beauchamp, et al, of the House and Terrill of the Senate—An Act * * * providing for confinement of children; * * * emergency.

1st Reading 477
2d Reading 496
CR 528

Considered, advanced, 3d Reading, referred 757

Engrossed—To House 767

SA(s) concurred in, passed as amended 821

4th Reading—To House 849

Approved by Governor April 25, 1969

HB 1212—By Ford, et al—An Act * * * providing for purchase of liability insurance covering vehicles owned by the State * * * emergency.

1st Reading 294

2d Reading 308

CR 340

Wd, re-referred 400

CR; stricken 638; 768

HB 1213—By Ferguson, et al, of the House and Inhofe of the Senate—An Act * * * providing for inventory and identification of state property * * * emergency.

1st Reading 382

2d Reading 398

CR 506

Considered, advanced, 3d Reading .. 732

Signed—To House 732

4th Reading—To House 744

Approved by Governor April 21, 1969

HB 1216—By Bradley, et al—An Act relating to * * * mechanical inspection of motor vehicles; * * * emergency.

1st Reading 266

2d Reading 275

CR 405

Considered, advanced, 3d Reading .. 496

Withheld under Rule 19-f 496

Signed—To House 504

4th Reading—To House 510

Approved by Governor March 28, 1969

HB 1217—By Odom (Martin), et al, of the House and Hamilton of the Senate—An Act relating * * * temporary licensing of vehicles of nonresidents; * * * emergency.

1st Reading 184

2d Reading 195

HB 1218—By Bickford, et al, of the House and Smalley of the Senate—An Act relating to commencement of civil actions; * * * emergency.

1st Reading 168

2d Reading 177

CR 194

Considered, advanced, 3d Reading .. 205

Withheld under Rule 19-f 206

Signed—To House 207

4th Reading—To House 211

Approved by Governor .. February 17, 1969

HB 1220—By Peterson, et al—An Act * * * providing grounds for issuance of search warrants; * * * emergency.

1st Reading 315

2d Reading 334

CR 494

Considered, advanced, 3d Reading .. 715

Signed—To House 716

4th Reading—To House 727

Approved by Governor April 21, 1969

HB 1224—By McCune, et al—An Act relating to * * * notice of appeal, stay of execution * * * emergency.

1st Reading 315

2d Reading 334

CR 495

Considered, advanced, 3d Reading .. 716

Signed—To House 716

4th Reading—To House 730

Approved by Governor April 17, 1969

HB 1225—By Thompson, et al—An Act * * * providing that sworn statements may be taken by a District Attorney * * * emergency.

1st Reading 316

2d Reading 334

CR 623

Considered, advanced, 3d Reading, referred	684
Engrossed—To House	710
SA(s) concurred in, passed as amended	761
4th Reading—To House	767
Approved by Governor	April 21, 1969

HB 1229 —By Derryberry, et al, of the House and Field, Terrill and McSpadden of the Senate—An Act relating to dealers in equipment and materials; * * * emergency.	
1st Reading	210
2d Reading	223
CR	284
Considered, advanced, 3d Reading ..	299
Withheld under Rule 14-f	300
Signed—To House	304
4th Reading—To House	307
Approved by Governor	March 5, 1969

HB 1230 —By Camp, et al, of the House and Howard of the Senate—An Act relating to securities; * * * emergency.	
1st Reading	382
2d Reading	398
CR	449
Considered, advanced, 3d Reading, referred	474
Engrossed—To House	480
SA(s) concurred in, passed as amended	506
4th Reading—To House	521
Approved by Governor	April 1, 1969

HB 1231 —By Tabor—An Act relating to * * * Game and Fish Laws, Water Safety Laws and Water Pollution Laws; * * * emergency.	
1st Reading	168
2d Reading	177

HB 1232 —By Willis, et al, of the House and McSpadden and Massey of the Senate—An Act relating to the State of Oklahoma Building Bonds of 1965; * * * emergency.	
1st Reading	168
2d Reading	177
CR	211
Considered, advanced, 3d Reading ..	227
Withheld under Rule 19-f	227

Signed—To House	232
4th Reading—To House	252
Approved by Governor ..	February 20, 1969

HB 1233 —By Thompson, et al—An Act relating to appeal in criminal cases; * * * emergency.	
1st Reading	306
2d Reading	321
CR	623
Considered, advanced, 3d Reading, referred	685
Engrossed—To House	710
SA(s) concurred in, passed as amended	761
4th Reading—To House	767
Approved by Governor	April 21, 1969

HB 1234 —By Willis, et al, of the House and McSpadden and Massey of the Senate—(An Act making appropriations; * * * emergency.)	
1st Reading	168
2d Reading	177
CR	383
Considered, advanced, 3d Reading, referred	413
Engrossed—To House	418
SA(s) rejected, Conference requested; HCs named	460
Conference granted, SCs appointed ..	467
CCR read, consideration deferred ..	795
CCR adopted, passed—To House	813
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1235 —By Miskelly—An Act relating to * * * Oklahoma Bureau of Investigation; * * * emergency.	
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1st Reading	306
2d Reading	321
CR	340
Considered, advanced, 3d Reading ..	415
ML	416
Signed—To House	461
4th Reading—To House	478
Approved by Governor	March 27, 1969

HB 1236 —By Miskelly—An Act relating to * * * Oklahoma Bureau of Investigation * * * emergency.	
1st Reading	306

2d Reading	321
CR	480
Considered, advanced, 3d Reading ..	709
Signed—To House	709
4th Reading—To House	725
Approved by Governor	April 18, 1969

HB 1237—By Townsend of the House and Luton of the Senate—An Act * * * providing for procedures when teacher's contract not renewed; * * * emergency.

1st Reading	294
2d Reading	308
CR	495
Considered, advanced	639
Vote reconsidered by which advanced	688
Considered, advanced, 3d Reading, referred	689
Engrossed—To House	710
SA(s) concurred in, passed as amended	761
4th Reading—To House	767
Vetced by Governor	April 22, 1969

HB 1239—By Trent, et al—(Legislative Council emergency)

1st Reading	210
2d Reading	224

HB 1241—By Sparkman, et al, of the House and Grantham of the Senate—An Act relating to * * * detention facilities; * * * emergency.

1st Reading	176
2d Reading	186
CR	528
Considered, advanced, 3d Reading ..	757
Signed—To House	758
4th Reading—To House	787
Approved by Governor	April 24, 1969

HB 1245—By Bernard, et al, of the House and Holden of the Senate—An Act relating * * * mobile home combinations; * * * emergency.

1st Reading	234
2d Reading	248
CR	317
Considered, advanced, 3d Reading, referred	444
Engrossed—To House	449

SA(s) concurred in, passed as amended	634
4th Reading—To House	639
Veto read, consideration deferred ..	802
Veto overridden by Senate	984
Returned to House	984

HB 1248—By Mountford—An Act * * * prohibiting members of State Board of Public Affairs from engaging in other business or entering into contracts; * * *

1st Reading	736
2d Reading	764

HB 1251—By Green—An Act relating to * * * awarding of contracts within thirty days after opening bids; * * * emergency.

1st Reading	368
2d Reading	386
CR	638

HB 1252—By Allard, et al, of the House and Young of the Senate—An Act * * * providing for appointment of Judge of Municipal Courts * * * emergency.

1st Reading	176
2d Reading	186
CR	202
Considered, advanced, 3d Reading ..	213
Withheld under Rule 19-f	213
Signed—To House	220
4th Reading—To House	235
Approved by Governor ..	February 20, 1969

HB 1253—By Allard, et al, of the House and Ferrell and Short of the Senate—An Act relating to publication of legal notices in newspapers; * * * emergency.

1st Reading	176
2d Reading	186
CR	202
Considered, advanced, 3d Reading ..	214
Withheld under Rule 19-f	214
Signed—To House	220
4th Reading—To House	235
Approved by Governor ..	February 20, 1969

HB 1257—By Finch, et al—An Act relating to * * * "net income," as applied to life insurance companies; * * *

1st Reading	349
2d Reading	371

CR	464
Considered, advanced, 3d Reading ..	509
Withheld under Rule 19-f	509
Signed—To House	516
4th Reading—To House	543
Approved by Governor	April 7, 1969

HB 1258—By Spearman, et al—An Act relating to * * * required equipment on motorcycles and motor scooters; * * * emergency.

1st Reading	234
2d Reading	248
CR	480
Considered, advanced, 3d Reading, failed (Emergency)	503
ML; time extended	503; 528
ML adopted, passed	547
Signed—To House	547
4th Reading—To House	569
Approved by Governor	April 7, 1969

HB 1259—By Connor of the House and Garrison of the Senate—An Act relating to the State Board of Public Affairs; empowering said board to acquire land * * * emergency.

1st Reading	447
2d Reading	466
CR	554
Considered, advanced, 3d Reading ..	588
Signed—To House	588
4th Reading—To House	621
Approved by Governor	April 9, 1969

HB 1260—By Cate—An Act * * * providing for filing and binding of initiative and referendum petitions; * * * emergency.

1st Reading	431
2d Reading	450

HB 1264—By Ferrell, et al, of the House and McSpadden, Terrill and Crow of the Senate—An Act relating to corporations.

1st Reading	382
2d Reading	398
CR	528
Considered	559
Considered, advanced, 3d Reading, referred	632
Signed—To House	639

SA(s) rejected, Conference requested; HCs named	681
Conference granted, SCs appointed ..	702
CCR rejected, further Conference requested	761
Further Conference granted; SCs appointed	791; 792
2d CCR read, consideration deferred	867
2d CCR adopted, passed—To House ..	875
4th Reading—To House	959
Vetoed by Governor	April 29, 1969

HB 1265—By Monks, et al—An Act relating to the militia * * * emergency.

1st Reading	210
2d Reading	224

HB 1267—By Hopkins, et al, of the House and Stipe of the Senate—An Act relating to * * * insurance premium taxes; * * *

1st Reading	368
2d Reading	387
CR	495
Considered, advanced, 3d Reading ..	544
Withheld under Rule 19-f	544
Signed—To House	549
4th Reading—To House	569
Approved by Governor	April 3, 1969

HB 1269—By Bickford, et al, of the House and Martin of the Senate—An Act relating to * * * field trials * * * emergency.

1st Reading	266
2d Reading	275
CR	317

Considered, advanced, 3d Reading,
referred

Engrossed—To House	343
SA(s) rejected, Conference requested; HCs named	375
Conference granted, SCs appointed ..	375
CCR read, consideration deferred	478
CCR adopted, passed, withheld under Rule 19-f	509
To House	516
4th Reading—To House	543
Approved by Governor	April 3, 1969

HB 1270—By Bickford, et al and Martin of the Senate—An Act relating * * * performance tests of dogs, * * * emergency.

1st Reading	266
2d Reading	275
CR	317
Considered, advanced, 3d Reading, referred	337
Engrossed—To House	343
SA(s) concurred in, passed as amended	375
4th Reading—To House	382
Approved by Governor	March 12, 1969

HB 1271—By Hill (Archibald), et al—An Act relating to fair housing; * * * emergency.

1st Reading	505
2d Reading	519

HB 1273—By McCune—An Act relating to documentary stamp tax on conveyances of real estate; * * * emergency.

1st Reading	258
2d Reading	268
CR	284
Considered, advanced, 3d Reading, failed	457
ML	458

HB 1278—By Holaday, et al—An Act relating to motor vehicles; * * * emergency.

1st Reading	282
2d Reading	298
CR	351
Considered, advanced, 3d Reading ..	442
Withheld under Rule 19-f	442
Signed—To House	445
4th Reading—To House	464
Approved by Governor	March 24, 1969

HB 1280—By Mountford—An Act relating to cooperative corporations; * * *

1st Reading	382
2d Reading	398
CR	495
Considered, advanced, 3d Reading ..	716
Signed—To House	716
4th Reading—To House	727
Approved by Governor	April 21, 1969

HB 1281—By Mountford—An Act relating * * * "motor homes" * * * emergency.

1st Reading	306
2d Reading	321

HB 1282—By Allard, et al, of the House and Young of the Senate—An Act relating to public buildings and public works; * * *

1st Reading	266
2d Reading	275
CR	334
Considered, advanced, 3d Reading ..	771
Signed—To House	771
4th Reading—To House	787
Approved by Governor	April 24, 1969

HB 1286—By Hopkins, et al, of the House and Howard of the Senate—An Act relating to county jail prisoners; * * * emergency.

1st Reading	368
2d Reading	387
CR	528
Considered, advanced, 3d Reading ..	700
Signed—To House	701
4th Reading—To House	710
Approved by Governor	April 18, 1969

HB 1287—By Privett, et al—An Act relating to torts; * * * emergency.

1st Reading	282
2d Reading	298
CR	536
Considered, advanced, 3d Reading ..	625
Signed—To House	625
4th Reading—To House	639
Approved by Governor	April 14, 1969

HB 1288—By Sandlin, et al—An Act relating to claims allowable from the court fund; * * * emergency.

1st Reading	349
2d Reading	371
CR	495
Considered, advanced, 3d Reading, referred	672

Engrossed—To House	684
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SA(s) rejected, Conference requested; HCs named

Conference granted, SCs appointed ..	699
CCR read, consideration deferred ..	799
CCR adopted, passed—To House	815
4th Reading—To House	849

Vetoed by Governor

April 28, 1969
Veto Message read, ordered incorpor- ated in Journal and filed with

Rules Committee	1011
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HB 1289—By Miskelly, et al, * * *—An Act relating to turnpikes; * * * emergency.

1st Reading	273
2d Reading	286
CR	317
Considered, advanced, 3d Reading, failed	409
ML; failed	410; 437

HB 1291—By Clemons—An Act relating to * * * school employees and employing school district; * * *

1st Reading	493
2d Reading	507

HB 1293—By Ford—An Act authorizing * * * the "Capitol Cafeteria Revolving Fund" * * *

1st Reading	330
2d Reading	341
CR	395
Considered, advanced, 3d Reading ..	414
Withheld under Rule 19-f	414
Signed—To House	416
4th Reading—To House	418
Approved by Governor	March 18, 1969

HB 1295—By Bradley, et al, of the House and Massey of the Senate—An Act relating to railroads; * * * emergency.

1st Reading	477
2d Reading	496

HB 1296—By Hesser, et al—An Act relating to area school districts; * * * emergency.

1st Reading	282
2d Reading	298
CR	434
Considered, advanced, 3d Reading ..	475
Withheld under Rule 19-f	475
Signed—To House	476
4th Reading—To House	478
Approved by Governor	March 27, 1969

HB 1297—By Connor, et al, of the House and Garrison of the Senate—An Act relating to * * * Oklahoma Central Purchasing Act; * * * emergency.

1st Reading	447
2d Reading	466

CR	554
Considered, advanced, 3d Reading, referred	666
Engrossed—To House	684
4th Reading—To House	725
Approved By Governor	April 18, 1969

HB 1299—By Hopkins of the House and Howard of the Senate—An Act relating to unclaimed property * * * emergency.

1st Reading	394
2d Reading	406
CR	536
Considered, advanced, 3d Reading ..	701
Signed—To House	702
4th Reading—To House	710
Approved by Governor	April 21, 1969

HB 1301—By Allard, et al * * * (Mentally retarded persons emergency)

1st Reading	294
2d Reading	308

HB 1302—By Goodfellow, et al, of the House and Baldwin of the Senate—An Act relating to conservancy districts and Master Conservancy Districts * * * emergency.

1st Reading	266
2d Reading	275
CR	284
Considered, advanced, 3d Reading ...	300
Withheld under Rule 19-f	300
Signed—To House	304
4th Reading—To House	307
Approved by Governor	March 5, 1969

HB 1303—By Hill (Ben)—An Act relating * * * "Bill of Rights Day"; * * *

1st Reading	282
2d Reading	298
CR	495
Considered, advanced, 3d Reading ...	703
Signed—To House	703
4th Reading—To House	710
Approved by Governor	April 21, 1969

HB 1304—By Cox of the House and Massey of the Senate—An Act relating to the Special Events Commission and making appropriations * * * emergency.

1st Reading	258
2d Reading	268
CR	495

Considered, advanced, 3d Reading, referred	751
Engrossed—To House	755
SA(s) rejected, Conference requested; HCs named	779
Conference granted, SCs appointed ...	792
CCR rejected, further Conference requested	860
Further Conference granted	860
2d CCR adopted, passed—To House ..	971
4th Reading—To House	989
Approved by Governor	May 13, 1969

HB 1305—By Spearman—An Act * * *	
making it unlawful * * * to circulate initia-	
tive or referendum petitions; * * * emer-	
gency.	
1st Reading	330
2d Reading	341
CR	554
Considered, advanced, 3d Reading ...	678
Signed—To House	679
4th Reading—To House	710
Approved by Governor	April 18, 1969

HB 1306—By McCune, et al, of the House	
and Murphy, McGraw, Lane, Williams and	
Grantham of the Senate—An Act relating	
to the registration and licensing of motor	
vehicles; * * * emergency.	
1st Reading	294
2d Reading	308
CR	480
Considered, advanced, 3d Reading, referred	629
ML; Tabled	631; 639
Signed—To House	639
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1308—By Briscoe—An Act relating to	
county libraries; * * * emergency.	
1st Reading	368
2d Reading	387
CR	638
Considered, advanced, 3d Reading ...	688
Signed—To House	688
4th Reading—To House	710
Approved by Governor	April 18, 1969

HB 1309—By Bengtson—An Act relating	
to * * * contractors residing in Oklahoma;	
* * * emergency.	

1st Reading	316
2d Reading	334
CR	395
Considered, advanced, 3d Reading, referred	437
Engrossed—To House	449
SA(s) concurred in, passed as amended	480
4th Reading—To House	494
Approved by Governor	March 27, 1969

HB 1311—By Allard, et al—An Act re-	
lating to motor carriers; emergency.	
1st Reading	368
2d Reading	387
CR	572
Considered, advanced, 3d Reading ..	658
Signed—To House	658
4th Reading—To House	689
Approved by Governor	April 17, 1969

HB 1312—By Holaday et al—An Act re-	
lating to offenses against property rights;	
emergency.	
1st Reading	282
2nd Reading	298
CR	611
Considered, advanced, 3d Reading ..	730
Signed—To House	731
4th Reading—To House	744
Approved by Governor	April 21, 1969

HB 1314—By Monks, et al—An Act Relat-	
ing to War Veterans Commission and the	
Oklahoma Department of Veterans Af-	
fairs; * * *	
1st Reading	267
2nd Reading	275
CR	519
Considered, advanced, 3d Reading ..	668
Signed—To House	668
4th Reading—To House	689
Approved by Governor	April 17, 1969

HB 1315—By Hargraves, et al—An Act	
relating to firearms; * * * emergency.	
1st Reading	394
2nd Reading	406
CR	536
Considered, advanced, 3d Reading ..	699
Signed—To House	700
4th Reading—To House	710
Approved by Governor	April 21, 1969

HB 1317—By Bamberger, et al—An Act requiring corporations to maintain registered agent within state; * * * emergency.

1st Reading 463
2d Reading 484

HB 1319—By Sanguin et al—An Act relating to motor vehicles; emergency.

1st Reading 431
2d Reading 450
CR 572
Considered, advanced, 3d Reading ... 613
ML; adopted, passed, referred 613; 624
Engrossed—To House 628
SA(s) rejected, Conference requested; HCs named 648
Conference granted, SCs appointed ... 648
CCR read, consideration deferred ... 799
CCR adopted, passed—To House 815
4th Reading—To House 849
Approved by Governor April 25, 1969

HB 1320—By Hopkins—An Act relating to * * * County Retirement system; * * * emergency.

1st Reading 394
2d Reading 406
CR 638
Considered, advanced, 3d Reading ... 702
Signed—To House 703
4th Reading—To House 710
Approved by Governor April 18, 1969

HB 1322—By Townsend, et al—An Act relating to stop signs; * * * emergency.

1st Reading 294
2d Reading 308
CR 519
Wd, re-referred 668

HB 1323—By Raibourn of the House and Taliaferro of the Senate—An Act relating to liens; * * * emergency.

1st Reading 394
2d Reading 405
CR 623
Considered, advanced, 3d Reading, referred 697
Engrossed—To House 710
SA(s) concurred in, passed as amended 761

4th Reading—To House 767
Approved by Governor April 21, 1969

HB 1328—By Payne, et al—An Act relating to peanuts; * * * emergency.

1st Reading 350
2d Reading 371
Wd, re-referred 485
CR 536
Considered, advanced, 3d Reading ... 685
Signed—To House 686
4th Reading—To House 719
Approved by Governor April 18, 1969

HB 1329—By Briscoe, et al—An Act relating to * * * house trailers and mobile homes * * * emergency.

1st Reading 316
2d Reading 335
CR 572
Considered, advanced, 3d Reading, referred 711
Engrossed—To House 735
SA(s) rejected, Conference requested; HCs named 816
Conference granted, SCs appointed ... 816
CCR read 964
CCR rejected, further Conference requested 966
Further Conference granted 985
2d CCR adopted, passed—To House .. 1012
4th Reading—To House 1019
Approved by Governor May 8, 1969

HB 1330—By Odom (Martin), et al—An Act providing for compensation and expenses of members and secretary of the State Board of Barber Examiners; * * * emergency.

1st Reading 294
2d Reading 308
CR 340
Wd, re-referred 400
CR; re-referred 638

HB 1333—By Payne, et al—An Act * * * providing for physical therapy assistants; * * *

1st Reading 432
2d Reading 450
CR 536

Considered, advanced, 3d Reading, referred	726
Engrossed—To House	736
SAs concurred in, passed as amended	805
4th Reading—To House	816
Recalled from Governor (HCR 1034) ..	986
House rescinds 4th Reading and signing of Enrolled HB 1333; re- considers vote by which Bill, as amend- ed, was passed; by which SA con- curred in and requests Senate to recede from its amendment to the Bill	1011
Senate rescinds 4th Reading and signing of Enrolled HB 1333; re- considers vote by which Bill, as amended, was passed; by which it was advanced, by which SA was adopted and orders SA withdrawn ..	1011
Considered, advanced, 3d Reading, signed—To House	1012
4th Reading—To House	1019
Approved by Governor	May 8, 1969
HB 1335—By Sullivan of the House and Hamilton of the Senate—An Act relating to * * * Sanity Commission * * * emer- gency.	
1st Reading	295
2d Reading	308
CR	554
Considered	669
Considered, advanced, 3d Reading, referred	675
ML; Tabled	676; 722
Engrossed—To House	722
SA(s) concurred in, passed as amended	761
4th Reading—To House	767
Approved by Governor	April 21, 1969
HB 1337—By Smith (Norman), et al—An Act relating to banks and trust companies; * * * emergency.	
1st Reading	448
2d Reading	466
CR	623
Considered, advanced, 3d Reading ...	773
Signed—To House	774
4th Reading—To House	787
Approved by Governor	April 24, 1969

HB 1339—By Monks, et al—An Act designating a public school holiday for the observance of Veterans Day; * * *.	
1st Reading	432
2d Reading	450

HB 1340—By Mountford—An Act relating to * * * Certified Public Accountants or Public Accountants; * * *.	
1st Reading	432
2d Reading	450

HB 1341—By Harrison—An Act relating to * * * license for operation of livestock feed yards; * * *.	
1st Reading	368
2d Reading	387
CR	480
Considered, advanced, 3d Reading ...	503
Withheld under Rule 19-f	503
Signed—To House	504
4th Reading—To House	510
Approved by Governor	April 1, 1969

HB 1342—By Derryberry of the House and Grantham of the Senate—An Act * * * providing qualifications for enforcement officers; * * * emergency.	
1st Reading	295
2d Reading	308
CR	405
Considered, advanced, 3d Reading ...	438
Withheld under Rule 19-f	439
Signed—To House	445
4th Reading—To House	464
Approved by Governor	March 25, 1969

HB 1348—By Abbott et al—An Act * * * removing a requirement that the Highway Director be a licensed civil engineer; * * * emergency.	
1st Reading	295
2d Reading	308
CR	519
Considered	817
Considered, advanced, 3d Reading, referred	853
ML; Tabled	854; 960
Signed—To House	960
4th Reading—To House	987
Approved by Governor	May 8, 1969

HB 1350—By Jones—An Act * * * pro-	
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viding for issuance and preparation of writs and orders * * *.

1st Reading	306
2d Reading	321
CR	623
Considered, advanced, 3d Reading, referred	678
Engrossed—To House	684
4th Reading—To House	725
Approved by Governor	April 18, 1969

HB 1351—By Thompson, et al—An Act relating to obscene or harassing telephone calls; * * * emergency.

1st Reading	432
2d Reading	450
CR	506
Considered, advanced, 3d Reading, referred	676
Engrossed—To House	684
SA(s) concurred in, passed as amended	761
4th Reading—To House	767
Approved by Governor	April 21, 1969

HB 1353—By Hopkins—An Act relating to police pensions; * * * emergency.

1st Reading	432
2d Reading	450
CR	536
Considered, advanced, 3d Reading	667
Signed—To House	667
4th Reading—To House	689
Approved by Governor	April 17, 1969

HB 1354—By Hutchens of the House and Hargrave of the Senate—An Act * * * providing that policies of group life insurance * * * may also insure the lives of the spouses and children * * * emergency.

1st Reading	432
2d Reading	450
CR	495
Considered, advanced, 3d Reading	699
Signed—To House	699
4th Reading—To House	710
Approved by Governor	April 21, 1969

HB 1355—By Peterson—An Act * * * providing for the allowance of attorney fees under the Small Claims procedure; * * * emergency.

1st Reading	394
2d Reading	406
CR	611
Considered, advanced, 3d Reading, referred	765
Engrossed—To House	772
SA(s) concurred in, passed as amended	821
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1358—By McCune et al, of the House and Luton of the Senate—An Act relating * * * fees collected by Court Clerk * * * emergency.

1st Reading	306
2d Reading	321
CR	495
Considered, advanced, 3d Reading, referred	659
Engrossed—To House	664
4th Reading—To House	710
Approved by Governor	April 18, 1969

HB 1361—By Abbott, et al—An Act relating to trusts * * * of public function; * * * emergency.

1st Reading	432
2d Reading	450
CR; re-referred	536; 768

HB 1364—By Cox of the House and Graves and Ferrell of the Senate—An Act relating to the Commissioners of the Land Office; * * * emergency.

1st Reading	330
2d Reading	342
CR	506
Considered, advanced, 3d Reading	653
Signed—To House	659
4th Reading—To House	689
Approved by Governor	April 17, 1969

HB 1365—By Sparkman, et al of the House and McSpadden of the Senate—An Act relating to absentee voting; * * *

1st Reading	417
2d Reading	436

HB 1367—By Finch, et al of the House and Luton, Garrett, Stipe, et al of the Senate—An Act pertaining to * * * eye protective devices * * * chemical-physical lab-

cratory courses of instruction; * * * emergency.

1st Reading	331
2d Reading	342
CR	495
Considered, advanced, 3d Reading, referred	510
Engrossed—To House	521
SA(s) concurred in, passed as amended	548
4th Reading—To House	553
Approved by Governor	April 3, 1969

HB 1371—By Derryberry of the House and Grantham of the Senate—An Act relating to motor carriers; * * * providing penalty for violation of rules and regulations; * * * emergency.

1st Reading	295
2d Reading	308
CR	405
Considered, advanced, 3d Reading ...	440
Withheld under Rule 19-f	441
Signed—To House	445
4th Reading—To House	464
Approved by Governor	March 25, 1969

HB 1372—By Derryberry of the House and Grantham of the Senate—An Act relating to motor carriers; * * * emergency.

1st Reading	295
2d Reading	308
CR	405
Considered, advanced, 3d Reading ...	441
Withheld under Rule 19-f	441
Signed—To House	445
4th Reading—To House	464
Approved by Governor	March 25, 1969

HB 1373—By Derryberry of the House and Grantham of the Senate—An Act relating to motor carriers; * * * providing procedure for notice and hearing of complaints; * * * emergency.

1st Reading	295
2d Reading	309
CR	405
Considered, advanced, 3d Reading ...	441
Withheld under Rule 19-f	441
Signed—To House	445
4th Reading—To House	464
Approved by Governor	March 25, 1969

HB 1375—By Bamberger, et al of the House and Luton of the Senate—An Act relating to costs of trial on change of venue; * * * emergency.

1st Reading	306
2d Reading	321
CR	536
Considered, advanced, 3d Reading ...	659
Signed—To House	660
4th Reading—To House	689
Vetoed by Governor	April 18, 1969

HB 1377—By Cate—An Act relating to real estate brokers and salesmen; * * * emergency.

1st Reading	382
2d Reading	398
CR	572
Considered, advanced, 3d Reading, referred	724
Engrossed—To House	735
SA(s) concurred in, passed as amended	779
4th Reading—To House	787
Approved by Governor	April 24, 1969

HB 1381—By McCune—An Act relating to public health; * * * exempting brokers from Act; * * * emergency.

1st Reading	350
2d Reading	371
CR	572
Considered, advanced, 3d Reading ...	669
Signed—To House	670
4th Reading—To House	689
Approved by Governor	April 17, 1969

HB 1387—By Howard, et al—An Act relating to game and fish; * * * emergency.

1st Reading	316
2d Reading	335

HB 1389—By Lindstrom—An Act relating to * * * War Veterans Commission; * * * emergency.

1st Reading	368
2d Reading	387

HB 1392—By Abbott—An Act * * * relating to determination of school population; * * * emergency.

1st Reading	432
2d Reading	450

CR	536
Considered, advanced, 3d Reading ...	655
Signed—To House	655
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1393—By Monks—An Act relating to state-owned and tax exempt automobiles; * * * emergency.

1st Reading	478
2d Reading	496

HB 1394—By Sullivan—An Act relating to * * * officers whose duty is to preserve and enforce public peace shall be dressed in distinctive uniforms while on duty; * * * emergency.

1st Reading	394
2d Reading	406
CR	536
Considered, advanced, 3d Reading ...	676
Signed—To House	676
4th Reading—To House	689
Approved by Governor	April 17, 1969

HB 1400—By Bickford, et al of the House and Martin of the Senate—An Act relating to state parks and lodges; * * * emergency.

1st Reading	432
2d Reading	450
CR	495
Considered, advanced, 3d Reading, referred	520
Engrossed—To House	536
SA(s) concurred in, passed as amended	553
4th Reading—To House	569
Approved by Governor	April 7, 1969

HB 1403—By Allard—An Act relating to private schools; * * * emergency.

1st Reading	448
2nd Reading	466
CR; re-referred	623; 713

HB 1404—By Tarwater—An Act relating to insurance; * * * emergency.

1st Reading	331
2d Reading	342
CR	395
Considered, advanced, 3d Reading ...	408
Withheld under Rule 19-f	408

Signed—To House	416
4th Reading—To House	418
Approved by Governor	March 18, 1969

HB 1405—By Goodfellow—An Act providing for the study of electronic product radiation; * * * emergency.

1st Reading	350
2d Reading	371
CR	506
Considered, advanced, 3d Reading ...	653
Signed—To House	653
4th Reading—To House	663
Approved by Governor	April 14, 1969

HB 1411—By Mountford—An Act providing for organization of domestic fraternal benefit societies; * * *.

1st Reading	350
2d Reading	371
CR	536
Considered, advanced, 3d Reading ...	698
Signed—To House	698
4th Reading—To House	710
Approved by Governor	April 18, 1969

HB 1412—By Raibourn, et al—An Act * * * prohibiting headlighting and use of vehicles in the hunting of certain animals; * * *.

1st Reading	307
2d Reading	321
CR	572
Considered, advanced, 3d Reading, referred	731
Engrossed—To House	767
SA(s) concurred in, passed as amended	821
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1413—By Raibourn et al—An Act relating to fur-bearing animals; * * *.

1st Reading	307
2d Reading	321
CR	572
Considered, advanced, 3d Reading, referred	668
Engrossed—To House	684
SA(s) concurred in, passed as amended	729
4th Reading—To House	730

Approved by GovernorApril 21, 1969

HB 1416—By Bickford, et al, of the House and Martin of the Senate—An Act relating to discussion of office operations between state employees and legislators; * * * emergency.

1st Reading	432
2d Reading	450
CR	638
Considered, advanced, 3d Reading, referred	669
Engrossed—To House	684
SA(s) concurred in, passed as amended	729
4th Reading—To House	730
Recalled from Governor (HCR 1023)	788

HB 1419—By Hopkins of the House and Stipe of the Senate—An Act * * * providing that retired police officers retain status as peace officers; * * *

1st Reading	295
2nd Reading	309
CR	434
Considered, advanced, 3d Reading ..	474
Withheld under Rule 19-f	474
Signed—To House	476
4th Reading—To House	478
Approved by GovernorMarch 27, 1969	

HB 1431—By McCune—An Act pertaining to destruction of records in misdemeanor and traffic cases * * * emergency.

1st Reading	382
2d Reading	398
CR	495
Considered, advanced	709
Vote reconsidered by which advanced ..	740
Considered, advanced, 3d Reading, referred	741
Engrossed—To House	767
SA(s) concurred in, passed as amended	805
4th Reading—To House	816
Approved by GovernorApril 25, 1969	

HB 1434—By Thompson—An Act relating to insurance; * * * to own stock * * * in another corporation * * * emergency.

1st Reading	417
2d Reading	436

HB 1435—By Hill (Ben)—An Act relating to discriminatory practices in certain areas; * * * emergency.

1st Reading	433
2d Reading	450

HB 1437—By Hopkins of the House and Stipe of the Senate—An Act relating to police pensions and retirement; * * *.

1st Reading	350
2d Reading	371
CR	554
Considered, advanced, 3d Reading ..	667
Signed—To House	668
4th Reading—To House	689
Approved by GovernorApril 17, 1969	

HB 1438—By Vann, et al—An Act relating to District Attorneys; * * * emergency.

1st Reading	350
2d Reading	371
CR	495

Considered, advanced, 3d Reading, referred

Engrossed—To House	684
SA(s) rejected, Conference requested; HCs named	699
Conference granted, SCs appointed ...	699
CCR read, consideration deferred	754
CCR adopted, passed—To House	770
4th Reading—To House	787
Recalled from Governor (HCR 1027) ..	876

House rescinds 4th Reading, requests Senate to do likewise and reconsider vote by which passed, as amended in Conference

Senate rescinds 4th Reading

Vote reconsidered by which passed, as amended in Conference; by which CCR adopted; rejects CCR and requests further Conference, reappointing SCs

Further Conference granted,

HCs named

2d CCR adopted, passed—To House ..

4th Reading

Approved by GovernorMay 8, 1969

HB 1439—By Abbott—An Act relating to * * * Boards of Education of school districts; * * * emergency.

1st Reading	368
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2d Reading	387
CR	434
Considered and advanced	474
Vote reconsidered by which advanced, referred	785

HB 1440—By Camp, et al—An Act relating to * * * commitment to a State Hospital for observation and examination; * * * emergency.

1st Reading	448
2d Reading	466
CR	623
Considered, advanced, 3d Reading, referred	764
Engrossed—To House	800
SA(s) concurred in, passed as amended	821
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1442—By Mountford—An Act relating to * * * filing of articles of incorporation of domestic insurance companies; * * *

1st Reading	448
2d Reading	466
CR	536
Considered, advanced, 3d Reading, referred	657
Engrossed—To House	664
SA(s) rejected, Conference requested; HCs named	725
Conference granted, SCs appointed	725
CCR read, consideration deferred	739
CCR adopted, passed—To House	770
4th Reading—To House	787
Approved by Governor	April 25, 1969

HB 1445—By Clemons—An Act relating to the public schools; * * * to provide additional employees * * * emergency.

1st Reading	433
2d Reading	450

HB 1450—By Beauchamp, et al—An Act relating to courts; authorizing an additional judge for the Fifth Judicial District; * * * emergency.

1st Reading	448
2d Reading	466

HB 1451—By Monks, et al—An Act * * *

providing for annexation and consolidation of school districts; * * * election.

1st Reading	448
2d Reading	466
Stricken	764

HB 1457—By Hutchens of the House and Smalley and Stipe of the Senate—An Act relating to criminal procedure; * * * emergency.

1st Reading	448
2d Reading	466

HB 1467—By Hunter—An Act relating to cemeteries; * * *

1st Reading	368
2d Reading	387
CR	638
Considered, advanced, 3d Reading, referred	678
Engrossed—To House	684
SA(s) concurred in, passed as amended	729
4th Reading—To House	730
Approved by Governor	April 18, 1969

HB 1469—By Raibourn—An Act relating to game and fish; * * * emergency.

1st Reading	449
2d Reading	466
CR	536
Considered, advanced, 3d Reading, referred	697
Engrossed—To House	710
SA(s) rejected; Conference requested; HCs named	779
Conference granted, SCs appointed	792
CCR adopted, passed—To House	971
4th Reading—To House	989
Approved by Governor	May 8, 1969

HB 1470—By Hill (Archibald), et al—An Act relating to * * * election laws relating to voting machines, * * * emergency.

1st Reading	433
2d Reading	450

HB 1471—By Thompson, et al of the House and Short of the Senate—An Act relating to probate procedure; * * * emergency.

1st Reading	494
2d Reading	507

CR	623
Considered, advanced, 3d Reading, referred	725
Engrossed—To House	735
SA(s) rejected, Conference requested; HCs named	779
Conference granted, SCs appointed	792
CCR read, consideration deferred	824
CCR adopted, passed—To House	850
4th Reading—To House	879
Approved by Governor	April 25, 1969

HB 1472—By Mountford—An Act relating to certain public employees;	
1st Reading	382
2d Reading	398
CR	554
Considered, advanced, 3d Reading, referred	656
Engrossed—To House	664
SA(s) rejected, Conference requested; HCs named	713
Conference granted, SCs appointed	713
CCR rejected, further Conference requested	870
Further Conference granted	873
2d CCR adopted, passed—To House	972
4th Reading—To House	989
Approved by Governor	May 13, 1969

HB 1474—By Bamberger—An Act relating to evidence in criminal violations; * * * emergency.	
1st Reading	478
2d Reading	496

HB 1475—By Bamberger—An Act relating to municipal courts; * * * emergency.	
1st Reading	478
2d Reading	496
CR	536
Considered, advanced, 3d Reading, failed	756
ML; Tabled	756; 801

HB 1476—By Poulos of the House and McSpadden of the Senate—An Act relating to community social service centers; * * * emergency.	
1st Reading	478
2d Reading	496

HB 1479—By Green, et al—An Act relat-	
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ing to * * * public liability and property damage insurance; * * * emergency.	
1st Reading	449
2d Reading	467
CR	572
Considered, advanced, 3d Reading, referred	767
Engrossed—To House	800
SA(s) concurred in, passed as amended	821
4th Reading—To House	849
Approved by Governor	April 25, 1969

HB 1480—By Spearman, et al—An Act relating to state capitol and capitol improvement * * * emergency.	
1st Reading	478
2d Reading	496
CR	638
Stricken	684

HB 1483—By Hatchett, et al—(Legislative Council emergency)	
1st Reading	463
2d Reading	484
CR	554
Considered, advanced, 3d Reading, referred	673
Engrossed—To House	684
SA(s) rejected, Conference requested; HCs named	714
Conference granted, SCs appointed	714
CCR read, consideration deferred	865
CCR adopted, passed—To House	878
4th Reading—To House	959
Approved by Governor	May 8, 1969

HB 1484—By Abbott, et al—An Act relating to * * * school curriculum on sex education * * * emergency.	
1st Reading	463
2d Reading	484

HB 1486—By Mountford—An Act relating to the restoration for safe usage of certain hazardous lands in Oklahoma; * * * emergency.	
1st Reading	569
2d Reading	612
CR	664
Considered, advanced, 3d Reading	693
Signed—To House	693
4th Reading—To House	710

Approved by GovernorApril 21, 1969

HB 1487—By Sparkman, et al, of the House and Luton and Smith of the Senate—An Act providing procedure for numbering of vessels and boat motors * * *

1st Reading	805
2d Reading	850
Considered, advanced, 3d Reading ...	957
Signed—To House	957
4th Reading—To House	984
Approved by Governor	May 13, 1969

PART VI

HOUSE JOINT RESOLUTIONS

Titles in full shown on page numbers opposite
"1st Reading".

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Coauthor: **SBs** 1, 8, 29, 45, 56, 121, 123, 125, 129, 163, 164, 169, 189, 192, 205, 230, 253, 254, 333, 340, 343, 353; **SJR**s 5, 15; **SCR**s 2, 5, 9, 11, 16, 18, 19, 21, 23, 24, 25, 26, 34, 36; **SR**s 11, 12, 13, 22, 23, 24, 25, 26, 27, 29, 40, 41; **HB**s 1012, 1013, 1025, 1034, 1056, 1057, 1099, 1107, 1119, 1124, 1133, 1201, 1257, 1264, 1302, 1341, 1348, 1442; **HCR**s 1006, 1015, 1017, 1018, 1022, 1025, 1026, 1032.

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Author: SBs 234, 272, 273, 304, 306, 337.

Coauthor: SBs 103, 118, 251, 340, 345; SCRs 2, 5, 9, 11, 16, 18, 19, 23, 24, 25,
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Author: SBs 34, 35, 36, 37, 38, 39, 84, 85, 86, 220, 221, 252; SJRs 2, 3, 4, 7, 23,
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Coauthor: SBs 132, 155, 196, 251, 304, 340, 345; SJRs 17, 25; SCRs 2, 5, 9,
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Coauthor: SBs 91, 102, 108, 110, 125, 221, 340, 344; SCRs 2, 5, 9, 11, 16, 18, 19, 21, 23, 24, 25, 26, 34; SRs 12, 13, 22, 24, 25, 26, 27, 29, 40, 41; HBs 1055, 1056, 1124, 1130, 1131, 1133, 1138, 1162, 1207, 1211, 1220, 1241, 1306, 1342, 1355, 1367, 1371, 1372, 1373; HCRs 1006, 1015, 1017, 1019, 1022, 1025, 1028, 1032.	
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Author: **SBs** 2, 124, 189, 245, 335, 341; **SCR** 18; **SR** 6.Coauthor: **SBs** 117, 118, 242, 340, 345, 362; **SJR** 25; **SCRs** 2, 5, 6, 9, 11, 16, 19, 21, 23, 24, 25, 26, 34; **SRs** 9, 11, 12, 13, 22, 24, 25, 27, 29, 40, 41; **HBs** 1014, 1024, 1129, 1182, 1196, 1198, 1216, 1245, 1348, 1367; **HCRs** 1006, 1015, 1017, 1022, 1025, 1032.Declaration of Vote: **HB** 1179 p 760**HOLLOMAN**, Haskell A.: Election Return of 14**HOLLOWAY**, William J. Jr.: Communication from 951**HOPE**, Garland H.: Election Return of 10**HORN**, Senator Raymond L.:

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Author: **SBs** 302, 338, 358.Coauthor: **SBs** 8, 117, 118, 125, 189, 333, 345; **SCRs** 2, 5, 9, 11, 16, 18, 19, 23, 24, 25, 26, 34; **SRs** 11, 12, 13, 22, 23, 24, 25, 26, 27, 29, 40, 41; **HBs** 1012, 1016, 1119, 1129, 1367, 1400; **HCRs** 1006, 1015, 1017, 1022, 1025, 1032.

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Author: SBs 185, 248, 293, 365.

Coauthor: SBs 34, 37, 60, 71, 84, 117, 118, 160, 175, 189, 202, 236, 253, 287;
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Coauthor: **SBs** 1, 11, 45, 102, 117, 118, 125, 175, 221, 234, 253, 271, 340, 345;
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Author: **SBs** 258, 361; **SRs** 10, 17.

Coauthor; **SBs** 8, 56, 70, 118, 189, 254, 289, 333, 345; **SCRs** 2, 5, 9, 11, 16, 18,
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Author: SBs 158, 202, 223, 280, 281, 282, 283, 324, 331, 344.		
Coauthor: SBs 11, 88, 105, 118, 123, 176, 181, 186, 216, 219, 340; SJR 5; SCRs 2, 5,		
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Author: **SCR 21.**

Coauthor: **SBs** 84, 85, 86, 175, 286, 340, 345; **SCRs** 2, 5, 9, 11, 16, 17, 18, 19, 23, 24, 25, 26, 34; **SRs** 11, 12, 13, 22, 23, 24, 25, 27, 29, 40, 41; **HBs** 1058, 1065, 1124, 1258, 1293, 1348, 1367, 1440; **HCRs** 1006, 1015, 1017, 1022, 1025, 1032.

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Author: **SBs** 12, 126, 147, 175, 177, 178, 286.

Coauthor: **SBs** 35, 38, 58, 71, 84, 85, 86, 103, 107, 118, 119, 129, 143, 152, 171, 173, 194, 236, 252, 340; **SJR**s 23, 24, 25; **SCRs** 2, 5, 9, 11, 16, 18, 19, 21, 23, 24, 25, 26, 34; **SRs** 9, 11, 12, 13, 15, 22, 24, 25, 27, 29, 40, 41; **HBs** 1012, 1054, 1124, 1180, 1207, 1258, 1297, 1303, 1306, 1348, 1351, 1367, 1419; **HCRs** 1006, 1015, 1017, 1018, 1022, 1025, 1032.

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Author: SBs 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 96, 97, 98, 99, 112, 115, 168, 205, 228, 229, 242, 254, 255, 301, 314, 315, 323; SJR s 10, 16, 25, 26; SCR s 8, 10; SR s 29, 39.	
Coauthor: SBs 11, 35, 118, 125, 129, 160, 175, 189, 311, 345; SCR s 2, 5, 6, 9, 11, 16, 18, 19, 23, 24, 25, 26, 30, 34; SR s 11, 12, 13, 22, 24, 25, 27, 40, 41; HB s 1028, 1046, 1067, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1137, 1153, 1154, 1166, 1181, 1229, 1232, 1234, 1264, 1308, 1319, 1329, 1365, 1367, 1476; HCR s 1006, 1015, 1017, 1022, 1025, 1030, 1032.	

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Author: SBs 109, 114, 133, 186, 309; SR s 20, 24.	
Coauthor: SBs 8, 94, 105, 117, 118, 121, 129, 253, 270, 333, 345; SJR 22; SCR s 2, 5, 9, 11, 16, 18, 19, 23, 24, 25, 26, 34; SR s 11, 12, 13, 17, 22, 25, 27, 29, 40, 41; HB s 1012, 1032, 1269, 1270, 1367, 1400, 1405, 1416; HCR s 1006, 1015, 1017, 1022, 1025, 1032.	

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Author: SBs 87, 297; SJR 5; SCR 30.

Coauthor: SBs 35, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62,
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—Committee (GCCA) 538

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Coauthor: **SBs** 1, 118, 125, 189, 192, 254, 345; **SCRs** 2, 5, 9, 11, 16, 18, 19, 21, 23, 24, 25, 26, 34; **SRs** 11, 12, 13, 22, 24, 25, 27, 29, 40, 41; **HBs** 1101, 1129, 1319; **HCRs** 1006, 1015, 1017, 1022, 1025, 1032.

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Author: **SBs** 88, 129, 146, 156.

Coauthor: **SBs** 11, 56, 69, 72, 106, 117, 118, 186, 192, 253, 254, 340, 345; **SJR** 12; **SCRs** 5, 6, 9, 11, 12, 16, 18, 19, 23, 24, 25, 26, 30, 31, 34; **SRs** 12, 13, 17, 22, 23, 24, 25, 27, 29, 40, 41; **HBs** 1013, 1023, 1034, 1119, 1137, 1139, 1180, 1207, 1333, 1367, 1392, 1439, 1483; **HCRs** 1006, 1010, 1013, 1015, 1017, 1018, 1022, 1024, 1025, 1032, 1034.

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Author: SBs 159, 171, 172, 179, 209, 213, 238, 247, 330, 348; SCR 26; SR 13.	
Coauthor: SBs 35, 72, 107, 118, 123, 129, 181, 189, 202, 216, 248, 253, 340, 344, 345; SJR 9; SCRs 2, 5, 6, 9, 11, 16, 18, 19, 23, 24, 25, 34; SRs 12, 22, 24, 25, 27, 29, 40, 41; HBs 1023, 1054, 1101, 1119, 1139, 1160, 1289, 1296, 1303, 1306, 1319, 1348; HCRs 1006, 1012, 1015, 1017, 1018, 1022, 1025, 1032.	
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Author: SBs 110, 311; SJR 9; SCRs 12, 31; SRs 12, 23.	
Coauthor: SBs 117, 118, 145, 196, 253, 290, 336, 349, 350; SCRs 2, 5, 9, 11, 14, 16, 18, 19, 21, 23, 24, 25, 26, 34, 36; SRs 9, 13, 22, 24, 25, 26, 27, 29, 40, 41; HBs 1011, 1016, 1027, 1031, 1158, 1288, 1303, 1328, 1348, 1367, 1431, 1438, 1486; HJR 1024, 1031; HCRs 1006, 1015, 1017, 1022, 1025, 1032.	
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Author: SBs 138, 139, 140, 274; SR 27.

Coauthor: SBs 118, 125, 134, 158, 176, 193, 197, 198, 199, 259, 289, 333; SCRs 2, 5, 9, 11, 12, 15, 16, 18, 19, 23, 24, 25, 26, 34; SRs 11, 12, 13, 22, 24, 25, 29, 40, 41; HBs 1012, 1034, 1092, 1129, 1207, 1237, 1309, 1311, 1348, 1367; HCRs 1006, 1015, 1016, 1017, 1022, 1025, 1032.

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Coauthor: SBs 8, 56, 117, 118, 123, 187, 189, 242, 248, 251, 267, 268, 269, 333, 340; SCRs 2, 5, 9, 11, 16, 18, 19, 21, 23, 24, 25, 26, 34; SRs 9, 10, 12, 13, 17, 22, 24, 25, 27, 29, 40, 41; HBs 1058, 1195, 1199, 1203, 1289, 1308, 1315, 1411, 1442, 1486; HCRs 1006, 1015, 1017, 1022, 1025, 1032.	
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Author: SBs 141, 142, 190; SJR 8.	
Coauthor: SBs 125, 345; SCRs 2, 5, 9, 11, 16, 18, 19, 23, 24, 25, 26, 34; SRs 12, 13, 22, 24, 25, 27, 29, 40, 41; HBs 1303, 1367; HCRs 1006, 1015, 1017, 1022, 1025, 1032.	
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Author: SBs 8, 94, 95, 182, 195, 210, 244, 275, 276, 303, 308, 316, 332, 377.	
Coauthor: SBs 84, 251; SCRs 2, 5, 9, 11, 16, 18, 19, 21, 23, 24, 25, 26, 34; SRs 12, 13, 22, 24, 25, 27, 29, 40, 41; HBs 1012, 1192, 1330, 1350, 1351; HCRs 1006, 1015, 1017, 1022, 1025, 1032.	
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Author: **SBs** 9, 14, 113, 137, 144, 222, 384; **SJR**s 1, 17, 21.

Coauthor: **SBs** 36, 38, 84, 85, 86, 118, 147, 175, 191, 286, 340; **SJR** 7; **SCRs** 2, 5, 9, 11, 16, 18, 19, 21, 23, 24, 25, 26, 30, 34; **SRs** 12, 13, 15, 22, 23, 24, 25, 27, 29, 40, 41; **HBs** 1012, 1054, 1056, 1124, 1136, 1162, 1179, 1225, 1233, 1253, 1287, 1297, 1303, 1312, 1348, 1471; **HJR** 1022; **HCRs** 1006, 1015, 1017, 1022, 1025, 1032.

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Author: SBs 7, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 91, 92, 93, 101, 102, 173, 180, 181, 216, 329, 340, 379; SJR 11; SCRs 16, 25, 28, 29; SRs 8, 15, 19.		
Coauthor: SBs 11, 35, 38, 61, 117, 125, 158, 160, 215, 251, 345, 349, 350; SCRs 2, 5, 6, 8, 9, 11, 18, 19, 21, 23, 24, 26; SRs 12, 13, 22, 24, 25, 27, 29, 40, 41; HBs 1106, 1007, 1010, 1034, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1050, 1055, 1061, 1129, 1130, 1134, 1136, 1139, 1164, 1172, 1181, 1188, 1207, 1218, 1253, 1302, 1377, 1381, 1392, 1457, 1472, 1483; HJRs 1021, 1023; HCRs 1001, 1002, 1004, 1005, 1006, 1015, 1017, 1018, 1022, 1025, 1032.		
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Author: SBs 6, 41, 106, 107, 120, 132, 197, 198, 199, 207, 214, 233, 271, 371, 375, 381, 382; SCRs 5, 6, 7, 14; SRs 9, 28, 30, 31, 34, 40, 41, 42.		
Coauthor: SBs 111, 118, 130, 143, 147, 160, 205, 215, 223, 236, 289, 340, 341, 345, 365, 366, 370; SJRs 12, 18; SCRs 2, 9, 11, 16, 18, 19, 23, 24, 25, 26, 32, 33, 34; SRs 5, 8, 12, 13, 15, 22, 23, 24, 25, 27, 29; HBs 1024, 1081, 1133, 1139, 1160, 1187, 1269, 1270, 1305, 1483, 1487; HJR 1023; HCRs 1006, 1007, 1012, 1015, 1017, 1018, 1022, 1025, 1032.		
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Author: SCR 17.	
Coauthor: SBs 137, 164, 326, 327, 333; SCRs 2, 5, 9, 11, 16, 18, 19, 21, 23, 24,	
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First Half of Year		Second Half of Year	
Section	Plants Raised	Section	Plants Raised
Section A	100	Section A	100
Section B	100	Section B	100
Section C	100	Section C	100
Section D	100	Section D	100
Section E	100	Section E	100
Section F	100	Section F	100
Section G	100	Section G	100
Section H	100	Section H	100
Section I	100	Section I	100
Section J	100	Section J	100
Section K	100	Section K	100
Section L	100	Section L	100
Section M	100	Section M	100
Section N	100	Section N	100
Section O	100	Section O	100
Section P	100	Section P	100
Section Q	100	Section Q	100
Section R	100	Section R	100
Section S	100	Section S	100
Section T	100	Section T	100
Section U	100	Section U	100
Section V	100	Section V	100
Section W	100	Section W	100
Section X	100	Section X	100
Section Y	100	Section Y	100
Section Z	100	Section Z	100

The results of the experiments conducted during the first half of the year are given in the first section of the table, and the results of the experiments conducted during the second half of the year are given in the second section of the table. The results are given in terms of the number of plants that have been raised, and the number of plants that have been raised in each of the different sections of the garden. The results of the experiments conducted during the first half of the year are given in the first section of the table, and the results of the experiments conducted during the second half of the year are given in the second section of the table.

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PART X

**Disposition of Legislation
Passed by the First Session
of the 32nd Legislature
1969**

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43	64	83	130	197	242	289	366

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10	12	14	15	20	25	26
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FILED WITH SECRETARY OF STATE:

7	17
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1001	1044	1095	1120	1185	1253	1314	1381
1004	1048	1096	1121	1187	1257	1315	1392
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1012 1023 1034

FILED WITH SECRETARY OF STATE:

1011

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1046 *1129 1158 1195 1237 *1245 1264 **1288
 1375

* Veto overridden by Legislature.

** Veto Message received by Senate—filed with Senate Rules Committee.

